

# COUNTY COUNCIL OF BEAUFORT COUNTY

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WM. WESTON J. NEWTON  
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D. PAUL SOMMERVILLE  
VICE CHAIRMAN

## COUNCIL MEMBERS

STEVEN M. BAER  
RICK CAPORALE  
GERALD DAWSON  
BRIAN E. FLEWELLING  
HERBERT N. GLAZE  
WILLIAM L. McBRIDE  
STEWART H. RODMAN  
GERALD W. STEWART  
LAURA VON HARTEN

GARY KUBIC  
COUNTY ADMINISTRATOR

BRYAN J. HILL  
DEPUTY COUNTY ADMINISTRATOR

LADSON F. HOWELL  
COUNTY ATTORNEY

SUZANNE M. RAINEY  
CLERK TO COUNCIL

## AGENDA

### COUNTY COUNCIL OF BEAUFORT COUNTY

Monday, October 24, 2011

4:00 p.m.

Large Meeting Room, Hilton Head Island Branch Library  
11 Beach City Road, Hilton Head Island

Citizens may participate in the public comment periods and public hearings telephonically from Council Chambers of the Administration Building, Government Center, 100 Ribaut Road, Beaufort as well as Mary Field School, Daufuskie Island.

1. CAUCUS - 4:00 P.M.  
Discussion is not limited to agenda items.  
Large Meeting Room, Hilton Head Island Branch Library
2. REGULAR MEETING - 5:00 P.M.  
Large Meeting Room, Hilton Head Island Branch Library
3. CALL TO ORDER
4. PLEDGE OF ALLEGIANCE
5. INVOCATION
6. REVIEW OF MINUTES – October 10, 2011 ([backup](#))
7. PROCLAMATION  
A. Veterans Day  
Mr. Ed Ray, Director, Veterans Affairs Department
8. RECOGNITION / FORMER BOARD AND COMMISSION MEMBERS
9. PUBLIC COMMENT
10. COUNTY ADMINISTRATOR'S REPORT ([backup](#))  
Mr. Gary Kubic, County Administrator  
A. The County Channel / Broadcast Update ([backup](#))  
B. Two-Week Progress Report ([backup](#))

Over



11. DEPUTY COUNTY ADMINISTRATOR'S REPORT

Mr. Bryan Hill, Deputy, County Administrator

A. Two-Week Progress Report ([backup](#))

B. Approval of Budget Schedule FY 2013 ["\\*dcmw +](#)

12. CONSENT AGENDA – ITEMS A THROUGH F

A. AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$50,000,000 AGGREGATE PRINCIPAL AMOUNT OF HOSPITAL REFUNDING AND IMPROVEMENT REVENUE BONDS (BEAUFORT MEMORIAL HOSPITAL) SERIES 2011; AUTHORIZING THE EXECUTION AND DELIVERY OF A BOND PURCHASE AND LOAN AGREEMENT, A REFUNDING ESCROW DEPOSIT AGREEMENT IN CONNECTION THEREWITH; AUTHORIZING PROPER OFFICERS TO DO ALL THINGS NECESSARY OR ADVISABLE; AND OTHER MATTERS INCIDENTAL THERETO ([backup](#))

1. Consideration of third and final reading approval to occur October 24, 2011
2. Public hearing held October 10, 2011
3. Second reading approval occurred September 26, 2011 / Vote 11:0
4. First reading approval occurred September 12, 2011 / Vote 11:0
5. Finance Committee discussion and recommendation to approve occurred September 12, 2011 / Vote 7:0

B. TEXT AMENDMENT TO THE BEAUFORT COUNTY ZONING AND DEVELOPMENT STANDARDS ORDINANCE (ZDSO), ARTICLE VII, SEC. 106-1845(6) BUFFER DISTURBANCE ( ADDS RIVER BUFFER DISTURBANCE STANDARDS) ([backup](#))

1. Consideration of third and final reading approval to occur October 24, 2011
2. Public hearing held October 10, 2011
3. Second reading approval occurred September 26, 2011 / Vote 11:0
4. First reading approval occurred September 12, 2011 / Vote 11:0
5. Natural Resources Committee discussion and recommendation to approve occurred September 6, 2011 / Vote 5:0

C. AN ORDINANCE TO CALL FOR A REFERENDUM TO ALLOW THE QUALIFIED ELECTORS OF BEAUFORT COUNTY, SOUTH CAROLINA TO VOTE TO RETAIN THE COUNCIL/ADMINISTRATOR FORM OF GOVERNMENT OR CHANGE TO THE COUNCIL/MANAGER FORM OF GOVERNMENT ([backup](#))

1. Consideration of third and final reading approval to occur October 24, 2011
2. Public hearing held October 10, 2011
3. Second reading approval occurred October 10, 2011 / Vote 11:0  
The ordinance was amended to include language to “provide for the appointment of the County Treasurer and County Auditor”
4. Second reading approval occurred September 26, 2011 / Vote 11:0
5. First reading approval occurred September 12, 2011 / Vote 11:0

6. Governmental Committee discussion and recommendation to approve occurred September 6, 2011 / Vote 5:0
  
  - D. 2012 COUNTY EMPLOYEE INSURANCE BENEFIT PROGRAM. ([backup](#))
    1. All vendors have agreed to the same plans with no price increase in 2012.
    2. Employee contributions for the basic plan will decrease by 6% and contributions for the premium plan will increase by 5% to more accurately reflect claims cost.
    3. Finance Committee discussion and recommendation to approve occurred September 26, 2011 / Vote 7:0
  
  - E. TOGETHER FOR BEAUFORT / 2011 AGENCY FUNDING RECOMMENDATIONS ([backup](#))
    1. Community Services Committee discussion and recommendation to approve occurred October 17, 2011 / Vote 6:0
  
  - F. AN ORDINANCE AUTHORIZING THE PLACEMENT OF A QUESTION ON THE OFFICIAL BALLOT FOR THE GENERAL ELECTION TO BE CONDUCTED NOVEMBER 6, 2012, CONCERNING A PROPOSITION AUTHORIZING BEAUFORT COUNTY TO ISSUE GENERAL OBLIGATION BONDS TO ACQUIRE LANDS FOR PRESERVATION AND TO PAY CERTAIN COSTS AND DEBT SERVICE RELATED THERETO ([backup](#))
    1. Consideration of first reading approval to occur October 24, 2011
    2. Finance Committee discussion and recommendation of borrowing amount occurred October 10, 2011 /Vote 8:0
    3. Natural Resources Committee discussion and recommendation to proceed with referendum October 3, 2011 / Vote 7:0
13. PUBLIC HEARING – 6:00 P.M.
- A. AN ORDINANCE TO AMEND ORDINANCE NO. 2011-25 SO AS TO ALLOW FOR THE RENUMBERING OF THE ELEVEN SEPARATE BEAUFORT COUNTY COUNCIL DISTRICTS AND BEAUFORT COUNTY BOARD OF EDUCATION DISTRICTS ([backup](#))
    1. Consideration of third and final reading approval to occur October 24, 2011
    2. Second reading approval occurred October 10, 2011 / Vote 11:0
    3. First reading, by title only, approval occurred September 26, 2011 / Vote 11:0
14. COMMITTEE REPORTS ([backup](#))
15. PUBLIC COMMENT
16. EXECUTIVE SESSION - Discussion of negotiations incident to proposed contractual arrangements and proposed purchase of property
17. ADJOURNMENT

Official Proceedings  
County Council of Beaufort County  
October 10, 2011

The electronic and print media was duly notified in accordance with the State Freedom of Information Act.

**CAUCUS**

A caucus of the County Council of Beaufort County was held at 4:00 p.m. on Monday, October 10, 2011 in the executive conference room of the Administration Building, 100 Ribaut Road, Beaufort, South Carolina.

**ATTENDANCE**

Chairman Weston Newton, Vice Chairman D. Paul Sommerville and Councilmen Steven Baer, Rick Caporale, Gerald Dawson, Brian Flewelling, Herbert Glaze, William McBride, Stu Rodman, Gerald Stewart and Laura Von Harten.

**DISCUSSION ITEMS**

Topics discussed during the caucus included: Council protocol for requesting information in terms of production, timeline, how the question is asked, and how the information is disseminated; requests by members of council to alter or supplement council and committee minutes; St. Helena Island branch library at Penn Center groundbreaking October 13, 2011; reopening the Bluffton Parkway Phase 5B process upon receipt of 100% of the money from the Town of Bluffton; status of workforce housing on a future agenda of Community Services Committee; staff research on how the County transferred \$377,000 to the Lowcountry Economic Network for the Beaufort Commerce Park waterline -- how it was authorized, when and by whom; status of a policy regarding Section 9 (Transfers) of County Budget Ordinance, discussion of essential versus non-essential services in advance of next year's budget cycle; a request from Representative Shannon Erickson to rename the new expanded two-lane McTeer Bridge; and whether or not a follow-on meeting or joint meeting with Jasper County Council is needed regarding the Economic Development Alliance recommendations on the Organizational Assessment of Beaufort County Economic Development Task Force Report.

**REGULAR MEETING**

The regularly scheduled meeting of the County Council of Beaufort County was held at 5:00 p.m. on Monday, October 10, 2011 in Council Chambers of the Administration Building, 100 Ribaut Road, Beaufort, South Carolina.

**ATTENDANCE**

Chairman Weston Newton, Vice Chairman D. Paul Sommerville and Councilmen Steven Baer, Rick Caporale, Gerald Dawson, Brian Flewelling, Herbert Glaze, William McBride, Stu Rodman, Gerald Stewart and Laura Von Harten.

### **PLEDGE OF ALLEGIANCE**

The Chairman led those present in the Pledge of Allegiance to the Flag.

### **INVOCATION**

Councilman William McBride gave the invocation.

### **MOMENT OF SILENCE**

The Chairman called for a moment of silence in remembrance of Mrs. Martha Baumberger, the first and only woman to serve as chairwoman of Beaufort County Council and as Hilton Head Island's mayor, died October 2, 2011. She was 98. She served on Beaufort County Council from 1983 through 1986 and as mayor of Hilton Head Island from 1987 through 1989.

### **REVIEW OF PROCEEDINGS OF THE REGULAR MEETING HELD SEPTEMBER 26, 2011**

It was moved by Mr. Glaze, seconded by Mr. McBride, that Council approve the minutes of the regular meeting held September 26, 2011. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. The motion passed.

### **PROCLAMATION**

#### **Penn Center Heritage Days Celebration Week**

The Chairman proclaimed the week of November 6 through November 11, 2011 as Penn Center Heritage Days Celebration Week.

### **RECOGNITION / FORMER BOARD AND COMMISSION MEMBERS**

#### **2011 Citizen Volunteers / County Boards and Commissions**

The Chairman recognized 12 citizens for their volunteer service on the County's various agencies, boards, commissions and authorities: Gordon Bowers, Solid Waste and Recycling Board, April 1999 - May 2011; Charles Brown, Planning Commission, April 2010 - June 2011; Claude Dinkins, Zoning Board of Appeals, September 2000 – January 2011; Valerie Donaldson, Library Board, March 2009 - February 2011; Beverly Smith Dore, Disabilities and Special Needs Board, March 1990 - September 2010; Ricky Felts, Burton Fire District, June 1998 - February 2011; Janet Kuchler, Library Board, April 2002 - September 2011; Phil LeRoy, Zoning Board of Appeals, September 2004 - August 2011; James D. Mathews, Sr., Disabilities and

Special Needs Board, July 2006 - February 2011; Mark McCain, Lowcountry Regional Transportation Authority, August 2010 - August 2011; Elizabeth Santagati, Disabilities and Special Needs Board, September 2005 - March 2011; and John Cartwright, Library Board, February 2008 - April 2011.

### **PUBLIC COMMENT**

The Chairman recognized Mr. Edgar Williams, a resident of Dale, who spoke about the Dale Community Center (Center). The water was deplorable. The senior citizens could not drink the water. He took water there daily because they said the County did not have any money to buy a bottle of water for the 23 seniors at the Center. It is deplorable. He does not understand. Finally, they got water. We thank Mr. Campbell for his wisdom in supporting that, along with his good Councilman, Mr. Gerald Dawson, who represents Dale community. They are very happy and extend their thanks. They hope that they do not get sick from the water that they drunk. He was going to bring Council some so members can drink it and see what they were going through. Next, after dealing with County Council a number of years, he is of the opinion election of the Treasurer and Auditor is best because, at least, we can vote for the people who represent the County. It is his understanding part of their salary is paid by the state. If these positions are appointed, will the County pay the Auditor and Treasurer state salary supplement? He understands Council has no control over the Treasurer, or the Auditor, but being appointed then he could call his Councilman, Mr. Gerald Dawson, and tell him that he has some problems with the Auditor. So that might be the way to go. His next issue is Council's decision to bifurcate the districts of Beaufort County based on the census. He is at a loss to see that we have, in our district, African-Americans running against each other. It seems that we could have done a better job. He is amazed at how Council crafted its districts. People in Sheldon Township were almost left without representation. Taxation without representation is not the fairest way to go. He paid his taxes like all you gentlemen and ladies up there. He is proud to be a taxpayer. He wants proper representation just in case he has to run for one of these jobs.

### **COUNTY ADMINISTRATOR'S REPORT**

#### **The County Channel**

Mr. Gary Kubic, County Administrator, announced The County Channel latest episode of the award-winning nature series Coastal Kingdom is now on the air. The episode entitled "Strategies for Survival" features lowcountry animals and their unique adaptations for protecting themselves against predators. Angel-wing clams buried deep in the sand, hognose snakes playing dead, and caterpillars mimicking snakes are just a few of the creatures in this show. Coastal Kingdom is available to every classroom in Beaufort County. It is now even more accessible, with the launch of coastalkingdom.com. You can watch full episodes, read information on the animals, and correlate with South Carolina Science Standards. The website was made possible through our partnership with The LowCountry Institute as well as a grant from the Banbury Fund.

The County Channel will also be covering the State of the Region breakfast, again hosted by the Hilton Head Island-Bluffton Chamber of Commerce. The event will be held at The Westin Hilton Head Island Resort & Spa on Wednesday, October 12, featuring keynote speaker South

Carolina Governor Nikki Haley, along with featured speakers Beaufort County Council Chairman Weston Newton, Hilton Head Island Mayor Drew Laughlin and Bluffton Mayor Lisa Sulka will discuss topics important to our community.

### **Two-Week Progress Report**

Mr. Kubic presented his Two-Week Progress Report, which summarized his activities from September 26, 2011 through October 7, 2011.

### **Report / Delinquent Tax Sale**

Mr. Troy Hodges, Deputy Treasurer, presented a summary of the delinquent tax sale. We are pretty excited about it. Given the economic climate, our expectations were, at best really, to stem the tide. However, year-over-year we went from 1,572 in total properties that went to tax sale to 1,103, a 30% reduction. That is a pretty phenomenal figure, again, given the economic climate. We took in \$26,600,000 and \$2,600,000 in actual delinquent sales or accounts.

Mr. Sommerville inquired about some properties that were not claimed for purchase.

Mr. Hodges replied there were 171 FLC (Forfeited Land Commission) properties. When no one bids on property, it goes to the FLC. That, too, was a great reduction -- 506 properties last year; 171 this year.

Mr. Sommerville asked if that number is included in, or an addition to, the 1,091.

Mr. Hodges replied that is the total. When you say 1,103, it includes mobile homes.

Mr. Newton asked, “How does that number compare, apples to apples, to last year’s number?”

Mr. Hodges replied the numbers are phenomenal. We went from 1,572 properties that went to tax sale last year to 1,103; basically a 30% reduction. As far as revenue generated, the sale amount was \$22,900,000 as opposed to \$26,600,000. The actual amount of tax money was less, but that stands to reason given 500 less properties.

Mr. Newton inquired of the number of properties that did not go to tax sale this year versus last year – both delinquent and property not bought.

Mr. Hodges replied that number was 506 last year, 171 this year. Another favorable number.

Mr. Baer asked, “How much money in owed taxes are those 171?” We have a view of the amount of taxes we want to collect from real property, mobile homes, eventually boats and airplanes, so we have a view of x. What percentage of it did we collect? That is a key number.

Mr. Hodges stated he did not have the number, but agreed to furnish it after the meeting.

Mr. Caporale asked about the impact the amnesty program had on the tax sale.



Mr. Hodges commented the only difference year-over-year was the amnesty program. The proof is in the pudding. The amnesty program raised almost \$3.4 million and \$2.6 million at the tax sale; therefore, we generated \$6 million from that amnesty program to the tax sale. In a six-week period, we brought in \$6 million in delinquent money. The job is to convert debt into revenue.

Mr. Glaze inquired as to the number heirs' property sold at the tax sale.

Mr. Hodges replied six or seven properties.

Mr. Sommerville stated people paid roughly \$10.00 for every \$1.00 of owed tax (10:1). Therefore, if a previous owner reclaims one of these properties, do they pay? Do they have to go to the purchaser? Do they pay interest on the tax only or do they pay interest on the entire amount that they paid for the property?

Mr. Hodges replied they pay interest on the bid amount -- 3% per quarter. However, it will max out to the amount of the delinquent taxes owed. As an example: The opening bid is \$1,000. If someone bids, \$100,000, 3% of \$100,000 is \$3,000. The most they could get is \$1,000.

Mr. Newton asked, "If the properties that were sold at the tax sale in 2010 for 2009 taxes, when those are redeemed, just like this case, you have to pay the redemption amount plus the following year's taxes, correct"?

Mr. Hodges agreed in the affirmative.

### **Forman Hill Road Construction Project**

Mr. Kubic announced a public meeting on Forman Hill Road construction project would be held November 2, 2011 from 6:30 p.m. to 8:30 p.m. in the gymnasium of the Bluffton Recreation Center, 618 Ulmer Road, Bluffton.

### **DEPUTY COUNTY ADMINISTRATOR'S REPORT**

#### **Two-Week Progress Report**

Mr. Bryan Hill, Deputy County Administrator, presented his Two-Week Progress Report, which summarized his activities from September 26, 2011 through October 7, 2011.

#### **Update / FY 2011 - 2012 Budget**

Mr. Bryan Hill, Deputy County Administrator, submitted an update on the FY 2011 – 2012 budget.



## **Tony Hawk Video**

Mr. Bryan Hill, Deputy County Administrator, showed a video of Tony Hawk, skateboarding legend and owner of Birdhouse Skateboards, along with Kevin Staab and Willy Santos, who brought their tour to the Buckwalter Skateboard Park on August 25, 2011. Approximately 3,000 young adults attended the event.

## **Construction Project Update**

### **New Bridge over Beaufort River / U.S. 21 / S.C. 802 Construction Project**

Mr. Rob McFee, Division Director-Engineering and Infrastructure, reported the new bridge over the Beaufort River will be a 4,200-foot bridge. The contractor is United Contractors, Inc. of Great Falls, South Carolina. The cost is \$34,573,368. The completion date is August 2011. The contractor has completed all work on bridge items.

### **S.C. Highway 802 Roadway Construction Project**

Mr. Rob McFee, Division Director-Engineering and Infrastructure, reported this project involves the widening of 5.2 miles of S.C. Highway 802 (two sections). The contractor is Sanders Bros. of Charleston, South Carolina. The cost is \$10,852,393. The completion date was December 2010. The contractor is working on Shell Point final surface and bridge approaches.

### **Bluffton Parkway Phase 5A Roadway**

Mr. Rob McFee, Division Director-Engineering and Infrastructure, reported this project involves construction of 2.31 miles of new four lane divided highway between Burnt Church Road and Buckingham Plantation Road. The contractor is Cleland Construction of Ridgeland, South Carolina. The cost is \$11,578,729. The contract completion date is July 2012. The embankment is approximately 95% complete. Pipe placement is 75% complete.

### **Disabilities and Special Needs Adult Day Care Center and Administration Center**

Mr. Rob McFee, Division Director-Engineering and Infrastructure, reported this project is a 25,000 square foot multi-use facility with client activity and program areas and administrative space. The contract is Emory J. Infinger and Associates of Charleston, South Carolina. The cost is \$6,436,974. The completion date is fall 2011. Interior equipment placement and finishing is underway.

### **St. Helena Island Branch Library at Penn Center**

Mr. Rob McFee, Division Director-Engineering and Infrastructure, reported this project involves Phase I construction of site access road and utilities and Phase II facility and site construction of a 25,000 square foot library. The contractor is Choate Construction Company of Pooler, Georgia. The cost is \$7,332,403. The completion date is October 2012. On September 13, 2011 a Notice

to Proceed was issued to the contractor. Initial site clearing and finalization of building codes permit is underway.

### **Lady's Island Park, Phases I and II**

Mr. Rob McFee, Division Director-Engineering and Infrastructure, reported this project is a design/build contract covering the first two phases of this facility including two multi-use fields, playground and pavilion with bathrooms and picnic tables. The contractor is JoCo Construction of Beaufort, South Carolina. The cost is \$746,090. The completion date is December 2011. Both fields have been graded and No. 1 is in grass. Foundation slab is in and will erect building this month. The source of funds is \$620,000 from park impact fees and \$125,000 in CIP monies.

### **Burton Wells Regional Park, Phase I**

Mr. Rob McFee, Division Director-Engineering and Infrastructure, reported this project involves construction of Phase II improvements including terraced lawn amphitheater, pond development and pavilion, pedestrian trails, landscaping and restrooms. The contractor is Beaufort Engineering Services of Beaufort, South Carolina. The cost is \$1,812,011. The completion date is January 2012. Drainage is complete. Grading site and excavating pond. Clearing 95% complete and building footings are complete. The source of funds is \$1.6 million in CIP monies and \$18,000 in park impact fees.

## **Update / Master Plans Beaufort County (Lady's Island) and Hilton Head Island Airports**

### **Master Plan Beaufort County (Lady's Island) Airport**

Mr. Paul Andres, Airports Director, reported the Master Plan draft report has been distributed to both County and City Council members and mayor, as well as to the Airports Board. We are awaiting a determination on a date to schedule a joint presentation to County and City Councils, as we did for the Hilton Head Island Master Plan, and then with the approval of that body to submit the plan to the FAA and, in this case, to the State of South Carolina Aeronautics for their review and approval. Regarding the tree obstruction issue, the FAA is resolving SCE&G power pole issues, more than 600 tree obstructions remain, and additional FAA grant funding is to be requested next year.

### **Master Plan Hilton Head Island Airport**

Mr. Paul Andres, Airports Director, commented tomorrow morning the county attorneys and he will be meeting with the plaintiff's attorney for mediation on the litigation that is on-going with the properties within the affected trees. Hopefully, we will see if we can get some resolution to that starting tomorrow. As far as the Hilton Head Island Airport is concerned, the FAA approved the Master Plan on September 9, 2011, we have received grant funding for the environmental assessment and benefit cost analysis which is the next step in implementing Phase I of that Master Plan. The contract award for the environmental assessment and benefit cost analysis is on the consent agenda this evening.

Mr. Sommerville inquired as to funding and whether it is approved or received.

Mr. Andres replied the funding has been received. Council accepted that grant September 12, 2011.

Tree obstruction project at the airport: the work stay is lifted, the project is underway, the contractor expects to complete the removal of trees and the clear area by the end of this week and then he will be proceeding into the buffer area. Work will slow down somewhat because all of that work has to be done manually in the buffer areas on-airport. He anticipates it will take the entire 120-day timeframe and will finish up probably the end of December with the on-airport piece.

Off-airport projects: plans and specifications are ready to go. We have received grant funding for this project as well. Our attorney is going to be working on the avigation easements. We only have 5 of 6 out of probably 16 or 17 that will be needed for this project so we are going to have to work on that to get that project moving forward.

Runway 03 off-airport tree removal design to a 34:1 slope is underway. The consultant has preliminary information on trees that are within 10 feet of the slope. It involves a total of about 26 parcels, mostly all commercial parcels to the south end of the airport, on either side of Highway 278. Two of the largest parcels affected, we have the easement, with this are owned by the Town of Hilton Head Island. In this particular case, we have 23 of the 26 required easements for this project. We will get the other three easements in place. We should get this project ready to bid, hopefully, by January, then receive bids, and use those numbers for the grant application for the funding for this next spring/summer timeframe and, hopefully, be ready to go at that point in time as well.

The new aircraft rescue and firefighting facility has been essentially completed. Construction has been completed. We are still ordering a few specialized pieces of equipment and compiling the close-out documentation. What we have now is a brand new \$2 million fire station on the airport directly on the opposite side from the commercial passenger terminal.

Runway safety area drainage. The Town of Hilton Head Island did issue the construction permit. Our contractor was out this past week repairing the pavement on the commercial service taxiway on the north end of the airport which was cited as a critical safety deficiency by the FAA inspector that needed to be taken care of. That work has been completed, and those repairs have been made as of last Friday. We are coordinating with the FAA and the contractor regarding some modifications to the design of the project. We had been awaiting the permit from the Town which was almost two years so we are trying to keep the cost at the same price that was originally bid.

The runway lighted sign relocation design is underway. We have received a new sign plan approved by the FAA which will be incorporated. They will finish the design work and get this project ready for bid shortly.

Passenger Facility Charge (PFC) Program: the application is underway, the draft program has been submitted, and they have scheduled a meeting with US Airways, our sole commercial carrier, on November 2, 2011, to discuss the projects in this plan and obtain their comments and/or concurrence with this program. Essentially, what this will do is apply, when approved, a \$4.50 surcharge to tickets on passengers departing from the Hilton Head Island Airport. The program as structured today will pay for, hopefully, or capture the cost of the airport's matching share for future capital improvements as outlined in the Master Plan, the 2.5%, going forward as well as to recover monies from previously completed capital improvements that have resulted from advances to the general fund. The largest of which was the land acquisition and construction of the control tower which accounts for about \$1.1 million of that advance from the general fund. The Program, itself, right now, in the draft is structured to collect approximately \$2.7 million over the next 10 to 12 years for capital improvements at the airport. We are looking to try and get that program underway by March 1, 2012, or sooner if we can.

**AN ORDINANCE TO AMEND ORDINANCE NO. 2011-25 SO AS TO ALLOW FOR THE RENUMBERING OF THE ELEVEN SEPARATE BEAUFORT COUNTY COUNCIL DISTRICTS AND BEAUFORT COUNTY BOARD OF EDUCATION DISTRICTS**

It was moved by Mr. McBride, seconded by Mr. Glaze, that Council approve on second reading an ordinance to amend Ordinance No. 2011-25 so as to allow for the renumbering of the eleven separate Beaufort County Council Districts and Beaufort County Board of Education Districts. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. The motion passed.

The Chairman announced Council will hold a public hearing on Monday, October 24, 2011 beginning at 6:00 p.m. in the large meeting room of the Hilton Head Island Branch Library, 11 Beach City Road, Hilton Head Island, South Carolina.

**EMERGENCY PROCUREMENT FOR REPAIRS TO C.C. HAIGH BOAT LANDING FISHING PIER (DISTRICT 4)**

The item comes before Council under the Consent Agenda. It was discussed at the September 27, 2011 Public Facilities Committee meeting.

It was moved by Mr. McBride, seconded by Mr. Glaze, that Council award a contract to Cape Romain Contractors, Inc. for emergency repair of C.C. Haigh Boat Landing Fishing Pier in the amount of \$144,000 with funding from Del Webb Boat Landing Fund, Account 33208-54450 in the amount of \$66,508; C.C. Haigh Boat Ramp CIP, Account 11437-54430 in the amount of \$18,866; and Local 3% Accommodations Tax (Boat Ramp Section), Account 12216-55120 in the amount of \$66,504. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. The motion passed.

**CHANGE ORDER TO CONTRACT 44 DIRT ROAD CONSTRUCTION FOR FORMAN HILL ROAD (DISTRICT #4)**

The item comes before Council under the Consent Agenda. It was discussed at the September 27, 2011 Public Facilities Committee meeting.

It was moved by Mr. McBride, seconded by Mr. Glaze, that Council approve a change order to Contract 44 to REA Contracting, LLC to build the Dirt Road Paving Contract #44, Forman Hill Road in the amount of \$491,562.65. Project will be funded by \$10 motorized vehicle (TAG) funds, Account #3322T-54670. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. The motion passed.

**A RESOLUTION TO AMEND THE AGREEMENT FOR THE ESTABLISHMENT OF A MULTI-COUNTY INDUSTRIAL/BUSINESS PARK (CYPRESS RIDGE), BY AND BETWEEN JASPER COUNTY, SOUTH CAROLINA AND BEAUFORT COUNTY, SOUTH CAROLINA, PROVIDING FOR THE DEVELOPMENT OF A JOINTLY OWNED AND OPERATED INDUSTRIAL/BUSINESS PARK, SO AS TO INCLUDE ADDITIONAL PROPERTY IN JASPER COUNTY AS PART OF THE JOINT COUNTY INDUSTRIAL PARK**

The item comes before Council under the Consent Agenda. It was discussed at the October 3, 2011 Governmental Committee meeting.

It was moved by Mr. McBride, seconded by Mr. Glaze, that Council adopt a resolution to amend the agreement for the establishment of a Multi-County Industrial/Business Park (Cypress Ridge), by and between Jasper County, South Carolina and Beaufort County, South Carolina, providing for the development of a jointly owned and operated industrial/business park, so as to include additional property in Jasper County as part of the joint county industrial park. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. The motion passed.

**HILTON HEAD ISLAND AIRPORT MASTER PLAN FIVE YEAR CAPITAL IMPROVEMENT PROJECTS ENVIRONMENTAL ASSESSMENT AND BENEFIT COST ANALYSIS**

Mr. Rodman stated the benefit cost analysis is an opportunity for cost reductions. At the time we were going through the Master Plan, some of the engineers, who live near the airport, were a bit frustrated that some of the potential cost improvements that they saw were not considered at that time. Mr. Rodman's view of it, was that the Master Plan is an overall meet-the-FAA requirements, *i.e.*, all the possibilities that could take place on the property so that they all fit the FAA requirements, but that the benefit cost analysis was the more appropriate time for those folks to come forward. They will have an opportunity to present some of their ideas and, hopefully, Council will be receptive because they are good engineers and have put a lot of time into it.



Next, Mr. Rodman stated as we go forward with this environmental assessment and the benefit cost analysis, he continues to believe there is an advantage to actually doing the design phase at the same time. The thought being it will shorten a little bit of the time when you do the final construction. If the two are going forward in parallel, some of the design possibilities may impact the environmental and vice versa. Therefore, it would be very desirable to look at doing that in parallel. Hopefully, Council will take a look at that as a possibility as we move forward.

It was moved by Mr. Glaze, as Public Facilities Committee Chairman (no second required), that Council award a contract in the amount of \$582,041.53 to Talbert, Bright, and Ellington, Inc. to prepare an Environmental Assessment and Benefit Cost Analysis associated with the Master Plan's Five-Year Capital Improvement Projects for the Hilton Head Island Airport. Funding for this project will come from an existing FAA Grant #32 (95%), Account #13480-54321, Extend Runway 3/21 (Environmental Assessment), which has a current balance of \$552,939; a State Grant (2.5% pending); and the local 2.5% match of \$14,551.53 which will come from the Airports Operating Budget. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. The motion passed.

#### **PROPOSAL TO REALIGN INTERSECTION OF BLUFFTON PARKWAY AT BUCKWALTER PARKWAY / BLUFFTON PARKWAY PHASE 5B REALIGNMENT**

Mr. Baer stated the wording of this item does not match the discussion that took place at the September 27, 2011 Public Facilities Committee meeting. Hopefully, there will be some clearer wording that can be replaced for this item.

Mr. Newton understands the Public Facilities Committee recommendation was to allow consideration of the realignment of the intersection of Bluffton Parkway at Buckwalter Parkway to consider realignment predicated upon the Town of Bluffton (Town) agreement to pay 100% of the cost of that process and that the reconsideration process would commence upon receipt of the Town's \$90,000. Upon receipt of those funds from the Town, then the process would be opened to consider the possibility of the realignment.

Mr. Baer remarked that that will include the required noise studies and such that may have to be performed.

If Mr. Newton's recall is correct, Mr. David Beaty, an engineer with Florence & Hutcheson, Inc. appeared before the Public Facilities Committee when this issue was first raised and outlined the various activities that would have to take place to get it to the point where a permit exists today, *e.g.*, environmental, noise, design work, all of those things. Mr. Beaty estimated that price to be approximately \$88,000 to \$90,000.

Mr. Stewart remarked is it not possible to just take the motion that was offered at the committee meeting and use that. It covers all of the points Mr. Newton made and is much more detailed than what is in the committee minutes. It does talk about the fact that it will include engineering drawings, cost analysis, noise studies, environmental impact study, public hearing, permits, total reimbursement of the cost, not just the \$90,000, but whatever the total absolute final cost is, etc.

He suggested Council include the verbiage with respect to the motion that was made at committee.

Mr. Baer agrees.

Mr. Newton stated one of the challenges regarding that motion was this was not the conducting the reconsideration. This is a County process to be paid by the Town utilizing Florence & Hutcheson, Inc. in a mirror image process of what occurred initially. It is not the Town conducting. It is Beaufort County conducting, at the Town's expense, and upon receipt of the Town's funding.

Mr. Stewart replied committee members did not specify that the Town had to have the funds prior to conducting. He does not disagree with that requirement. Certainly the key element is that 100% is paid by the Town.

Mr. Newton thought Mr. Flewelling, in his comments, was receipt of funds.

Mr. Flewelling replied that is the way he anticipated it at the time. He thought the Town would be sending a check to cover the initial cost.

Mr. Stewart said he did not pick up on that.

Mr. Newton remarked Council is not voting to approve any realignment proposal. Council is voting to allow the process of considering a realignment to be opened upon receipt of funds from the Town in the amount of \$90,000. That this effort, for this process, is predicated upon the litany of things Mr. Stewart identified in his motion, not the least of which includes the Town commitment to be responsible for 100% of the costs associated with this effort. This is opening the process of the consideration, but is not the commitment for a new alignment.

It was moved by Mr. Glaze, as Public Facilities Committee Chairman (no second required), that Council allow the process of considering a realignment to be opened upon receipt of funds from the Town of Bluffton in the amount of \$90,000. Furthermore, for any alternative plan to be considered by the County, the alternative plan must contain all components of the existing plan for Bluffton 5B, as currently adopted by Council, including, but not limited, to engineering drawings, cost analysis, noise studies, environmental impact studies, public hearings, permits, etc., reimburse for costs, and the Town of Bluffton commitment to be responsible for 100% of the costs associated with this effort. This is opening the process of the consideration, but is not the commitment for a new alignment. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. The motion passed.

## **PUBLIC HEARINGS**

### **AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$50,000,000 AGGREGATE PRINCIPAL AMOUNT OF HOSPITAL REFUNDING AND IMPROVEMENT REVENUE BONDS (BEAUFORT MEMORIAL HOSPITAL) SERIES**



**2011; AUTHORIZING THE EXECUTION AND DELIVERY OF A BOND PURCHASE AND LOAN AGREEMENT, A REFUNDING ESCROW DEPOSIT AGREEMENT IN CONNECTION THEREWITH; AUTHORIZING PROPER OFFICERS TO DO ALL THINGS NECESSARY OR ADVISABLE; AND OTHER MATTERS INCIDENTAL THERETO**

Mr. Richard Toomey, Chief Executive Officer, Beaufort Memorial Hospital, stated as we continue to serve our patients, we seek approximately \$50,000,000 of debt financing for emergency room expansion, land acquisition in Bluffton, new medical office building construction, property improvements, and the refunding of the Series 1997 bonds for interest cost savings. We looked at two different options: (i) a direct bank purchase bond issuance. The fixed interest rate for a ten-year direct bank bond purchase is just under 3%, does not require a debt service reserve fund, and the bond proceeds can be drawn down over a 24-month period. (ii) a traditional bond issuance similar to the Series 1997 bond issues has a fixed rate, it would be for a 32-year period and a possible Triple B rating since the hospital has a very strong balance sheet. While our geography is a small impact, we look at the potential rating of a Triple B, interest rate at a 5.75% cost. It would require a debt service reserve fund, and the bond proceeds would have to be drawn down 100% at the issuance of the bonds. It would cost the hospital additional dollars. We are looking at, and the Board has authorized, contingent upon this information being finalized, a direct bank purchase of tax exempt, fixed bonds as the best alternative, looking at ten-year issuance at just under 3%. The \$13,000,000 of the 1997 bond issuance would be refinanced at a 1.75% interest rate versus the carrying cost right now of 5%. The two actions together would save the hospital both interest expense on the remaining six years of the 1997 bonds and the cost of the other ones. The challenge would be in ten years. We would have to go back out but, we believe that that is the wiser choice for the hospital in serving the citizens. These bonds are the responsibility of the hospital and do not have any impact or any obligation by the County for those funds.

The Chairman a public hearing at 6:06 p.m. for the purpose of receiving information from the public on an ordinance authorizing the issuance of not exceeding \$50,000,000 aggregate principal amount of Hospital Refunding and Improvement Revenue Bonds (Beaufort Memorial Hospital) Series 2011; authorizing the execution and delivery of a bond purchase and loan agreement, a refunding escrow deposit agreement in connection therewith; authorizing proper officers to do all things necessary or advisable; and other matters incidental thereto. After calling three times for public comment and receiving none, the Chairman declared the hearing closed at 6:07 p.m.

**AN ORDINANCE TO AMEND THE FY2011-2012 BEAUFORT COUNTY BUDGET ORDINANCE SO AS TO PROVIDE A SUPPLEMENTAL APPROPRIATION FROM THE COUNTY'S GENERAL RESERVE FUND IN THE AMOUNT OF \$72,159.83 FOR THE PURPOSE OF FUNDING CENSUS-BASED BEAUFORT COUNTY MAGISTRATE SALARY INCREASES FOR THE PERIOD OF JULY 1, 2011 TO JUNE 30, 2012**

The Chairman opened a public hearing at 6:08 p.m. for the purpose of receiving information from the public regarding an ordinance to amend the FY2011-2012 Beaufort County budget ordinance so as to provide a supplemental appropriation from the county's general reserve fund in the amount of \$72,159.83 for the purpose of funding census-Based Beaufort County

Magistrate salary increases for the period of July 1, 2011 to June 30, 2012. After calling three times for public comment and receiving none, the Chairman declared the hearing closed 6:09 p.m.

It was moved by Flewelling, seconded by Mr. Rodman, that Council approve on third and final reading an ordinance to amend the FY2011-2012 Beaufort County budget ordinance so as to provide a supplemental appropriation from the county's general reserve fund in the amount of \$72,159.83 for the purpose of funding census-Based Beaufort County Magistrate salary increases for the period of July 1, 2011 to June 30, 2012. The vote was: YEAS - Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. NAYS – Mr. Baer. The motion passed.

**BEAUFORT COUNTY ZONING MAP AMENDMENT FOR R300 015 000 0101 0000 [KNOWN AS ST. HELENA STATION PLANNED UNIT DEVELOPMENT (PUD), 13.24 ACRES OFF SEA ISLAND PARKWAY/HIGHWAY 21]; FROM PUD TO RURAL (R) ZONING DISTRICT**

The Chairman opened a public hearing at 6:10 p.m. for the purpose of receiving information from the public regarding a Beaufort County Zoning Map amendment for R300 015 000 0101 0000 [known as St. Helena Station Planned Unit Development (PUD), 13.24 acres off Sea Island Parkway/Highway 21]; from PUD to Rural (R) Zoning District. After calling three times for public comment and receiving none, the Chairman declared the hearing closed at 6:11 p.m.

It was moved by Flewelling, seconded by Mr. Rodman, that Council approve on third and final reading a Beaufort County Zoning Map amendment for R300 015 000 0101 0000 [known as St. Helena Station Planned Unit Development (PUD), 13.24 acres off Sea Island Parkway/Highway 21]; from PUD to Rural (R) Zoning District. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. The motion passed.

**TEXT AMENDMENT TO THE BEAUFORT COUNTY ZONING AND DEVELOPMENT STANDARDS ORDINANCE (ZDSO), ARTICLE VII, SEC. 106-1845(6) BUFFER DISTURBANCE (ADDS RIVER BUFFER DISTURBANCE STANDARDS)**

The Chairman opened a public hearing at 6:13 p.m. for the purpose of receiving information from the public regarding a text amendment to the Beaufort County Zoning and Development Standards Ordinance (ZDSO), Article VII, Sec. 106-1845(6) Buffer Disturbance (adds river buffer disturbance standards). After calling once for public comment, the Chairman recognized Mr. David Tedder, a lawyer, who has a technical question regarding the placement of this text in Section 106-1845(6), that deals with erosion control devices, bulkheads, and rip raps. He understands we are trying to stop unlawful, unauthorized disturbances to the river buffer. There is another entire section of our ordinance that also deals with river buffer -- in Article 7, Division 4 -- that allows for trails and other types of essential accesses. He is afraid that the way this is written it would have the unintended consequence of prohibiting those also. His suggestion is to just very carefully craft the sentence, the very first sentence, so that it reads: "There shall be no

disturbance of the river buffer except as allowed for bulkheads, rip rap, and erosion control devices, ~~and~~ view corridors, and other allowable disturbances authorized under Article 7, Division 4.” That allows for all the things that are in the table that appears in the zoning ordinance that allows for the various uses under Table 106.1876, such as trails at our new park on Lady’s Island. It is an allowable use just like erosion control devices and other stuff and we do not inadvertently have to come back to County Council to have County Council correct the situation so we can have the things that we intended to have because we used the word section in here when we really meant the division. It was just an inadvertent placement and it accidentally knocked out all the other things that we had in the table that are allowed in the river buffer column as a limited or permitted use.

After calling twice more for public comment and receiving none, the Chairman declared the hearing closed at 6:15 p.m.

It was moved by Ms. Von Harten, seconded by Mr. Glaze, that Council postpone consideration of third and final reading until the October 24, 2011 Council meeting. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. The motion passed.

**AN ORDINANCE TO CALL FOR A REFERENDUM TO ALLOW THE QUALIFIED ELECTORS OF BEAUFORT COUNTY, SOUTH CAROLINA TO VOTE TO RETAIN THE COUNCIL/ADMINISTRATOR FORM OF GOVERNMENT OR CHANGE TO THE COUNCIL/MANAGER FORM OF GOVERNMENT**

The Chairman opened a public hearing at 6:18 p.m. for the purpose of receiving information from the public regarding an ordinance to call for a referendum to allow the qualified electors of Beaufort County, South Carolina to vote to retain the Council/Administrator form of government or change to the Council/Manager Form of Government. After calling three times for public comment and receiving none, the Chairman declared the hearing closed at 6:19 p.m.

**Main motion:** It was moved by Mr. Stewart, as Governmental Committee Chairman (no second required), that Council approve on third and final reading an ordinance to call for a referendum to allow the qualified electors of Beaufort County, South Carolina to vote to retain the Council/Administrator form of government or change to the Council/Manager form of government.

Mr. Stewart stated at the October 3, 2011 meeting of Governmental, there were some questions raised as to whether or not this would be a binding referendum and as to some language in the law which says that after the election is held, these officials may be either appointed and / or elected. Committee members asked the County Attorney to look into these issues and Mr. Gruber has some clarification for Council.

Mr. Joshua Gruber, County Attorney, stated whenever the referendum is held it will be binding in nature, which means, if there is a 50 + 1 vote, the form of government will automatically change. Those individuals who may or may not be affected by that change are entitled to serve out their terms of office, but the form of government does automatically change and it is binding.

To answer the second question, the statute that calls for either the election or appointment of the Auditor and Treasurer does not necessarily spell out that it has to be contained within the referendum language; but, he would highly suggest to Council that if that is the choice that it is putting before the citizens, that it identifies what it is that they are choosing from, and that it is clear to them, when they are voting, what it is that they are going to be receiving on the other end after the vote has taken place. He would highly recommend to Council it identify whether it intends to appoint or to elect. For all practical purposes, in looking at the two different forms of government between County / Administrator and County / Manager, the only difference is that the Treasurer and Auditor may be appointed rather than elected. If Council is going to change, please keep that in mind.

Mr. Stewart remarked per the wording in the ordinance, it still leaves open the question, after the vote, as to whether or not we will appoint and / or have the option to continue with the election. Based upon what Mr. Gruber presented, Mr. Stewart concurs that Council probably should make it very clear, that if we go to the Council / Manager form of government, the intent is clearly to have those positions appointed rather than being elected. It would be incumbent upon Council to make sure that it makes that very clear in the referendum as well.

Mr. Rodman questioned if this Council can bind a future Council saying what we will do when, in fact, it is an option under the statute.

Mr. Gruber replied there is nothing that specifically outlines within the statutes; but, when one reads the overall Chapter, there is clear legislative intent to not have swings of changes of government. There is provision that talks about that you can only hold a referendum once every four years on this matter. He interprets that to mean that once this is set it would be set for the next four years until another referendum changed the form of government at that time could be held.

Mr. Flewelling suggested changing the ordinance language now because it may be the last time to change it before the referendum.

Mr. Gruber recommended Council approve the ordinance in final form whatever it wants that to be because it has to be sent to the US Department of Justice for preclearance.

Mr. Caporale questioned when a referendum is not binding.

Mr. Gruber cannot think of an example when it would not be binding. Referendums are a voice of the people. It is an expression of their will and Council is mandated to follow that.

Mr. Newton stated fiscal autonomy was an advisory referendum, it was non-binding.

The Parliamentarian ruled the motion to amend by addition is a substantive motion, which, if approved, will require a second reading of the ordinance.

**Motion to amend by addition:** It was moved by Mr. Stewart, seconded by Mr. Baer, that Council add language that a “yes” vote is a vote in favor of changing the current form of

government to a County-Manager form of government and provide for the appointment of the County Treasurer and County Auditor. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Rodman, Mr. Sommerville and Mr. Stewart. NAYS – Mr. Newton and Ms. Von Harten. The motion passed.

Mr. Glaze inquired if the referendum receives voter approval, will the County pay the County Auditor and County Treasurer state salary supplement.

Mr. Rodman replied \$20,000 comes from the state in the case of the Treasurer. He does not know if that, in any form, would be eliminated were we to change the form of government.

Mr. Gruber was asked to make sure Council knows exactly what will happen insofar as the state salary supplement.

Mr. Newton will vote in favor of the motion because we are giving the citizens the right to choose. The reason he voted against the amendment to require these mandatory actions to be taken: (i) he has some concerns about obligating a future Council to do something, but (ii) this now becomes a referendum on current officeholders. It is a referendum on the job that the current Treasurer and current Auditor are doing rather than a change in form of government and allowing the people to say at some point in time the 11 members of County Council determine it to be appropriate they could move forward with the appointment process to establish accountability rather than an election at that point in time.

**Vote on the amended motion, which is the main motion and includes to the motion to amend by addition: Council approve on second reading an ordinance to call for a referendum to allow the qualified electors of Beaufort County, South Carolina to vote to retain the Council/Administrator form of government or change to the Council/Manager form of government. Further, that a “yes” vote is a vote in favor of changing the current form of government to a County-Manager form of government and provide for the appointment of the County Treasurer and County Auditor. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSTAIN – Mr. Glaze. The motion passed.**

**CONSIDERATION OF A RESOLUTION AUTHORIZING THE EXPENDITURE OF \$260,880 FROM THE TOURISM INFRASTRUCTURE SECTION OF THE COUNTY THREE PERCENT ACCOMMODATIONS TAX FUNDS**

The Chairman announced that the public hearing notification was for an ordinance to amend the FY2011-2012 Beaufort County Budget Ordinance so as to provide a transfer from the County's general reserve fund in the amount of \$260,880.00 in matching grant funds for the Beaufort County Rails to Trails Program.

The Chairman opened a public hearing at 6:38 p.m. for the purpose of receiving information on an ordinance to amend the FY2011-2012 Beaufort County Budget Ordinance so as to provide a transfer from the County's general reserve fund in the amount of \$260,880.00 in matching grant funds for the Beaufort County Rails to Trails Program. After calling once for public comment,



the Chairman recognized Mrs. Jane Frederick, a Lady's Island resident, who commented using money coming out of the accommodations tax fund is extremely appropriate. The rail trail was adopted as part of the Beaufort County Trail and Blueway Master Plan in 2003. This grant is an excellent opportunity to get it started. The very first section that we are talking about spending these monies on is critical because that connects Ribaut Road to the Beaufort Plaza area. That is where the two trestles are that numerous people walk on them every day, walking back and forth to work. They are an attractive nuisance as they are right now so this is a very important first step. This trail will be part of the East Coast Greenway which is a 2,500 mile trail from Maine to Florida and that it will bring numerous tourists into town. She and her husband travel regularly to go on bike rides and she can see other people coming here to ride on this one. A number of people are in the audience, who are here in support but are not planning on talking. She asked everybody, who was here in support of the trail, to stand up.

Mr. George Heitman, a Bluffton resident, stated these past few weeks we lost a great visionary in Steve Jobs and he has certainly affected all of our lives with his technology. He called upon Council also with that same vision for handling the wants of our County residents. There are four major benefits for having a rail trail: health, transportation, livability, conservation environment, economy revitalization and historic preservation with a community identity. He would like to just mention transportation and livability. He was a road warrior rider. He would go anywhere at any time and have an enjoyable day on the bike. At his age, he looks more to trails. They are safe, convenient and very pleasurable; but he does see many, many residents using them for transportation to get to work or shopping. So, in our community here, we have seen the benefits on the Bluffton Parkway. He believes that the people on this side of the Broad River will benefit greatly with your vision.

Ms. Karen Heitman, a Bluffton resident, is before Council to express the support of Greater Bluffton Pathways, as well as the Sun City Cyclers Bicycle Club for matching grant funds for the Beaufort County's Rails to Trails Program. Greater Bluffton Pathways is a group of friends and neighbors living in southern Beaufort County who work together to safely connect people and places in greater Bluffton with pathways and walkways. Our members also travel north of the Broad River to bike and to visit. The eventual paving of the abandoned railway corridor between the Town of Port Royal and the Whale Branch River is important for both local citizens and the local economy. Research by the North Carolina Department of Transportation shows for that every \$1.00 invested in cycling infrastructure, \$9.00 will return to the local economy. Why is funding pathways important? Pathways are a transportation issue. More than 10% of all escort trips, more than 10% of all trips are escort trips. That is too many children being ferried around by adults. Zoning in our County has isolated and segregated residences, schools, jobs, churches, services and shopping requiring people to drive their cars from place to place. Pathways are a community issue. Neighbors meet neighbors when they're able to leave their cars and walk safely near their homes. Children today need independence, freedom to move around and opportunities to discover the world. Pathways are an economic issue. Many businesses rate the livability of an area when determining where to locate. Hilton Head Island's multi-use paths are a proven magnet for visitors. Pathways have been shown to bolster property values and make adjacent properties easier to sell. The East Coast Greenway and Adventure Cycling's National Bike Route #5 are connecting Charleston with Savannah and will probably make use of the rail trail. Pathways are a health issue. It is better to use recreation to preserve health than to use

medicines and treatment to regain health. Many Beaufort County residents need more exercise. The number of overweight children, ages 6 – 11, has doubled in the past 25 years. We propose safe routes to school where children and adults that live within two miles of schools and parks should have a choice of walking or riding a bicycle instead of bussing to their destination. With smart planning, Beaufort County can turn these unhealthy trends around. To get people out of their cars and onto their feet or riding bicycles, we should continue to invest in biking and walking pathways.

Mr. Dean Moss, a Beaufort resident, remarked we have been working on this project for a long time between Beaufort Jasper and Beaufort County Council it's coming up on six or seven years, I think, since we started. This is a unique opportunity to move this thing a major step forward. Once we get one piece of it done, it will become obvious to the citizens that additional pieces are absolutely required and the success and subsequent funding will be much easier to obtain. This is a key piece right here. It is important that we move forward with it. He would appreciate Council taking this under consideration.

Dr. Gordon Krueger, a surgeon and a resident of Beaufort, has been here since 1989. Cycling has been my hobby. It has also been a way for me to maintain my health. As he grew older, riding bicycles on the road is getting to be more and more dangerous. He would look forward greatly to having a trail to exercise on. Since he lives in Cottage Farm, it would be a perfect addition. The comments made here tonight, insofar as health and financial benefit to our County, have already been proven in other areas. he would greatly appreciate Council support.

Mr. Dan Ahern is a Beaufort resident who lives next to the rail trail. This was a factor from an economic viewpoint. It was a factor in the decision to purchase his home here. It was also a factor when he lived previously in Atlanta. Pinellas Trail in Florida was, as that program developed, he took up to three vacations in that area primarily to go down there and use that trail as it expanded over time. A decision to fund it or consider funding it out of tourism dollars is a good decision.

Ms. Gale Touger, a family nurse practitioner who works at a local pediatrics practice, shared a little bit of emphasis to the health concerns. She spoke specifically to the obesity in our community which is pretty obvious when you go out to a restaurant or to the local K-Mart. It is not a question but you know numbers speak more to that. In 1994, 7% of pre-school children, 2 to 5 years old, little kids, 7% were overweight. In 2009 to 2010, this had risen to 10%; one in ten little children. In 2000, 19% of children, 6 to 11 years old and 17% from 12 to 19 years old were overweight. This is a doubling in the incidents of overweight and obesity among young students since the 1970's. This information was gathered by the Robert Wood Johnson Foundation Study. There was a local effort in South Carolina in 2006, in the South Carolina schools, the nurses collected data on the body mass index of children, which is a relationship between your height and your weight. They measured all third graders and all eighth graders, 40.7% of children were overweight and obese. Children, who are obese as teenagers, are going to be obese as adults. If they are obese as children, we are already starting to see insulin resistance, a pre-cursor to diabetes, which brings more expense to our community as well as they develop diabetes and the kidney failure and that sort of things. It is really not a small issue. When my children grew up in Raleigh, North Carolina, we could throw our tricycles and training wheel



bikes in the car and go to a greenway system. We do not have this here. When problem solving with families about how to help their children exercise more, they say they have no place to ride their bikes. She would like for them to have a place for them to ride their bikes.

Mr. Rick Collins, a resident of Beaufort and volunteer for the Little Red Dog Foundation, said this local foundation provides modified bicycles to children and adults with disabilities, children with a lot of spinal bifida and a lot of medical issues as well as Wounded Warriors and then Veterans as well. Based on prior voting, it seems like this has a strong support within Council which he appreciates. Regarding future consideration, please consider a paved, hard surface for the trail. For a lot of the children and adults we give bikes to oftentimes this could be the first bicycle they've ever been on, certainly the first bicycle they've ridden in years, and for us to find safe, paved places for them to ride is a huge benefit for them. Just getting them out on a bike with other kids, out in the fresh air, when you see the joy on their face, it is really unbelievable. So to have a safe, paved environment with access ways onto the trail is really critical for the children and adults that we provide bikes to. Also, he has lived in several cities that have very strong rails to trails programs. He has seen firsthand that they are magnets. The use of tourism dollars makes a total amount of sense, it draws people there, it draws families, it draws adults, children alike to provide a safe environment for them where they can get out and enjoy nature and why do we all live here? Because it's a beautiful part of the State, it's a beautiful part of the Country and this will encourage people to get out and enjoy it more.

Ms. Kim Gundler, a Beaufort resident, said the rail / trail program is an important project. She encouraged Council to support it. She would like to leave Council with a couple of quotes from some trail studies she has been reading. First of all, people who commute by car say it's the worst part of their day. People who commute by bike; it's the best part of our day. So, we're all happy people out there. Secondly, this is an interesting quote, more Americans own their jobs to bicycle-based recreation than there are people employed as lawyers. She thought that was interesting. And finally, beyond all the economic, health and other policy reasons for trails, there rests one more, down to earth, less quantifiable factor in favor of trails, trails can lift your spirit. So thank you for lifting our spirit. This is a great project and when they write the history for Beaufort County and the 21<sup>st</sup> century, it will be right up there with the Waterfront Park and other wonderful public spaces.

After calling twice more for public comment and receiving none, the Chairman declared the hearing closed at 6:53 p.m.

It was moved by Mr. Rodman, as Finance Committee Chairman (no second required), that Council adopt a resolution authorizing the expenditure of \$260,880 from the tourism infrastructure section of Beaufort County's three percent accommodation tax funds for the purpose of providing matching grant funds for the Beaufort County Rails to Trails Program. The vote was: YE AS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. The motion passed.

**FISCAL YEAR 2011 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM LOCAL SOLICITATION IN THE AMOUNT OF \$60,694**

The Chairman opened a public hearing at 6:59 p.m. for the purpose of receiving information on a 100% federally funded grant in the amount of \$60,694. The grant funds will procure a Records Management System for the Beaufort County Sheriff's Office. This System will allow the sharing of information between law enforcement agencies in the Low Country of South Carolina and the Coastal Empire of Georgia. More specifically, this system will provide a Regional Information Sharing System between law enforcement in Beaufort and Jasper County in South Carolina and the Savannah Chatham Metropolitan Police Department in Georgia. This system would implement a modern web-based Records Management System for single entry of data, information sharing, and for the electronic sharing of data. After calling three times for public comment and receiving none, the Chairman declared the hearing closed at 7:00 p.m.

The Chairman passed the gavel to the Vice Chairman in order to receive committee reports.

## **COMMITTEE REPORTS**

### **Finance Committee**

#### **Accommodations Tax Board**

Ms. Olivia Young

The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. Ms. Olivia Young, hospitality-lodging, garnered the six votes required to serve as a member on the Accommodations Tax Board.

### **Public Facilities Committee**

#### **Solid Waste and Recycling Board**

Ben Wheatley

The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville and Mr. Stewart. ABSTAIN – Ms. Von Harten. Mr. Ben Wheatley, Solid Waste District 7, garnered the six votes required to serve as a member on the Solid Waste and Recycling Board.

### **Public Facilities Committee**

#### **Potentially Naming New Two-Lane Bridge that Parallels the McTeer Bridge**

Mr. Newton assigned to Public Facilities Committee a request from the Legislative Delegation to potentially name the new two-lane bridge that parallels the McTeer Bridge.

The Vice Chairman passed the gavel back to the Chairman in order to continue the meeting.

**PUBLIC COMMENT**

There were no requests to speak during public comment.

**CALL FOR EXECUTIVE SESSION**

It was moved by Mr. Dawson, seconded by Mr. Flewelling, that Council go immediately into executive session for the purpose of receiving legal advice relating to pending and potential claims covered by the attorney-client privilege. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. The motion passed.

**EXECUTIVE SESSION**

**RECONVENE OF REGULAR SESSION**

It was moved by Mr. Flewelling, seconded by Mr. Glaze, that Council authorize the County Attorneys to join in the effort with Spartanburg, Greenville and Chester Counties in opposition of the requirement of the State Election Commission that the counties of the state shall conduct the 2012 Presidential Preference Primary and incur the cost thereof. Further, this legal action is taken from the existing budget of the legal department. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. The motion passed.

**ADJOURNMENT**

Council adjourned at 7:51 p.m.

COUNTY COUNCIL OF BEAUFORT COUNTY

By: \_\_\_\_\_  
Wm. Weston J. Newton, Chairman

ATTEST \_\_\_\_\_  
Suzanne M. Rainey, Clerk to Council

Ratified:

**OFFICE OF THE COUNTY ADMINISTRATOR  
COUNTY COUNCIL OF BEAUFORT COUNTY**

**GARY KUBIC**  
COUNTY ADMINISTRATOR

**CHERYL HARRIS**  
EXECUTIVE ASSISTANT

ADMINISTRATION BUILDING  
100 RIBAUT ROAD  
POST OFFICE DRAWER 1228  
BEAUFORT, SOUTH CAROLINA 29901-1228  
TELEPHONE: (843) 255-2026  
FAX: (843) 255-9403  
[www.bcgov.net](http://www.bcgov.net)

**BRYAN J. HILL**  
DEPUTY COUNTY ADMINISTRATOR

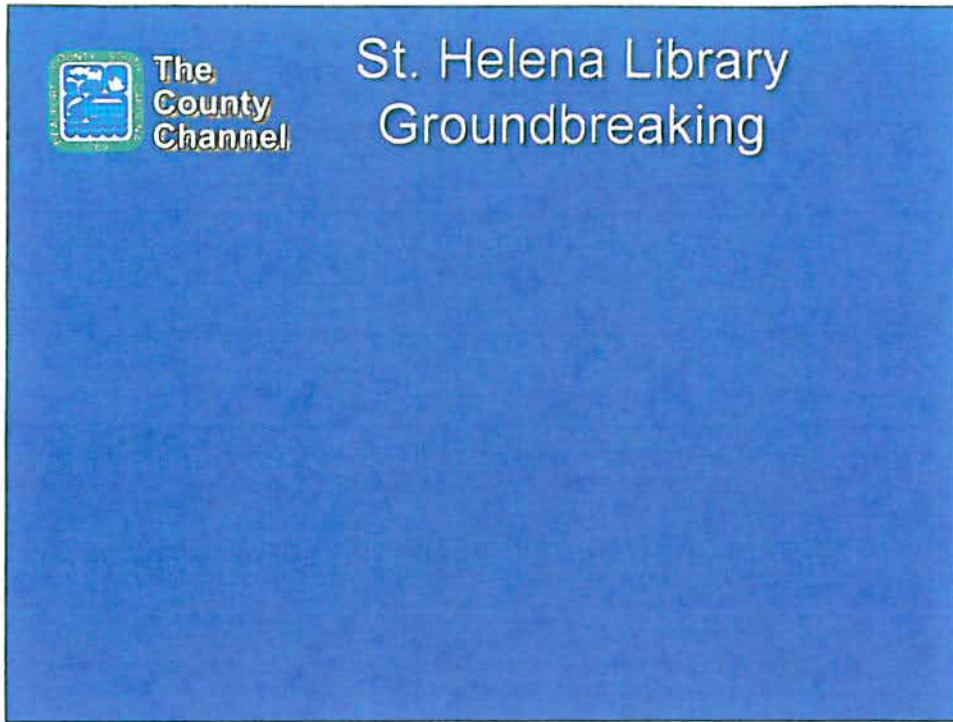
**JOSH GRUBER**  
STAFF ATTORNEY

**COUNTY ADMINISTRATOR'S REPORT**

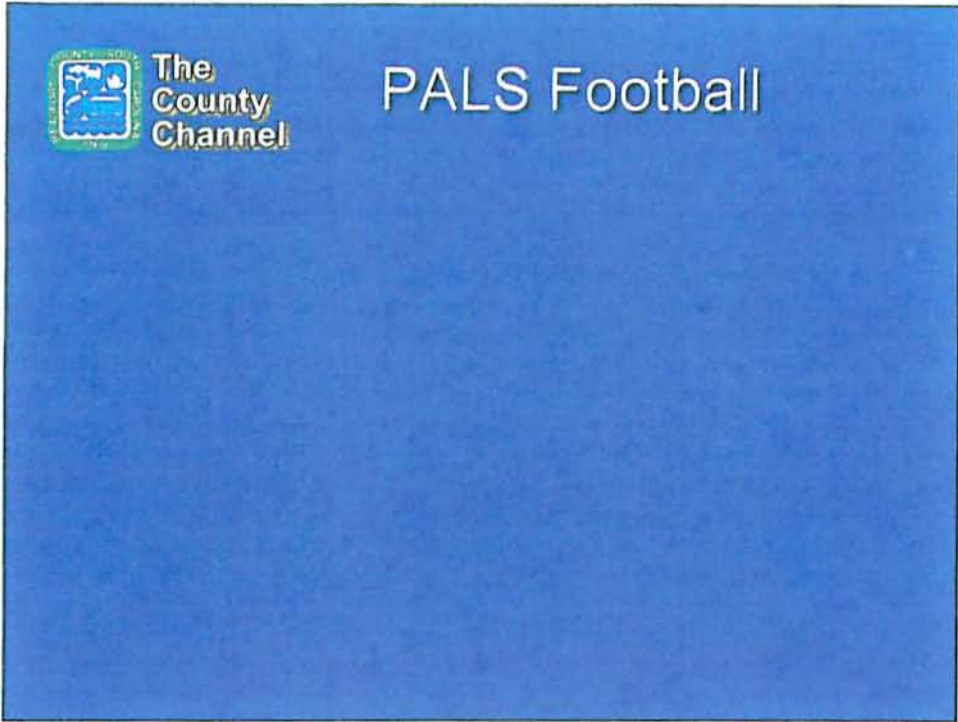
**Monday, October 24, 2011  
5:00 p.m.  
Hilton Head Island Branch Library**

**INFORMATION ITEMS:**

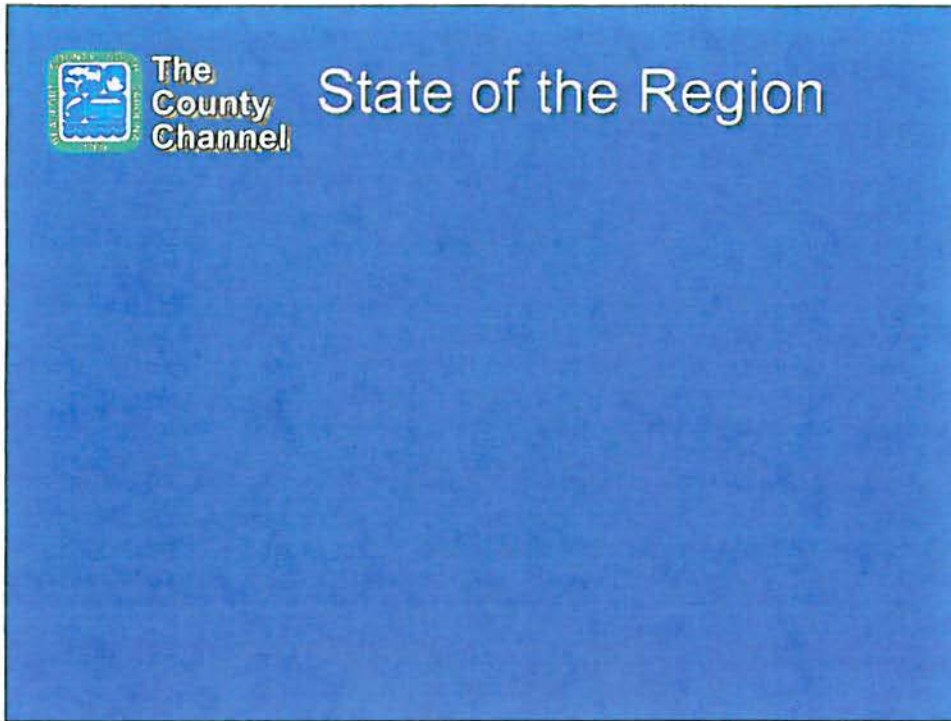
- The County Channel / Broadcast Update (Enclosure)
- Two-Week Progress Report (Enclosure)



The County Channel, Taped For Rebroadcast and provided audio support for the groundbreaking for the St. Helena Branch Library. The program was well attended and was broadcast the Friday night after the event. It is also available on Video-On-Demand.



We continue to broadcast PALS Sports games. This past weekend we covered the 8-9 year old and 10-11 Football Playoffs. The were Broadcast Live and will also be available on Video-On-Demand.



The County Channel covered the State of the Region Breakfast at the Westin Hotel on Hilton Head Island. The keynote speaker was Gov. Nikki Haley. This event was rebroadcast on The County Channel and will be available for Video-On-Demand.





## Memorandum

DATE: October 21, 2011

TO: County Council

FROM: Gary Kubic, County Administrator

SUBJ: County Administrator's Progress Report

The following is a summary of activities that took place October 10, 2011 through October 21, 2011:

October 10, 2011

- Finance Committee meeting
- County Caucus meeting
- County Council meeting

October 11, 2011

- Staffing meeting with Bryan Hill, Deputy County Administrator, David Starkey, Chief Financial Officer, and Monica Spells, Procurement Specialist, Re: SCDOT Title VI Compliance Recommendations for Beaufort County
- Staff meeting with Bryan Hill and Tony Criscitiello re: Form-Based Code Draft Review

October 12, 2011

- State of the Region breakfast
- School District's Strategic Plan Progress Review at Bluffton High School
- Meeting with Tony Criscitiello, Division Director of Planning and Development, regarding a personnel issue

October 13, 2011

- Briefing re: Lanese vs. Beaufort County matter with Attorney Robert Achurch
- St. Helena Island Branch Library Groundbreaking Ceremony
- Finance/ budget meeting with Chief Financial Officer David Starkey and Controller Alicia Holland

**OFFICE OF THE COUNTY ADMINISTRATOR**

October 21, 2011

Page 2

October 14, 2011

- Staff meeting re: Lobeco property
- Staff meeting re: Heritage Tourism
- Meeting with Ed Modzelewski and Tony Maglione of ATM re: Stormwater issues

October 17, 2011

- Meeting with Ted Felder, Andy Fulghum, Jasper County Administrator, and Ed Blakely and Craig Forrest, SCDOT Commissioner re: Exit 3 and Phase 6 of Bluffton Parkway
- Deposition re: Brian Lanese and Tracy Lanese vs. Beaufort County
- Community Services Committee meeting (unable to attend due to scheduling conflict)

October 18, 2011

- Staff meeting re: Process for creating Special Purpose Tax Districts
- Conference call re: Lowcountry Economic Network / Beaufort County Commerce Park
- County / Town of Hilton Head Island bimonthly meeting to discuss county / town issues
- Presentation to Hilton Head Island Town Council re: Airport

October 19, 2011

- Guest speaker – Bluffton Rotary at Oscar Frazier Community Center
- Agenda review (unable to attend due to scheduling conflict)
- Monthly meeting with County Assessor Ed Hughes

October 20, 2011

- Meeting with Aaron Crosby, Daufuskie Island Council member, Morris Campbell, Director of Community Services, and Chad Reese, Executive Director of Chatham Area Transit Authority re: Regional Ferry Services Options

October 21, 2011

- Meeting with Deputy County Administrator Bryan Hill, Director of EMS Donna Ownby, and Director of Emergency Management Todd Ferguson re: Review of CRA's Emergency Medical and Fire Support Study



## *Memorandum*

DATE: October 21, 2011  
TO: County Council  
FROM: Bryan Hill, Deputy County Administrator  
SUBJECT: Deputy County Administrator's Progress Report

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The following is a summary of activities that took place October 10, 2011 through October 21, 2011:

### October 10, 2011 (Monday):

- Visit to Animal Shelter -- Meet with Staff
- Prepare for County Council
- Attend Finance Committee Meeting
- County Council

### October 11, 2011 (Tuesday):

- Attend Airport Master Plan HXD Budget Meeting
- Attend Title VI Compliance Internal Review Findings Meeting
- Attend Form-Based Code Draft Review Meeting

### October 12, 2011 (Wednesday)--Bluffton:

- Attend State of the Region - HHI/Bluffton Chamber of Commerce on Hilton Head Island
- Bluffton Hours P.M.

### October 13, 2011 (Thursday):

- Meet with Mark Roseneau, Facilities Director re: Security Issues
- Attend St. Helena Library at Penn Center Groundbreaking Ceremony

### October 14, 2011 (Friday):

- Attend Lobeco Property Meeting

October 17, 2011 (Monday):

- Meet with MIS Staff
- Meet with Suzanne Gregory, Employee Services Director
- Attend Community Services Committee
- Meet with Broadcast Services Staff

October 18, 2011 (Tuesday):

- Meet with Donna Ownby, EMS Director
- Work on EMS Issues
- Meet with Sean Thornton, Solicitor's Office

October 19, 2011 (Wednesday):

- Agenda Review
- Meet with Suzanne Gregory, Employee Services Director
- Meet with Dan Morgan, MIS & GIS Director
- Attend Okatie Park RFP Interview
- Meet with Tony Criscitiello, Planning Director

October 20, 2011 (Thursday):

- Meet with Rob McFee, Infrastructure and Engineering Director
- Meet with Gary Kubic, County Administrator
- Meet with Suzanne Gregory, Employee Services Director
- Meet with Ed Hughes, Assessor
- Meet with Building Codes Staff
- Meet with Jim Minor, Public Works
- Meet with Bluffton Fire Department
- Attend Ferry Service Meeting

October 21, 2011 (Friday):

- Attend Meeting to Review Emergency Medical and Fire Support Study/Analysis by CRA with Gary Kubic, County Administrator, Donna Ownby, EMS Director and Todd Ferguson, Emergency Management Director
- Meet with Dave Thomas, Purchasing Director re: Office Space RFP



# HALLOWEEN CARNIVAL AND HAUNTED HOUSE!

## Carnival

Sat. Oct. 29<sup>th</sup>, 2-5 PM

FREE ADMISSION TO CARNIVAL  
GAME TICKETS & UNLIMITED BOUNCE HOUSE  
TICKETS WILL BE AVAILABLE FOR PURCHASE

## Haunted House

Oct. 27<sup>th</sup> - Oct. 29<sup>th</sup>,  
Thurs. /Fri. /Sat. Night  
7pm – until

Admission: 13 & older \$5.00  
12 & under \$3.00

Please join us for some Ghoulish games,  
freaky fun, and frightening food!

Buckwalter Regional Park  
905 Buckwalter Pkwy  
Bluffton, SC  
843-255-6710





## **FY 2013 BUDGET PREPARATION SCHEDULE (DRAFT)**

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September .....	Budget parameters detailed
October .....	Budget Meetings parameters detailed
October- March .....	Budget preparation and continued discussion
February 3 <sup>rd</sup> .....	Goals and Objectives
February 3 <sup>rd</sup> .....	Description of Services
March 9 <sup>th</sup> .....	New Personnel Request Forms submitted to Employee Services
March 9 <sup>th</sup> .....	Vehicle Replacement
March 9 <sup>th</sup> .....	Capital Item Requests
March 11 <sup>th</sup> .....	Departmental Revenue estimates submitted to Finance
March 11 <sup>th</sup> .....	Departmental Expenditure requests submitted to Finance
March 19-30 .....	Review of Departmental requests
April 13 <sup>th</sup> .....	FY2011 capital cutoff/all purchases requiring bids (Except CIP Projects)
April 23 <sup>rd</sup> .....	Finance Committee Meeting
May 7 <sup>th</sup> .....	Finance Committee Meeting
May 21 <sup>st</sup> .....	Finance Committee Meeting
May 7 <sup>th</sup> .....	First Reading of FY 2013 Budget
May 21 <sup>st</sup> .....	Second Reading of FY 2013 Budget (HHI)
May 21 <sup>st</sup> .....	Public Hearing
June 11 <sup>th</sup> .....	Third Reading and Adoption of FY 2013 Budget
June 11 <sup>th</sup> .....	Public Hearing
June 25 <sup>th</sup> .....	Third Reading and Adoption of FY 2013 Budget (If needed)
June 25 <sup>th</sup> .....	Public Hearing (If needed)
July 1 .....	Implementation of FY 2013 Budget

## **ORDINANCE**

**AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$50,000,000 AGGREGATE PRINCIPAL AMOUNT OF HOSPITAL REFUNDING AND IMPROVEMENT REVENUE BONDS (BEAUFORT MEMORIAL HOSPITAL) SERIES 2011; AUTHORIZING THE EXECUTION AND DELIVERY OF A BOND PURCHASE AND LOAN AGREEMENT; AUTHORIZING PROPER OFFICERS TO DO ALL THINGS NECESSARY OR ADVISABLE; AND OTHER MATTERS INCIDENTAL THERETO.**

**WHEREAS**, Beaufort County, South Carolina (the "*County*"), acting by and through its County Council (the "*County Council*"), is authorized and empowered under and pursuant to the provisions of Title 44, Chapter 7, Article 11, Code of Laws of South Carolina 1976, as amended (the "*Act*"), to promote the public health and welfare by providing for the financing, refinancing, acquiring, enlarging, improving, constructing and equipping of hospital facilities (as defined in the Act) to serve the people of the State of South Carolina (the "*State*") and to make accessible to them modern and efficient hospital facilities at the lowest possible expense to those utilizing such hospital facilities; and

**WHEREAS**, the County is further authorized to issue revenue bonds for the purpose of defraying the cost of providing hospital facilities and to refinance or refund outstanding bonds, obligations, mortgages or advances issued, made or given by a hospital or public agency for the cost of hospital facilities; and

**WHEREAS**, the County is further authorized to make the proceeds of any revenue bonds available by way of a loan to a hospital or public agency pursuant to a loan agreement; and

**WHEREAS**, the County has heretofore issued \$28,740,000 Hospital Revenue and Refunding Bonds (Beaufort County Memorial Hospital) Series 1997, of which \$13,365,000 is currently outstanding (the "*Series 1997 Bonds*"); and

**WHEREAS**, the Hospital is organized and existing under the laws of the State, is empowered to operate and maintain hospital facilities, and is a "public agency" as defined in the Act; and

**WHEREAS**, the Hospital has deemed it necessary and desirable to acquire certain land and make improvements thereto, undertake certain additions, improvements and renovations to its hospital facilities, including the acquisition of equipment therefor, and reimbursing the Hospital for certain prior capital expenditures heretofore incurred for hospital facilities which the Hospital expressed an intent to finance (collectively, the "*Project*"); and

**WHEREAS**, the Hospital has deemed it necessary and desirable to refund the outstanding Series 1997 Bonds to achieve a savings in debt service; and

**WHEREAS**, in making the determination to refund the Series 1997 Bonds, the County has given consideration to the interest to maturity on the Series 1997 Bonds, the costs of issuance of the Series 2011 Bonds (hereinafter defined) authorized herein, a portion of the proceeds of which will be applied to refund the outstanding Series 1997 Bonds and the known earned income from the investment of a portion of the proceeds of the Series 2011 Bonds providing for refunding the Series 1997 Bonds; and

**WHEREAS**, the South Carolina Department of Health and Environmental Control has issued Certificates of Need with respect to those items of the Project requiring a Certificate of Need; and



**WHEREAS**, no certificate of need is required with respect to the refunding of the Series 1997 Bonds; and

**WHEREAS**, the Hospital, the County and TD Bank, N.A. propose to enter into a Bond Purchase and Loan Agreement dated as of the first day of the month in which the Series 2011 Bonds are delivered, or such other date on or before December 31, 2011 (the "**Purchase Agreement**"), with respect to the financing of the Project and the refunding of the Series 1997 Bonds; and

**WHEREAS**, the County desires to authorize the issuance of a series of Bonds to be designated, "Beaufort County, South Carolina, Hospital Refunding Revenue Bond (Beaufort Memorial Hospital) Series 2011A" and "Beaufort County, South Carolina, Hospital Improvement Revenue Bond (Beaufort Memorial Hospital) Series 2011B" (collectively, the "**Series 2011 Bonds**"), for the purpose of defraying the cost of the Project, including reimbursing the Hospital for certain capital expenditures heretofore made by the Hospital which it expressed an intent to finance, and refunding the Series 1997 Bonds; and

**WHEREAS**, the County and the Hospital now desire to proceed with the financing of the Project and refunding the Series 1997 Bonds; and

**WHEREAS**, there have been prepared and submitted to the County the forms of (a) the Purchase Agreement and (b) the Tax Compliance and Non-Arbitrage Agreement to be dated the date of issuance of the Series 2011 Bonds by and between the County and the Hospital;

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF BEAUFORT COUNTY, SOUTH CAROLINA, AS FOLLOWS:**

Section 1. To defray the cost of the Project, including permitting the Hospital to be reimbursed for certain capital expenditures heretofore made which the Hospital expressed an intent to finance, and to refund the Series 1997 Bonds, the issuance of hospital revenue bonds to be designated "not exceeding \$50,000,000 Beaufort County, South Carolina, Hospital Refunding and Improvement Revenue Bonds (Beaufort Memorial Hospital) Series 2011," is hereby authorized subject to the provisions of this Ordinance and the Purchase Agreement. The Series 2011 Bonds shall be dated; shall be issued in such denominations; shall be payable as to principal, interest and redemption premium, if any; shall bear interest; shall mature; shall be in the form; and shall contain provisions for execution, authentication, payment, registration, redemption and numbering as shall be set forth in the Purchase Agreement.

Section 2. The Series 2011 Bonds shall be secured by a pledge effected by the Purchase Agreement and shall be limited obligations of the County payable solely from and secured by a pledge of the gross revenues and receipts derived by the County from or in connection with the Purchase Agreement hereinafter authorized. The Series 2011 Bonds do not and shall never constitute an indebtedness of the County within the meaning of any State constitutional provision or statutory limitation and shall never constitute nor give rise to a pecuniary liability of the County or a charge against its general credit or taxing power.

Section 3. The form of the Purchase Agreement for the Series 2011 Bonds and as submitted to this meeting and appended hereto as *Exhibit A* and made a part of this Ordinance as though set forth in full herein, be and the same are hereby approved. The Chairman of the County Council (the "**Chairman**") is hereby authorized and directed to execute and deliver the Purchase Agreement with such changes, insertions and omissions as may be approved by said Chairman upon advice of counsel, said execution being conclusive evidence of such approval; and the Clerk of the County Council (the "**Clerk**") is hereby authorized and directed to affix the corporate seal of the County to the Purchase Agreement and to attest the same.

Section 4. The form of the Tax Agreement, as submitted to this meeting and appended hereto as *Exhibit B* and made a part of this Ordinance as though set forth in full herein, be and the same is hereby approved. The Chairman is hereby authorized and directed to execute and deliver the Tax Agreement with such changes, insertions and omissions as may be approved by said Chairman upon advice of counsel, the execution being conclusive evidence of such approval; and the Clerk is hereby authorized and directed to affix the corporate seal of the County to the Tax Agreement to attest the same.

Section 5. The Chairman and the Clerk, and any other proper officer of the County, be and each of them is hereby authorized and directed to execute and deliver any and all documents and instruments and to do and to cause to be done any and all acts and things necessary or proper for carrying out the transactions contemplated by this Ordinance.

Section 6. All orders, resolutions, ordinances and parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 7. This Ordinance shall become effective and be in full force immediately.

**BEAUFORT COUNTY, SOUTH CAROLINA**

(SEAL)

By: \_\_\_\_\_  
Chairman, County Council

ATTEST:

\_\_\_\_\_  
Clerk to County Council

First Reading: September 12, 2011  
Second Reading: September 26, 2011  
Public Hearing: October 10, 2011  
Third Reading: October 24, 2011

2011

AN ORDINANCE OF THE COUNTY OF BEAUFORT, SOUTH CAROLINA, TO AMEND THE ZONING AND DEVELOPMENT STANDARDS ORDINANCE, TEXT AMENDMENT TO THE BEAUFORT COUNTY ZONING AND DEVELOPMENT STANDARDS ORDINANCE (ZDSO), ARTICLE VII, SEC. 106-1845(6) BUFFER DISTURBANCE (ADDS RIVER BUFFER DISTURBANCE STANDARDS).

Whereas, Standards that are underscored shall be added text and Standards ~~lined through~~ shall be deleted text.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2011.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: \_\_\_\_\_  
Wm. Weston J. Newton, Chairman

APPROVED AS TO FORM:

\_\_\_\_\_  
Ladson F. Howell, Staff Attorney

ATTEST:

\_\_\_\_\_  
Suzanne M. Rainey, Clerk to Council

First Reading: September 12, 2011  
Second Reading: September 26, 2011  
Public Hearing:  
Third and Final Reading:

(Amending 99/12)

**Sec. 106-1845. River buffer.**

The river buffer extends inland 50 feet from all tidal waters and wetlands beginning at the OCRM critical line. The following standards are required for all development affecting the river buffer:

- (1) *Drainage.* [Ed. Note: no changes proposed.]
- (2) *Bulkheads, rip-rap and erosion control devices.* [Ed. Note: language provided for information only – no changes proposed.] All bulkheads, rip-rap or other erosion control devices in the river buffer are limited uses, subject to the required standards below.
  - a. A permit to construct the bulkhead, rip-rap or erosion control device must have been issued by OCRM.
  - b. Application for a permit for the installation of a bulkhead, rip-rap or other erosion control device more than 48 inches in total vertical height from the existing ground elevation must submit design plans, including certification from a South Carolina registered professional engineer as to the adequacy of the design standards included to prevent collapse or other failure.
  - c. The provisions of subsection 106-1846(b), tree protection and specimen trees, must be met.
  - d. Any disturbance of shoreline within the river buffer landward of the SC critical line shall require submission of a revegetation plan. A principal objective of the plan is to preserve and replace as much of the on-site preconstruction native vegetation to the extent possible. Other acceptable landscaping plants are found in the SC DHEC publication entitled "Backyard Buffers", publication CR-003206 (11/00). Such plantings shall be in the quantities set forth in Table 106-1680(e) for a maritime forest on a disturbed area prorated acre basis, i.e., a one-tenth of an acre disturbance requires one-tenth of the bufferyard planting, unless soil conditions are unfavorable to establish this type of forestation, in which case a revegetation plan more suitable for the type of soil conditions will be accepted.
  - e. Revegetation of areas landward of the critical line, having sloping topography in excess of 1:3 slope, shall also include slope stabilization measures in compliance with SCDOT standards, as set forth in section 205, Embankment Construction, of the SCDOT Standard Specifications for Highway Construction, Edition of 2000.
  - f. Landscaping and construction design plans will be submitted to the zoning development administrator (ZDA), who shall issue a development permit for construction and land disturbance if these criteria are satisfied. Inspection of the

construction and landscaping shall be done by the Beaufort County Building Inspection Department as provided for building permits.

- (3) *View corridor.* [Ed. Note: language provided for information only – no changes proposed.] The landowner may provide a view corridor through the river buffer. The following standards shall apply:
- a. Such a view corridor shall not extend for more than 75 feet or one-third of the lot width, whichever is less.
  - b. The view corridor shall generally involve only pruning to provide views. However, a landowner may submit a selective clearing and selective landscaping program for the view corridor. This shall only be approved by the DRT if the net result provides both ample screening of the shoreline and filtering of runoff from lawns on the lots.
- (4) *Setbacks.* [Ed. Note: no changes proposed.]
- (5) *Waiver.* [Ed. Note: no changes proposed.]

**Buffer Disturbance. There shall be no disturbance of the river buffer except as allowed for bulkheads, rip-rap and erosion control devices, and view corridors, and other allowable disturbances authorized under Article 7, Division 4, outlined in this ordinance. A buffer disturbance violation shall require a revegetation plan prepared by a landscape designer or landscape architect to be submitted for review and approval by the natural resource planner. The plant back requirements shall minimally meet those requirements outlined in Subsection (2)d above. Removal of trees shall require plant back inch for inch of trees removed. If it is determined by the natural resource planner that all tree inches cannot be planted back on site due to site constraints, the remaining tree inches shall be subject to a general forestation fee.**

STATE OF SOUTH CAROLINA    )  
  )  
COUNTY OF BEAUFORT         )     ORDINANCE 2011 /

**A ORDINANCE     TO CALL FOR A REFERENDUM TO ALLOW THE QUALIFIED ELECTORS OF BEAUFORT COUNTY, SOUTH CAROLINA TO VOTE TO RETAIN THE COUNCIL/ADMINISTRATOR FORM OF GOVERNMENT OR CHANGE TO THE COUNCIL/MANAGER FORM OF GOVERNMENT.**

**WHEREAS,** This Ordinance is authorized pursuant to Section 4-9-10 of the South Carolina Code of Laws (1976), as amended. The purpose of this Ordinance shall be to provide for a referendum to allow the qualified electors of Beaufort County, South Carolina to vote to retain the current Council-Administrator form of government or to change to the Council-Manager form of government and provide for the appointment of the County Treasurer and County Auditor; and

**WHEREAS,** The Beaufort County Board of Elections and Registration shall take such steps as are necessary and appropriate to hold a referendum in conjunction with the general election to be held on November 2, 2012 to allow the qualified electors of Beaufort County, South Carolina to vote on the issue of retaining the current Council-Administrator form of government or changing to the Council-Manager form of government as provided for in Section 4-9-610, et. Seq., Code of Laws of South Carolina (1976) as amended; and

**WHEREAS,** the question for such referendum shall be stated as follows:

Should the form of Beaufort County's government be changed from that of a Council-Administrator form of government as set forth in S.C. Code of Laws Title 4, Chapter 9, Article 7 (1976, as amended) to that of a Council-Manager form of government as set forth in S.C. Code of Laws Title 4, Chapter 9, Article 9 (1976, as amended) and provide for the appointment of the County Treasurer and County Auditor?

- Yes (A "yes" vote is a vote in favor of changing the current form of government to a Council-Manager form of government and provide for the appointment of the County Treasurer and County Auditor.)
- No (A "no" vote is a vote to retain the current Council-Administrator form of government and provide for the election of the County Auditor and County Treasurer.)

**NOW, THEREFORE BE IT ORDAINED,** The Beaufort County Board of Elections and Registration shall conduct a referendum as stated above and shall verify the results of such referendum as provided by law.



Should the present form of government receive a majority favorable vote of those qualified electors voting, the present form shall continue without further action by the Beaufort County Council. Should the Council-Manager form of government receive a majority favorable vote of those qualified electors voting, then, in such event, the Beaufort County Council shall enact an Ordinance establishing the new form of government in accordance with the provisions of applicable law.

**APPROVED AND ADOPTED BY THE COUNTY COUNCIL OF BEAUFORT COUNTY,  
SOUTH CAROLINA, ON THIS 10<sup>th</sup> DAY OF OCTOBER, 2011.**

COUNTY COUNCIL OF BEAUFORT COUNTY

By: \_\_\_\_\_  
Wm. Weston J. Newton, Chairman

Approved as to Form:

\_\_\_\_\_  
Joshua A. Gruber, Staff Attorney

Attest:

\_\_\_\_\_  
Suzanne M. Rainey, Clerk to Council

First Reading: September 12, 2011  
Second Reading: September 26, 2011 and October 10, 2011  
Public Hearing: October 10, 2011  
Third and Final Reading:

## ARTICLE 9.

### COUNCIL-MANAGER FORM OF COUNTY GOVERNMENT (FORM NO. 4)

#### **SECTION 4-9-810. Membership of council; election and terms of members.**

The council in those counties adopting the council-manager form of government provided for in this article shall consist of not less than five nor more than twelve members who are qualified electors of the county. Council members shall be elected in the general election for terms of two or four years commencing on the first of January next following their election.

#### **SECTION 4-9-820. Employment and qualifications of manager; term of office; compensation; procedure for removal.**

The council shall employ a manager who shall be the administrative head of the county government and shall be responsible for the administration of all the departments of the county government which the council has the authority to control. He shall be employed with regard to his executive and administrative qualifications only, and need not be a resident of the county at the time of his employment. The term of employment of the manager shall be at the pleasure of the council and he shall be entitled to such compensation for his services as the council may determine. The council may, in its discretion, employ the manager for a definite term. If the council determines to remove the county manager, he shall be given a written statement of the reasons alleged for the proposed removal and the right to a hearing thereon at a public meeting of the council.

Within five days after the notice of removal is delivered to the manager, he may file with the council a written request for a public hearing. This hearing shall be held at a council meeting not earlier than twenty days nor later than thirty days after the request is filed. The manager may file with the council a written reply not later than five days before the hearing. The removal shall be stayed pending the decision at the public hearing.

#### **SECTION 4-9-830. Powers and duties of manager.**

The powers and duties of the manager shall include, but not be limited to, the following:

- (1) to serve as the chief administrative officer of the county government;
- (2) to execute the policies, directives and legislative actions of the council;
- (3) to direct and coordinate operational agencies and administrative activities of the county government;
- (4) to prepare annual operating and capital improvement budgets for submission to the council and, in the exercise of that authority, he shall be empowered to require such reports, estimates and statistics on an annual or periodic basis as he deems necessary from all county departments and agencies for the performance of his duties in budget preparation;
- (5) to supervise the expenditure of appropriated funds;
- (6) to prepare annual, monthly and other reports for council on finances and administrative activities of the county;
- (7) to be responsible for the administration of county personnel policies including salary and classification plans approved by council;
- (8) to be responsible for employment and discharge of personnel subject to the provisions of subsection (7) of Section 4-9-30 and subject to the appropriation of funds by the council for that purpose; and
- (9) to perform such other duties as may be required by the council.

**SECTION 4-9-840.** Preparation and submission of budget and descriptive statement.

The county manager shall prepare the proposed operating and capital budgets and submit them to the council at such time as the council determines. At the time of submitting the proposed budget, the county manager shall submit to the council a statement describing the important features of the proposed budgets including all sources of anticipated revenue of the county government and the amount of tax revenue required to meet the financial requirements of the county.

**SECTION 4-9-850.** Authority of county manager over elected officials; authority of council and its members over county officers and employees.

With the exception of organizational policies established by the governing body, the county manager shall exercise no authority over any elected officials of the county.

Except for the purposes of inquiries and investigations, neither the council nor its members shall give orders or instructions to county officers or employees.

**SECTION 4-9-860.** Election or appointment of county treasurer and auditor.

The county treasurer and county auditor, or their counterparts, by whatever terms those officials are designated may be elected or appointed by council as the council may determine by ordinance. If such officials are appointed, they shall be subject to control by council and the manager in the same manner as other appointed county department heads.

**SECTION 4-9-870.** Applicability of Article 1.

Except as specifically provided for in this article, the structure, organization, powers, duties, functions and responsibilities of county government under the council-manager form shall be as prescribed in Article 1 of this chapter.



# *2012 Employee Benefit Recommendations*

## *Current Benefit Vendors:*

*Blue Cross Blue Shield of SC – health and Rx*

*United Concordia Dental - dental*

*United Healthcare Vision - vision*

*ING - life/ AD&D/ disability*



## *2012 Recommendations*

- ❖ *No Change in vendors from 2011*
- ❖ *All have agreed to the same plans with no price increase for 2012*
- ❖ *Allows for a passive open enrollment; only those who wish to make changes need to attend an open enrollment session*
- ❖ *6% decrease on employee contributions for the Basic Plan; 5% increase on employee contributions for the Premium Plan.*
- ❖ *Committee Recommendation*

Together for Beaufort  
 FY 2011 - 2012 Agency Funding Recommendations

<u>Agency</u>	<u>FY 09-10</u>	<u>FY 10-11</u>	<u>FY 11-12</u>
LRTA	\$246,000	\$246,000	<b>\$240,000</b>
Coastal Empire Mental Health Center	130,000	128,000	<b>110,000</b>
DHEC	67,313	65,000	<b>60,000</b>
Senior Services of Beaufort County	55,000	55,000	<b>50,000</b>
Child Abuse Prevention Association (CAPA)	32,000	32,000	<b>28,000</b>
Beaufort Soil and Water Conservation District	22,000	21,000	<b>18,000</b>
Citizens Opposed to Domestic Abuse (CODA)	15,000	15,000	<b>14,000</b>
HOPE Haven	15,000	15,000	<b>14,000</b>
Literary Volunteers of the Lowcountry	10,000	10,000	<b>9,000</b>
B/J Economic Opportunity Commission	5,000	5,000	<b>5,000</b>
Clemson University Extension	<u>5,000</u>	<u>5,000</u>	<b>5,000</b>
Total	602,313	597,000	<b>553,000</b>
Alliance activities	<u>123,687</u>	<u>129,000</u>	<b>52,000</b>
TOTAL	726,000	726,000	<b>605,000</b>



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AUTHORIZING THE PLACEMENT OF A QUESTION ON THE OFFICIAL BALLOT FOR THE GENERAL ELECTION TO BE CONDUCTED NOVEMBER 6, 2012, CONCERNING A PROPOSITION AUTHORIZING BEAUFORT COUNTY TO ISSUE GENERAL OBLIGATION BONDS TO ACQUIRE LANDS FOR PRESERVATION AND TO PAY CERTAIN COSTS AND DEBT SERVICE RELATED THERETO.**

*WHEREAS*, Beaufort County has experienced a very high rate of growth during the last decade and the Beaufort County Council recognizes the need to preserve land that has scenic, natural, recreational, rural, and open space character which is deemed essential to the County's quality of life; and

*WHEREAS*, Beaufort County has created a citizen advisory committee known as the Beaufort County Rural and Critical Lands Preservation Board for the purpose of identifying and evaluating potential lands for preservation based upon an official criteria and ranking system established for the County; and

*WHEREAS*, the Beaufort County Rural and Critical Lands Preservation Board has requested that the County conduct a referendum that if favorably approved by the citizens of Beaufort County, would allocate 1 mill in ad valorem taxes for the express purpose of continuing the acquisition of lands for conservation and recreation purposes; and

*WHEREAS*, the Beaufort County Rural and Critical Lands Preservation Board has additionally requested that an amount not to exceed twenty percent (20%) of the total amounts borrowed under this referendum be allowed for use in the making of improvements, outside the scope of general property maintenance, to those lands which have been acquired by the County under previous rural and critical lands programs and all such lands acquired under this current proposed borrowing; and

*WHEREAS*, Policy 8 under the Transportation Programs section of the Beaufort County Comprehensive Plan recognizes the fact that portions of the County's roadway system's long term capacity is constrained and additional roadway infrastructure cannot resolve all of the county's roadway capacity problems; and

*WHEREAS*, Beaufort County forecasts the that a levy of 1 mill as requested by the Beaufort County Rural and Critical Lands Preservation will raise sufficient revenue to finance the issuance of approximately \$20,000,000 in general obligation bonds; and

*WHEREAS*, the purposes of the bond proceeds are to provide for and protect natural areas and open space, to protect water quality from harmful effects of over-development, to preserve land for recreational activities, to alleviate traffic congestion, to preserve farm and forest land, to preserve the rural character of Beaufort County and to protect other environmentally sensitive areas such as wetlands, marsh lands and headwater areas;

*NOW, THEREFORE, BE IT RESOLVED* by the Beaufort County Council that pursuant to the provisions of Section 4-9-30, *et seq.* of the *Code of Laws of South Carolina, 1976*, as amended, the Beaufort County Council hereby directs the Beaufort County Board of Elections and Registration to print on the official ballot to be used in the General Election to be held on November 6, 2012 the following public question:

OFFICIAL BALLOT, REFERENDUM  
GENERAL OBLIGATION BONDS, NOT TO EXCEED \$20,000,000  
FOR LAND PRESERVATION TO PROTECT NATURAL LAND, FARMLAND AND WATER  
QUALITY AND TO ALLEVIATE TRAFFIC CONGESTION  
NOVEMBER 6, 2012

**“Shall Beaufort County, South Carolina issue general obligation bonds, not to exceed \$20,000,000, for the purpose of land preservation, by purchasing open land, development rights and conservation easements in all areas of Beaufort County, in order to alleviate traffic congestion in high growth areas and to protect water quality, natural lands, wildlife areas, farmland, parkland, recreational areas, coastal areas, rivers and wetlands, provided that all expenditures shall be prioritized based upon an official criteria and ranking system established for the County, and subject to an annual independent audit and provide that an amount, not to exceed twenty percent (20%) of the amount borrowed may be spent on improvements, outside the scope of general property maintenance, to those lands which have been acquired by the Beaufort County, South Carolina under previous rural and critical lands programs and all such lands acquired under this current proposed borrowing?”**

**If the voter wishes to vote in favor of the question, place a check or cross mark in the square after the words “In favor of the question”; if the voter wishes to vote against the question, place a check or cross mark in the square after the words “Opposed to the question.”**

<b>YES</b>	<b>In favor of the question</b>	<b>  ]</b>
<b>NO</b>	<b>Opposed to the question</b>	<b>  ]”</b>

If this question is approved, then Beaufort County will be authorized to issue up to \$20 million in general obligation bonds. The bond funds will allow Beaufort County to continue to preserve open land as well as making improvements to such lands. Bond funds may be used only for the purposes stated in the ballot question. None of the funds may be used for any other purpose, or for administrative salaries. An annual audit will verify that the funds are used as required by law.

*BE IT FURTHER RESOLVED* that certified copies of this Ordinance be forwarded to the Beaufort County Board of Elections and Registration, Clerk of Beaufort County, Mayors and Clerks of Beaufort County municipalities, State legislators, Beaufort County Council, Director of Finance, Planning Director, Director of Parks and Recreation, County Auditor, and the Chairman of the Beaufort County Rural and Critical Land Preservation Board.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2011.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: \_\_\_\_\_  
Wm. Weston J. Newton, Chairman

APPROVED AS TO FORM:

\_\_\_\_\_  
Joshua A. Gruber, County Attorney

ATTEST:

\_\_\_\_\_  
Suzanne M. Rainey, Clerk to Council

First Reading:

Second Reading:

Public Hearing:

Third and Final Reading:

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE TO AMEND ORDINANCE NO. 2011-25 SO AS TO ALLOW FOR THE RENUMBERING OF THE ELEVEN SEPARATE BEAUFORT COUNTY COUNCIL DISTRICTS AND BEAUFORT COUNTY BOARD OF EDUCATION DISTRICTS.**

**WHEREAS**, Beaufort County Council adopted Ordinance Number 2011-25 on September 12, 2011; and

**WHEREAS**, the adoption of Ordinance Number 2011-25 provided for the redistricting of the eleven separate Beaufort County Council District and the Beaufort County Board of Education Districts; and

**WHEREAS**, Beaufort County Council believes that it is in the best interest of its citizens to renumber the eleven separate Beaufort County Council Districts and Beaufort County Board of Education Districts in ascending order generally from North to South within the geographic boundaries of Beaufort County so as to provide greater clarity and uniformity in the labeling of these districts.

**NOW, THEREFORE, BE IT ORDAINED** by Beaufort County Council that Ordinance No. 2011-25 is amended to renumber the eleven separate Beaufort County Council Districts and Beaufort County Board of Education Districts in the following order:

**(A) DISTRICT ONE (1) SHELDON – DALE- LOBECO – BURTON:**

Beginning at the intersection of Trask Parkway and Parris Island Gateway; thence south to County Shed Road; thence west to Eastman Road; thence south crossing and parallel to the east side of Parris Island Gateway southerly to Horton Road; thence east to the northeast corner of Census Block 2037; thence south to Robert Smalls Parkway; thence southwesterly to WK Alston Drive; thence north to Broad River Boulevard; thence southwesterly to Joe Frazier Road; thence northwesterly along Joe Frazier Road to Laurel Bay Road; thence northwesterly to Laurel Bay Boulevard; thence northeasterly to Albacore Street; thence northwesterly to north of Althea Street; thence northeasterly following Althea Street to Crusaders Crossing; thence south to Silver Eagles Way; thence northeasterly to Swamp Fox Trail; thence north to Enduring Freedom Parkway; thence southwesterly to the intersection with Hawks Landing; thence northeasterly to easternmost point of Census Block 1000; thence following the north border of Laurel Bay Military Housing to the Broad River; thence northwesterly to the mouth of the Pocotaligo River; thence along the Pocotaligo River, following the western boundary of Beaufort County to the northern boundary of Beaufort County; thence northeasterly along the northern boundary of Beaufort County to the Combahee River, which describes the northeastern boundary of Beaufort County; thence winding along the Combahee River southeasterly to where the Combahee River meets the Coosaw River; thence westerly along the Coosaw River to Brickyard Creek; thence southwesterly along Brickyard Creek to the eastern boundary of the Marine Corp Air Station; thence northwesterly to

Perryclear Drive; thence following the north boundary of the Marine Corp Air Station westerly to Trask Parkway; thence southeasterly to the intersection of Trask Parkway and Parris Island Gateway, the point of beginning.

**(B) DISTRICT TWO (2) MCAS – BEAUFORT – LADY’S ISLAND – FRIPP ISLAND:**

Beginning at the intersection of the north boundary of the Marine Corp Air Station at Trask Parkway; thence southeasterly to the intersection of Trask Parkway and Parris Island Gateway; thence south to County Shed Road; thence west to Eastman Road; thence south crossing and parallel to the east side of Parris Island Gateway southerly to Horton Road; thence east to the northeast corner of Census Block 2037; thence south to Robert Smalls Parkway; thence northeasterly to the western-most point of Census Block 2049; thence southeast to Salem Road; thence northeast to Salem Farm Road; thence north to Robert Smalls Parkway; thence northwesterly to the intersection of Neil Road and Robert Smalls Parkway; thence north to Boundary Street; thence west to the southwest corner of Census Block 1048; thence north to Albergotti Creek; thence northeasterly to where Albergotti Creek meets the Beaufort River; thence south to the intersection of Marshe Point and Greenlawn Drive; thence south to Boundary Street; thence east to Sycamore Street; thence north along Sycamore Street; thence east on Oconnell Street; thence north to Palmetto Street; thence east along Park Avenue; thence south along Lafayette Street; thence east along National Street; thence south along Rodgers Street; thence east along Boundary Street; thence south along Scott Street; thence west along Duke Street; thence south along West Street; thence south along the West Street Extension through Waterfront Park and south into the Beaufort River, thence east to the Woods Memorial Bridge; thence southeasterly along Sea Island Parkway to the intersection of Sunset Boulevard; thence northeasterly along Sunset Boulevard; thence southeasterly along Factory Creek Road; thence northeasterly along Sam’s Point Road to the intersection with Fairfield Road; thence southeasterly along Fairfield Road; thence northeasterly along Little Capers Road to a driveway projecting on the east side of Little Capers Road between Surf Drive and Sandy Lane; thence east to Lucky Point Creek; thence south to Jenkins Creek; thence following the winding of Jenkins Creek to a small branch of Jenkins Creek as it turns to the south; thence to the west to intersect with Polowana Road; thence south to Old Polowana Road; thence southeast to Sea Island Parkway; thence easterly to Eddings Point Road; thence northeasterly to the Morgan River; thence east to the eastern shore of Eddings Point Creek; thence following the winding of Eddings Point Creek southeasterly to Dulamo Bluff Road; thence to the intersection with Sun Dog Lane; thence to the intersection of Dulamo Road and St Helenville Road; thence northeasterly to Village Creek; thence following the winding of Village Creek southeasterly to the northern point of Census Block 3040; thence easterly along Village Creek to the intersection of Fripp Point Road and Kingston Key Road; thence along the eastern shore of Village Creek to the end of Kingston Key Road, northeast, and back along the eastern side of Kingston Key Road to Fripp Point Road; thence northeasterly along Fripp Point Road to Coffin Creek; thence winding along Coffin Creek to St Helena Sound; thence southeasterly along the shoreline to the intersection of Avenue of Oaks; thence following Avenue of Oaks southwest; thence

southeasterly along Tom and Mike Road; thence southwesterly along John and Fostine Road; thence to Cee Cee Road; thence southeast to Sea Island Parkway; thence southeasterly along Sea Island Parkway to the western shore of the Harbor River; thence along the western shore of the Harbor River to Trenchard's Inlet; thence southwesterly to the Atlantic Ocean; thence northeasterly along the southeastern shoreline of Capers Island, Pritchard's Island, Fripp Island, Hunting Island, and Harbor Island to St Helena Sound; thence northwesterly along the northeastern shore of Morgan Island to the Coosaw River; thence westerly along the Coosaw River to Brickyard Creek; thence southwesterly along Brickyard Creek to the eastern boundary of the Marine Corp Air Station; thence northwesterly to Perryclear Drive; thence following the north boundary of the Marine Corp Air Station westerly to Trask Parkway, the point of beginning.

**(C) DISTRICT THREE (3) BEAUFORT – LADY'S ISLAND – ST HELENA ISLAND – PARRIS ISLAND:**

Beginning at the Woods Memorial Bridge in the Beaufort River; thence; thence southeasterly along Sea Island Parkway to the intersection of Sunset Boulevard; thence northeasterly along Sunset Boulevard; thence southeasterly along Factory Creek Road; thence northeasterly along Sam's Point Road to the intersection with Fairfield Road; thence southeasterly along Fairfield Road; thence northeasterly along Little Capers Road to a driveway projecting on the east side of Little Capers Road between Surf Drive and Sandy Lane; thence east to Lucky Point Creek; thence south to Jenkins Creek; thence following the winding of Jenkins Creek to a small branch of Jenkins Creek as it turns to the south; thence to the west to intersect with Polowana Road; thence south to Old Polowanna Road; thence southeast to Sea Island Parkway; thence easterly to Eddings Point Road; thence northeasterly to the Morgan River; thence east to the eastern shore of Eddings Point Creek; thence following the winding of Eddings Point Creek southeasterly to Dulamo Bluff Road; thence to the intersection with Sun Dog Lane; thence to the intersection of Dulamo Road and St Helenville Road; thence northeasterly to Village Creek; thence following the winding of Village Creek southeasterly to the northern point of Census Block 3040; thence easterly along Village Creek to the intersection of Fripp Point Road and Kingston Key Road; thence along the eastern shore of Village Creek to the end of Kingston Key Road, northeast, and back along the eastern side of Kingston Key Road to Fripp Point Road; thence northeasterly along Fripp Point Road to Coffin Creek; thence winding along Coffin Creek to St Helena Sound; thence southeasterly along the shoreline to the intersection of Avenue of Oaks; thence following Avenue of Oaks southwest; thence southeasterly along Tom and Mike Road; thence southwesterly along John and Fostine Road; thence to Cee Cee Road; thence southeast to Sea Island Parkway; thence southeasterly along Sea Island Parkway to the western shore of the Harbor River; thence along the western shore of the Harbor River to Trenchard's Inlet; thence southwesterly to the Atlantic Ocean; thence along the south shore of St Phillip's Island; thence northwesterly in Port Royal Sound to the mouth of Archer's Creek on the western side of the Marine Corp Recruiting Depot at Parris Island; thence southeasterly along the western shore of Parris Island to the intersection at Wake Boulevard and Guam Circle; thence northeasterly along Wake Boulevard; thence east along Malecon Drive; thence east along Boulevard de France; thence north along Santa Domingo Street; thence



north of Corregidor Street; thence southeasterly along Mexico Street; thence southwest along Tripoli Street; thence southerly along Cuba Street; thence along Balast Creek to the eastern shore of Parris Island at the Beaufort River; thence northerly along the Beaufort River to the intersection of Ribaut Road and Reynolds Street; thence north to the intersection of Ribaut Road and Bay Street; thence northeast to the intersection of Bay Street and North Street; thence west along North Street to North Hermitage Road; thence south on North Hermitage Road to the former Yemassee – Port Royal Railroad Line; thence northwesterly to the intersection of Neil Road and Robert Smalls Parkway; thence north to Boundary Street; thence west to the southwest corner of Census Block 1048; thence north to Albergotti Creek; thence northeasterly to where Albergotti Creek meets the Beaufort River; thence south to the intersection of Marshe Point and Greenlawn Drive; thence south to Boundary Street; thence east to Sycamore Street; thence north along Sycamore Street; thence east on Oconnell Street; thence north along Palmetto Street; thence east along Park Avenue; thence south along Lafayette Street; thence east along National Street; thence south along Rodgers Street; thence east along Boundary Street; thence south along Scott Street; thence west along Duke Street; thence south along West Street; thence south along the West Street Extension through Waterfront Park and south into the Beaufort River, thence east to the Woods Memorial Bridge that is the point of beginning.

**(D) DISTRICT FOUR (4) TOWN OF PORT ROYAL – SHELL POINT – PARRIS ISLAND:**

Beginning at the intersection of North Street and Bay Street; thence west along North Street to North Hermitage Road; thence south on North Hermitage Road to the former Yemassee – Port Royal Railroad Line; thence northwesterly to the intersection of Neil Road and Robert Smalls Parkway; thence southwest along Robert Smalls Parkway to Salem Farm Road; thence south along Salem Farm Road to the northern border of Census Block 2056; thence southeasterly to Battery Creek; thence winding southwest along Battery Creek to an unnamed inlet along the eastern border of Pickett Fences subdivision; thence along the north border of Pickett Fences subdivision to Parris Island Gateway; thence south along Parris Island Gateway; thence east along the northern border of Dowlingwood subdivision; thence southeasterly along the eastern border of Dowlingwood subdivision to the intersection of Parris Island Gateway and Savannah Highway; thence northwesterly along Savannah Highway to the intersection with Grober Hill Road; thence west to Robert Smalls Parkway; thence southwest along the Broad River thence southeasterly along the shoreline to where Archer's Creek empties into the Broad River from the east, along the western shore of the Marine Corp Recruiting Depot at Parris Island; thence southeasterly along the western shore of Parris Island to the intersection at Wake Boulevard and Guam Circle; thence northeasterly along Wake Boulevard; thence east along Malecon Drive; thence east along Boulevard de France; thence north along Santa Domingo Street; thence north of Corregidor Street; thence southeasterly along Mexico Street; thence southwest along Tripoli Street; thence southerly along Cuba Street; thence along Balast Creek to the eastern shore of Parris Island at the Beaufort River; thence northerly along the Beaufort River to the intersection of Ribaut Road and Reynolds Street; thence north to the intersection of Ribaut Road and

Bay Street; thence northeast to the intersection of Bay Street and North Street, which is the point of beginning.

**(E) DISTRICT FIVE (5) OKATIE – BURTON – SHELL POINT:**

Beginning at the intersection of Salem Road and Salem Farm Road; thence south to the southern-most point of Census Block 2049; thence northwest to Robert Smalls Parkway; thence southwesterly to WK Alston Drive; thence north to Broad River Boulevard; thence southwesterly to Joe Frazier Road; thence northwesterly along Joe Frazier Road to Laurel Bay Road; thence northwesterly to Laurel Bay Boulevard; thence northeasterly to Albacore Street; thence northwesterly to north of Althea Street; thence northeasterly following Althea Street to Crusaders Crossing; thence south to Silver Eagles Way; thence northeasterly to Swamp Fox Trail; thence north to Enduring Freedom Parkway; thence southwesterly to the intersection with Hawks Landing; thence northeasterly to easternmost point of Census Block 1000; thence following the north border of Laurel Bay Military Housing to the Broad River; thence southwesterly to Coles Creek; thence along the western shore of Buzzard Island to Euhaw Creek; thence following the winding of Euhaw Creek to Hazzard Creek; thence following Hazzard Creek southwesterly to an unnamed inlet northeast of the BJWSA Water Treatment Plant; thence southwesterly to Chelsea Plantation Drive/Snake Road; thence southeasterly to Okatie Highway; thence southwesterly to Old Bailey's Road, following Old Bailey's Road as the boundary of Beaufort County, back north to Okatie Highway; thence west to Camp Saint Marys Road; thence south to Okatie Bluff Road; thence west along Camp Saint Marys Road to the intersection with the Okatee River; thence southeasterly to the Colleton River; thence following the Colleton River along the west and south shores of Callawassie Island to Callawassie Creek; thence along the south and east shores of Spring Island to the Chechessee River; thence southeasterly along the western and southern shores of Daws Island to the Broad River; thence following the eastern shore of Daws Island north to the Broad River Bridge, that is Robert Smalls Parkway; thence northeasterly to Savannah Highway; thence east to the intersection with Grober Hill Road; thence southeasterly along Savannah Highway to Parris Island Gateway; thence north and then east along the north and east borders of Dowlingwood subdivision to Parris Island Gateway; thence north along Parris Island Gateway to the north border of Picket Fences subdivision; thence southeasterly along an unnamed inlet to the main channel of Battery Creek; thence northerly along Battery Creek to the intersection with Salem Farm Road; thence northwest to the intersection of Salem Farm Road and Salem Road, the point of beginning.

**(F) DISTRICT SIX (6) SUN CITY – OKATIE – PINCKNEY COLONY:**

Beginning at the intersection of Okatie Highway and Camp Saint Marys Road; thence south to Okatie Bluff Road; thence west along Camp Saint Marys Road to the intersection with the Okatee River; thence southeasterly to the Colleton River; thence following the Colleton River along the west and south shores of Callawassie Island to Callawassie Creek; thence south to the eastern end of Crane Island ; thence westerly along the southern shore of Crane Island to an unnamed inlet north of Rose Hill

Plantation along the Colleton River; thence southwesterly to the intersection with Pinckney Colony Drive; thence south to Fording Island Road; thence northwesterly to the eastern extremity of Cecil Reynolds Drive thence west to the intersection of Cecil Reynolds Drive and Okatie Highway; thence southwesterly along Okatie Highway to May River Road; thence westerly to the intersection of May River Road and the New River, that is the western border of Beaufort County; thence northerly along the western boundary of Beaufort County, which is also the western boundary of Sun City to the northern border of University Park; thence easterly to Okatie Highway; thence northerly along Okatie Highway to the intersection of Okatie Highway and Highway 462, that is Lowcountry Drive; thence easterly along Okatie Highway to the intersection of Camp Saint Marys Road and Okatie Highway, which is the point of beginning.

**(G) DISTRICT SEVEN (7) BUCKWALTER IN BLUFFTON:**

Beginning at the intersection of Cecil Reynolds Drive and Okatie Highway; thence southwesterly along Okatie Highway to May River Road; thence southeasterly to the intersection of May River Road and the west fork of Stoney Creek; thence northeasterly to the southern border of Hampton Lake subdivision; thence east along the southern border of Hampton Lake subdivision to Old Miller Road; thence south to the northwest corner of Census Block 1012; thence east to the northeast corner of Census Block 1012; thence south to May River Road; thence northeasterly winding along May River Road to Buck Island Road; thence north to the intersection of Buck Island Road and Simmonsville Road; thence north along Buck Island Road to Fording Island Road; thence westerly to the southwest corner of Belfair Plantation; thence following the south and east boundaries of Census Blocks 1038, 1020, & 1018 northeasterly to the Colleton River; thence southwesterly to the intersection with Pinckney Colony Drive; thence south to Fording Island Road; thence northwesterly to the eastern extremity of Cecil Reynolds Drive thence west to the intersection of Cecil Reynolds Drive and Okatie Highway, the point of beginning.

**(H) DISTRICT EIGHT (8) HILTON HEAD ISLAND – BLUFFTON:**

Beginning where the Colleton River meets the Chechessee River; thence southeasterly along the shoreline of Port Royal Sound to the north boundary of Census Blocks 1016 & 1018; thence southwesterly along the southern boundary Census Blocks 1010 & 2001; thence following southern border of Hilton Head Plantation to William Hilton Parkway; thence southwesterly to Central Avenue; thence north to Main Street; thence northwesterly to Wilborn Road; thence northeasterly along the boundary of Hilton Head Plantation; thence following the boundary of Hilton Head Plantation northwesterly until it reaches Skull Creek; thence westerly along Skull Creek to Jenkins Island; thence south and east along the shore of Jenkins Island in to Squire Pope Road; south to William Hilton Parkway; west to Jarvis Creek and along Jarvis Creek to where Jarvis Creek meets Mackay's Creek; thence south to the May River; thence westerly along the May River to Alljoy Landing; thence north to Ulmer Road; thence northwesterly to Foreman Hill Road; thence northeasterly to the southeast corner of Census Block 1000; thence northwesterly parallel to Fording Island Road to Simmonsville Road; thence

northeasterly to the southeast corner of Census Block 1024; thence northwesterly to the northwest corner of Census Block 1025; thence southwest to the southwest corner of Census Block 1025; thence northwesterly to Westbury Park Way; thence north to Arley Way; thence northwesterly to Buck Island Road; thence northeasterly to Fording Island Road; thence westerly to the southwest corner of Belfair Plantation; thence following the south and east boundaries of Census Blocks 1038, 1020, & 1018 northeasterly to the Colleton River; thence easterly in the Colleton River to the point of beginning.

**(I) DISTRICT NINE (9) BLUFFTON – PRITCHARDVILLE- DAUFUSKIE ISLAND:**

Beginning at the intersection of the Beaufort County Line at the New River and May River Road; thence following the New River southeasterly as it describes the southwestern boundary of Beaufort County until it empties into Calibogue Sound at the south end of Daufuskie Island; thence northeasterly along the western shoreline of Daufuskie Island until a point half-way north along the Melrose subdivision; thence east across Calibogue Sound to the southwestern point of Hilton Head Island; thence north in Calibogue Sound along the western shore of Hilton Head Island to the point where Calibogue Sound meets the May River; thence westerly along the May River to Alljoy Landing; thence north to Ulmer Road; thence northwesterly to Foreman Hill Road; thence northeasterly to the southeast corner of Census Block 1000; thence northwesterly parallel to Fording Island Road to Simmonsville Road; thence northeasterly to the southeast corner of Census Block 1024; thence northwesterly to the northwest corner of Census Block 1025; thence southwest to the southwest corner of Census Block 1025; thence northwesterly to Westbury Park Way; thence north to Arley Way; thence northwesterly to Buck Island Road; thence southerly along Buck Island Road to where it meets Simmonsville Road; thence south to May River Road; thence west along May River Road to Kims Way, follow Kims Way north to the northeast corner of Census Block 1012; thence west to Old Miller Road; thence along the southern border of Hampton Lake; thence following the west fork of Stoney Creek southwesterly to May River Road; thence westerly along May River Road to the New River, the point of beginning.

**(J) DISTRICT TEN (10) HILTON HEAD ISLAND #2:**

Beginning at the intersection of William Hilton Parkway and Squire Pope Road; thence north along Squire Pope Road and thence west to Skull Creek; thence northeasterly along Skull Creek to the intersection of Squire's Gate Road and Squire Pope Road; thence southeasterly along the border of Hilton Head Plantation to Wilborn Road; thence southwesterly to Main Street; thence easterly to Central Avenue; thence south to William Hilton Parkway; thence northeasterly to southwest corner of Census Block 2044; thence northwest to the northeast corner of Census Block 2032; thence northeasterly following the southern border of Hilton Head Plantation and then the southern borders of Census Blocks 1010 & 2001 to the Atlantic Ocean; thence along the shoreline to the south shore of Fish Haul Creek; thence southeasterly to Dillon Road; thence following the northern boundary of Port Royal Plantation and along Union Cemetery Road westerly until it

meets William Hilton Parkway; thence south to Beachwood Drive, following this to its end; thence northeasterly along Census Block 4002 to Grasslawn Avenue; thence south to Folly Field Road, following this south and then west and then north along Blackberry Lane, back to Folly Field Road; thence southwesterly along Folly Field Road to Ghost Crab Way; thence south to easterly to Sand Dollar Road; thence to the intersection with Starfish Drive; thence northwesterly to Folly Field Road; thence westerly along Folly Field Road to William Hilton Parkway; thence southwesterly to Singleton Beach Road, west along Singleton Beach Place, and thence northwesterly along Census Block 2002 back to William Hilton Parkway; thence southwesterly to Shelter Cove Lane; thence north to Newport Drive; thence westerly following the boundaries of Census Blocks 1025 & 1042 to Harbourside Lane to Chamber of Commerce Drive; thence south to William Hilton Parkway; thence southwest to Marina Side Drive, thence following the north border of Census Blocks 1023, 1033, & 1034; thence northeasterly to Turkey Hill Lane; thence northeast to Shelter Cove Lane; thence northwest to Broad Creek; thence southwesterly along Broad Creek to Brams Point Road; thence northerly along east shoreline of Calibogue Sound to the mouth of Jarvis Creek; thence northeasterly along Jarvis Creek to where Squire Pope Road meets William Hilton Parkway, the point of beginning.

**(K) DISTRICT ELEVEN (11) HILTON HEAD ISLAND #3:**

Beginning at the intersection of the Cross Island Parkway with the south shore of Broad Creek; thence along Broad Creek westerly to where it flows out into Calibogue Sound; thence southwesterly along the shoreline to the Atlantic Ocean; thence northeasterly along the southern shoreline of Hilton Head Island to where the shoreline bends to the north; thence north along the shoreline of Hilton Head Island to the southern shore of Fish Haul Creek; thence southeasterly to Dillon Road; thence following the northern boundary of Port Royal Plantation and along Union Cemetery Road westerly until it meets William Hilton Parkway; thence south to Beachwood Drive, following this to its end; thence northeasterly along Census Block 4002 to Grasslawn Avenue; thence south to Folly Field Road, following this south and then west and then north along Blackberry Lane, back to Folly Field Road; thence southwesterly along Folly Field Road to Ghost Crab Way; thence south to easterly to Sand Dollar Road; thence to the intersection with Starfish Drive; thence northwesterly to Folly Field Road; thence westerly along Folly Field Road to William Hilton Parkway; thence southwesterly to Singleton Beach Road, west along Singleton Beach Place, and thence northwesterly along Census Block 2002 back to William Hilton Parkway; thence southwesterly to Shelter Cove Lane; thence north to Newport Drive; thence westerly following the boundaries Census Blocks 1025 & 1042 to Harbourside Lane to Chamber of Commerce Drive; thence south to William Hilton Parkway; thence southwest to Marina Side Drive; thence following the north border of Census Blocks 1023, 1033, & 1034; thence northeasterly to Turkey Hill Lane; thence northeast to Shelter Cove Lane; thence northwest to Broad Creek; thence westerly along Broad Creek to the intersection of the Cross Island Parkway with the south shore of Broad Creek, the point of beginning.

**APPROVED AND ADOPTED BY THE COUNTY COUNCIL OF BEAUFORT COUNTY, SOUTH CAROLINA, ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2011.**

**COUNTY COUNCIL OF BEAUFORT COUNTY**

**BY: \_\_\_\_\_  
Wm. Weston J. Newton, Chairman**

Approved as to Form:

\_\_\_\_\_  
Joshua A. Gruber, Staff Attorney

Attest:

\_\_\_\_\_  
By: Suzanne M. Rainey, Clerk to Council

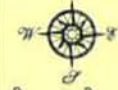
First Reading, By Title Only: September 26, 2011  
Second Reading: October 10, 2011  
Public Hearings: October 24, 2011  
Third and Final Reading:



# Beaufort County Council Districts

Prepared by  
Beaufort County  
GIS Division

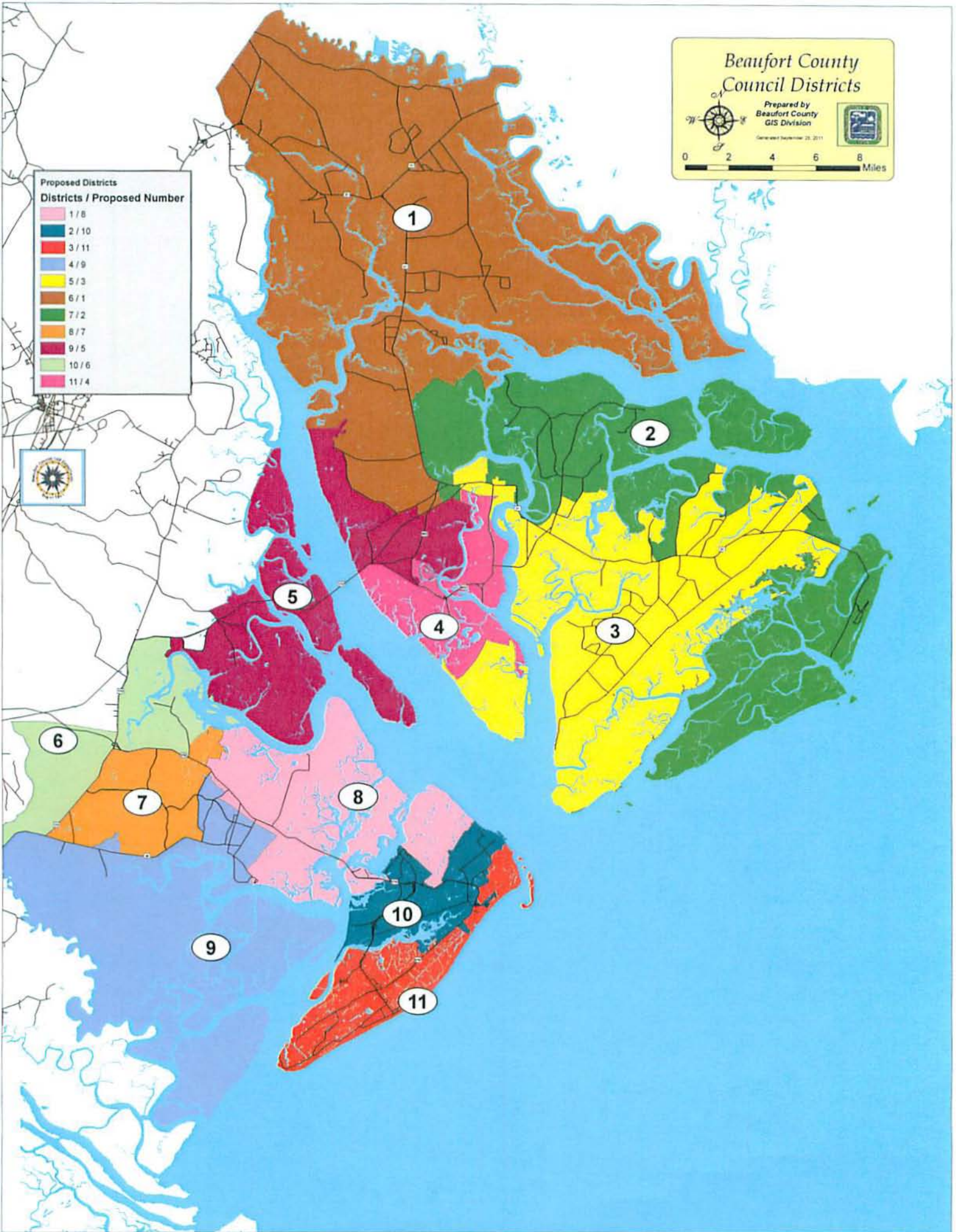
Generated September 23, 2011



0 2 4 6 8 Miles

## Proposed Districts Districts / Proposed Number

- 1 / 8
- 2 / 10
- 3 / 11
- 4 / 9
- 5 / 3
- 6 / 1
- 7 / 2
- 8 / 7
- 9 / 5
- 10 / 6
- 11 / 4



**Committee Reports**  
**October 24, 2011**

**A. COMMITTEES REPORTING**

**1. Community Services**

- ① Minutes are provided from the [October 17](#) meeting. Action is required. See main agenda item 12E.
- ② Library Board

<i>Nominate</i>	<i>Name</i>	<i>Position / Area / Expertise</i>	<i>Reappoint / Appoint</i>	<i>Votes Required</i>
10.24.11	Douglas Brown	District 8	Appoint	6 of 11

**2. Finance**

- ① Minutes are provided from the [October 10](#) meeting. Action is required. See main agenda items 12D and 12F.

**B. COMMITTEE MEETINGS**

**1. Community Services**

*William McBride, Chairman*

*Gerald Dawson, Vice Chairman*

➔ Next Meeting – Monday, November 21 at 4:00 p.m., BIV #2

**2. Executive**

*Weston Newton, Chairman*

➔ Next Meeting – October 2011

**3. Finance**

*Stu Rodman, Chairman*

*Rick Caporale, Vice Chairman*

➔ Next Meeting – Monday, November 21 at 2:00 p.m., BIV #2

**4. Governmental**

*Jerry Stewart, Chairman*

*Laura Von Harten, Vice Chairman*

➔ Next Meeting – Monday, November 7 at 4:00 p.m., ECR

**5. Natural Resources**

*Paul Sommerville, Chairman*

*Brian Flewelling, Vice Chairman*

➔ Next Meeting – Monday, November 7 at 2:00 p.m., ECR

**6. Public Facilities**

*Herbert Glaze, Chairman*

*Steven Baer, Vice Chairman*

➔ Next Meeting – Tuesday, October 25 at 4:00 p.m., ECR

**7. Redistricting**

*Weston Newton, Chairman*

*William McBride, Vice Chairman*

**8. Transportation Advisory Group**

*Weston Newton, Chairman*

*Stu Rodman, Vice Chairman*

➔ Next Meeting - November 2011

## COMMUNITY SERVICES COMMITTEE

October 17, 2011

The electronic and print media were duly notified in accordance with the State Freedom of Information Act.

The Community Services Committee met on Monday, October 17, 2011 at 3:00 p.m., in the Executive Conference Room, Administration Building, Beaufort, SC

### ATTENDANCE

Community Services Committee Members: Chairman William McBride, Vice Chairman Gerald Dawson and members Rick Caporale, Herbert Glaze, Paul Sommerville, and Laura Von Harten. Member Steven Baer absent. Non-Committee member Brian Flewelling was also present.

County staff: Morris Campbell, Division Director – Community Services; Susan Cato, Executive Director of CAPA; Kristin Dubrowski, Executive Director of CODA; Bryan Hill, Deputy County Administrator; Shaw Chin Capps, Executive Director, Hope Haven of the Lowcountry; David Starkey, Chief Financial Officer; Fred Leyda, Human Services Alliance; and

Public: Larry Holman, Beaufort Black Chamber of Commerce; and Valerie Truesdale, School District Superintendent.

Councilman McBride chaired the meeting.

### ACTION ITEMS

1. **Together for Beaufort**
  - A. **Summary of 2011 Subsidy**
  - B. **2012 Agency Funding Recommendation**

**Notification:** To view video of full discussion of this meeting please visit [http://beaufort.granicus.com/ViewPublisher.php?view\\_id=2](http://beaufort.granicus.com/ViewPublisher.php?view_id=2)

**Discussion:** Mr. Morris Campbell gave the Committee an overview of the role of the Alliance and introduced Mr. Fred Leyda to present an overview of the proposed recommendations. The proposed 2012 recommendations are as follows: LRTA \$240,000; Coastal Empire Community Mental Health Center \$110,000, DHEC \$60,000; Senior Services of Beaufort County \$50,000; Child Abuse Prevention Association \$28,000; Beaufort Soil and Water Conservation District \$18,000; Citizens Opposed to Domestic Abuse \$14,000; HOPE Haven \$14,000; Literacy Volunteers of the Lowcountry \$9,000; Beaufort-Jasper Economic Opportunity Commission \$5,000; Clemson University Extension \$5,000, and Alliance activities \$52,000. Total FY 2012 allocation \$605,000. These recommendations total \$605,000. Mr. Leyda gave an overview of each organization and the services in which they provide.



Dr. Valerie Truesdale, School District Superintendent, spoke before the Committee about the award the Alliance was designated for – America’s Promise Alliance National *100 Best Communities for Young People* Competition. She presented a handout to explain the award and why it is important for a County to be named one of America’s Promise best communities for youth.

**Motion:** It was moved by Ms. Von Harten, seconded by Mr. Glaze, that the Community Services Committee approves and recommends Council approves the 2012 agency funding recommendations as follows: LRTA \$240,000; Coastal Empire Community Mental Health Center \$110,000, DHEC \$60,000; Senior Services of Beaufort County \$50,000; Child Abuse Prevention Association \$28,000; Beaufort Soil and Water Conservation District \$18,000; Citizens Opposed to Domestic Abuse \$14,000; HOPE Haven \$14,000; Literacy Volunteers of the Lowcountry \$9,000; Beaufort-Jasper Economic Opportunity Commission \$5,000; Clemson University Extension \$5,000, and Alliance activities \$52,000. These recommendations total \$605,000. The vote was: FOR –Mr. Caporale, Mr. Dawson, Mr. Glaze, Mr. McBride, Mr. Sommerville and Ms. Von Harten. ABSENT – Mr. Baer. The motion passed.

**Recommendation:** Council approve the 2012 agency funding recommendations as follows: LRTA \$240,000; Coastal Empire Community Mental Health Center \$110,000, DHEC \$60,000; Senior Services of Beaufort County \$50,000; Child Abuse Prevention Association \$28,000; Beaufort Soil and Water Conservation District \$18,000; Citizens Opposed to Domestic Abuse \$14,000; HOPE Haven \$14,000; Literacy Volunteers of the Lowcountry \$9,000; Beaufort-Jasper Economic Opportunity Commission \$5,000; and Clemson University Extension \$5,000, and Alliance activities \$52,000. These recommendations total \$605,000.

## **2. Off Agenda – Consideration of Appointment**

- Library Board of Trustees**

**Notification:** To view video of full discussion of this meeting please visit [http://beaufort.granicus.com/ViewPublisher.php?view\\_id=2](http://beaufort.granicus.com/ViewPublisher.php?view_id=2)

**Motion:** It was moved by Mr. Glaze, seconded by Mr. Caporale, that the Community Services Committee recommends Council nominate Mr. Douglas Brown, District 8, to serve as a member of the Library Board of Trustees. The vote was: FOR – Mr. Caporale, Mr. Dawson, Mr. Glaze, Mr. McBride, Mr. Sommerville and Ms. Von Harten. ABSENT – Mr. Baer. The motion passed.

**Recommendation:** Council nominate Mr. Douglas Brown, District 8, to serve as a member of the Library Board of Trustees.

## FINANCE COMMITTEE

October 10, 2011

The electronic and print media were duly notified in accordance with the State Freedom of Information Act.

The Finance Committee met on Monday, October 10, 2011 at 2:30 p.m., in the Executive Conference Room, Administration Building, 100 Ribaut Road, Beaufort.

### ATTENDANCE

Finance Committee Members: Chairman Stu Rodman, Vice Chairman Rick Caporale, and members Steven Baer, Brian Flewelling, William McBride, Paul Sommerville and Jerry Stewart were present. Non Committee member Gerald Dawson was also present. Chairman Newton, who serves *ex-officio* on all committees, was also present.

County staff: Tony Criscitiello, Division Director – Planning and Development; Suzanne Gregory, Employee Services Director; Joshua Gruber, Staff Attorney; Bryan Hill, Deputy County Administrator; Gary Kubic, County Administrator; David Starkey, Chief Financial Officer.

Public: Garrett Budds, Open Land Trust.

Media: Joe Croley, Hilton Head Island Association of Realtors; and Kyle Petterson, *Beaufort Gazette/Island Packet*.

Councilman Rodman chaired the meeting.

### ACTION ITEMS

#### **1. Presentation / 2012 County Employee Insurance Benefit Program**

**Notification:** To view video of full discussion of this meeting please visit [http://beaufort.granicus.com/ViewPublisher.php?view\\_id=2](http://beaufort.granicus.com/ViewPublisher.php?view_id=2)

**Discussion:** Mrs. Suzanne Gregory, Employee Services Director, reviewed this item with the Committee. She informed the Committee that all of our current vendors: (i) health insurance and Rx – Blue Cross / Blue Shield of South Carolina, (ii) dental insurance – United Concordia Dental, (iii) vision insurance – United Healthcare Vision, and (iv) life / supplement - life /AD&D / short- and long term disability – ING have agreed to the same plans with no price increase for 2012. This allows for a passive open enrollment session, beginning November 1, wherein only those who wish to make changes to their current plan are required to attend. She presented the Committee with a spreadsheet of the costs for each the basic and premium plans which showed the difference between 2011 and 2012 employee costs. The employee contribution rate on the basic plan will decrease by 6% while our premium plan will increase by

5% to more accurately reflect claims cost. The new contribution rates are still at or below industry averages.

**Motion:** It was moved by Mr. Stewart, seconded by Mr. Baer, that the Finance Committee recommend Council approve the 2012 County Employee Insurance Benefit Program with no rate increase from vendors. The employee contribution rate for the basic plan will decrease by 6% and the contribution rate for the premium plan will increase by 5%. The vote was: FOR – Mr. Baer, Mr. Flewelling, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville and Mr. Stewart. ABSENT – Mr. Caporale. The motion passed.

**Recommendation:** Council approve the 2012 County Employee Insurance Benefit Program with no rate increase from vendors. The employee contribution rate for the basic plan will decrease by 6% and the contribution rate for the premium plan will increase by 5%.

## 2. Discussion / Magistrate Salary

**Notification:** To view video of full discussion of this meeting please visit [http://beaufort.granicus.com/ViewPublisher.php?view\\_id=2](http://beaufort.granicus.com/ViewPublisher.php?view_id=2)

**Discussion:** Council has given two reading approvals to an ordinance to provide a supplemental appropriation from the County's general reserve fund in the amount of \$72,159.83 for the purpose of funding census-Based Beaufort County Magistrate salary increases for the period of July 1, 2011 to June 30, 2012. The issue before Committee today involves an additional supplemental appropriation from the County's General Reserve Fund in the amount of \$20,260.26 for the period of March 22, 2011 to June 30, 2012.

**Motion:** It was moved by Mr. Stewart, seconded by Mr. McBride, that the Finance Committee recommends Council take no action on this item. The vote was: FOR – Mr. Baer, Mr. Caporale, Mr. Flewelling, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville and Mr. Stewart. The motion passed.

**Recommendation:** Council take no action on this item.

## 3. Discussion / Rural and Critical Proposed 2012 Referendum

**Notification:** To view video of full discussion of this meeting please visit [http://beaufort.granicus.com/ViewPublisher.php?view\\_id=2](http://beaufort.granicus.com/ViewPublisher.php?view_id=2)

**Discussion:** Natural Resources Chairman Paul Sommerville informed the Committee that the Committee approved this item to be sent before Council as a request for approval of a land acquisition referendum being placed on the November 2012 ballot with 20% of the proceeds being used to improve properties acquired under the program and are consistent with program guidelines. It is before the Finance Committee today for determination of an appropriate dollar amount. Mr. Garrett Budds, Open Land Trust, spoke before the Committee and County Chief Financial Officer David Starkey presented the Committee with financial documents.

**Motion:** It was moved by Mr. Sommerville, seconded by Mr. Stewart, that the Finance Committee approves and recommends County Council approve a Rural and Critical Lands 2012 referendum in the amount of \$1,000,000 with 20% of the proceeds being used to improve properties acquired under the program and are consistent with program guidelines. The vote was: FOR – Mr. Baer, Mr. Caporale, Mr. Flewelling, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville and Mr. Stewart. The motion passed.

**Recommendation:** County Council approve a Rural and Critical Lands 2012 referendum in the amount of \$1,000,000 with 20% of the proceeds being used to improve properties acquired under the program and are consistent with program guidelines.

#### **INFORMATION ITEM**

#### **4. Off Agenda – Lowcountry Estuarium Update**

**Notification:** To view video of full discussion of this meeting please visit [http://beaufort.granicus.com/ViewPublisher.php?view\\_id=2](http://beaufort.granicus.com/ViewPublisher.php?view_id=2)

**Discussion:** Mr. Rodman informed the Committee that the Accommodations Tax Board has allocated \$4,000 for the Lowcountry Estuarium, with the understanding that they provide the County with an audit of their financials. Due to the cost of the audit, he recommends staff to do the audit.

**Status:** Staff to assist the Lowcountry Estuarium in an audit of their financials.