

COUNTY COUNCIL OF BEAUFORT COUNTY
ADMINISTRATION BUILDING
BEAUFORT COUNTY GOVERNMENT ROBERT SMALLS COMPLEX
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D. PAUL SOMMERVILLE
CHAIRMAN

GERALD W. STEWART
VICE CHAIRMAN

COUNCIL MEMBERS

RICK CAPORALE
MICHAEL E. COVERT
GERALD DAWSON
BRIAN E. FLEWELLING
STEVEN G. FOBES
YORK GLOVER, SR.
ALICE G. HOWARD
STEWART H. RODMAN
ROBERTS "TABOR" VAUX

GARY T. KUBIC
COUNTY ADMINISTRATOR

JOSHUA A. GRUBER
DEPUTY COUNTY ADMINISTRATOR
SPECIAL COUNSEL

THOMAS J. KEAVENY, II
COUNTY ATTORNEY

ASHLEY M. BENNETT
CLERK TO COUNCIL

AGENDA
COUNTY COUNCIL OF BEAUFORT COUNTY
REGULAR SESSION

Monday, March 13, 2017
6:00 p.m.

Council Chambers, Administration Building
Beaufort County Government Robert Smalls Complex
100 Ribaut Road, Beaufort

1. CALL TO ORDER - 6:00 P.M.
2. REGULAR SESSION
3. PLEDGE OF ALLEGIANCE
4. INVOCATION – Council Member Michael E. Covert
5. PROCLAMATION
A. Helen M. Meighen 100th Birthday
6. ADMINISTRATIVE CONSENT AGENDA
 - A. Approval of Minutes
 1. February 20, 2017 Caucus ([backup](#))
 2. February 20, 2017 Regular Session ([backup](#))
 - B. Committee Reports (next meeting)
 1. Community Services (March 27 at 3:00 p.m., HHI Branch Library)
 - a. Minutes – February 20, 2017 ([backup](#))
 2. Executive (April 10 at 3:00 p.m., ECR)
 3. Finance (April 3 at 2:00 p.m., ECR)
 - a. Minutes – March 6, 2017 ([backup](#))
 4. Governmental (April 3 at 4:00 p.m., ECR)
 - a. Minutes – March 6, 2017 ([backup](#))
 5. Natural Resources (March 20 at 2:00 p.m., ECR)
 - a. Minutes – February 27, 2017 ([backup](#))
 6. Public Facilities (March 20 at 4:00 p.m., ECR)
 - C. Appointments to Boards and Commissions ([backup](#))
7. PUBLIC COMMENT – Speaker sign-up encouraged no later than 5:45 p.m. day of meeting.



8. CONSENT AGENDA

- A. AN ORDINANCE AUTHORIZING THE ASSIGNMENT OF CERTAIN UTILITY EASEMENTS TO BEAUFORT-JASPER WATER AND SEWER ([backup](#))
 - 1. Consideration of first reading to occur March 13, 2017
 - 2. Executive Committee discussion and recommendation to occur March 13, 2017 beginning at 4:00 p.m. in the Executive Conference Room, Administration Building, Beaufort County Government Robert Smalls Complex, 100 Ribaut Road, Beaufort

- B. AN ORDINANCE REGULATING THE OPERATION OF GOLF CARTS ON PUBLIC STREETS AND SECONDARY HIGHWAYS IN THE UNINCORPORATED PORTIONS OF BEAUFORT COUNTY ([backup](#))
 - 1. Consideration of first reading to occur March 13, 2017
 - 2. Public Facilities Committee discussion and recommendation to approve ordinance on first reading occurred March 6, 2017 / Vote 7:0
 - 3. Public Facilities Committee Workshop discussion occurred January 30, 2017
 - 4. Public Facilities Committee Workshop discussion occurred December 13, 2016
 - 5. Public Facilities Committee discussion occurred September 19, 2016

- C. AN ORDINANCE AUTHORIZING THE COUNTY ADMINISTRATOR TO ENTER INTO A LEASE/PURCHASE AGREEMENT WITH GULLAH FARMERS' COOPERATIVE ASSOCIATION ([backup](#))
 - 1. Consideration of first reading to occur March 13, 2017
 - 2. Public Facilities Committee discussion and recommendation to approve ordinance on first reading (contingent upon approval of the City of Beaufort) occurred March 6, 2017 / Vote 7:0

- D. CHANGE ORDER / BOUNDARY STREET REDEVELOPMENT PROJECT / STEEL CABLE FOR BOARDWALKS (\$143,682) ([backup](#))
 - 1. Consideration of change order approval to occur March 13, 2017
 - 2. Public Facilities Committee discussion and recommendation to approve change order occurred March 6, 2017 / Vote 7:0

- E. A JOINT RESOLUTION OF THE TOWN OF BLUFFTON, THE TOWN OF HILTON HEAD ISLAND, AND BEAUFORT COUNTY, HIGHLIGHTING THE URGENCY OF ADDRESSING CONGESTION ON THE U.S. HIGHWAY 278 GATEWAY CORRIDOR, INCLUDING THE HILTON HEAD ISLAND BRIDGES ([backup](#))
 - 1. Consideration of adoption to occur March 13, 2017
 - 2. Public Facilities Committee discussion and recommendation to adopt joint resolution occurred March 6, 2017 / Vote 7:0

- F. A RESOLUTION AUTHORIZING BEAUFORT COUNTY TO SELF-INSURE WORKER'S COMPENSATION PROGRAM ([backup](#))
1. Consideration of adoption to occur March 13, 2017
 2. Finance Committee discussion and recommendation to adopt resolution occurred March 6, 2017 / Vote 7:0
- G. CONTRACT AWARD / BEAUFORT COUNTY BOAT LANDING DOCK AND PIER REPAIRS ([backup](#))
1. Contract award: Patterson Construction Inc., Beaufort, South Carolina
 2. Contract amount: \$188,996.10, plus a 10% contingency (\$18,900) making a total project budget of \$207,896
 3. Funding sources: Local (3%) Accommodations Tax Fund
 4. Docks and Piers: Alljoy Boat Landing Dock, Bluffton Public Dock/Pier, Buddy and Zoo Boat Landing Dock, C.C. Haigh Boat Landing Dock, Cross Island Boat Landing Dock, Daufuskie Island Boat Landing Dock, Edgar Glenn Boat Landing Dock, H.E. Trask Boat Landing Dock, Sam's Point Boat Landing Dock, Whale Branch Fishing Pier and White Hall Boat Landing Dock
 5. Finance Committee discussion and recommendation to award contract occurred March 6, 2017 / Vote 7:0
- H. AN ORDINANCE TO APPROPRIATE \$207,896.00 FROM THE LOCAL (3%) ACCOMMODATIONS TAX FUND FOR REPAIR OF COUNTY DOCKS AND PIERS ([backup](#))
1. Consideration of first reading to occur March 13, 2017
 2. Finance Committee discussion and recommendation to approve ordinance on first reading occurred March 6, 2017 / Vote 7:0
- I. A RESOLUTION RECOGNIZING THE IMPORTANCE OF THE F 35 LIGHTNING II JOINT STRIKE FIGHTER PROGRAM TO THE UNITED STATES OF AMERICA, TO SOUTH CAROLINA, AND TO BEAUFORT COUNTY AND TO ENCOURAGE CONGRESSIONAL SUPPORT FOR FULL FUNDING OF THE F 35 LIGHTNING II JOINT STRIKE FIGHTER PROGRAM ([backup](#))
1. Consideration of resolution adoption to occur March 13, 2017
 2. Governmental Committee discussion and recommendation to adopt resolution occurred March 6, 2017 / Vote 7:0
- J. CONTRACT AWARD / STEEL TRACK BRUSH CUTTER FOR PUBLIC WORKS ([backup](#))
1. Contract award: Gyro-Trac Corporation, Summerville, South Carolina
 2. Contract amount: \$395,910
 3. Funding sources: Account #50250011-54200; Specialized Capital Equipment
 4. Public Facilities Committee discussion and recommendation to award contract occurred March 6, 2017 / Vote 6:0

- K. TEXT AMENDMENT TO THE BEAUFORT COUNTY COMMUNITY DEVELOPMENT CODE (CDC): ARTICLE 3, SECTION 3.3.30 NEIGHBORHOOD MIXED USE (C3) ZONE STANDARDS, AND ARTICLE 4, SECTION 4.1.170 MULTI-FAMILY DWELLINGS (TO MODIFY THE REQUIREMENTS FOR MULTI-FAMILY RESIDENTIAL IN THE C3-NEIGHBORHOOD MIXED-USE DISTRICT) ([backup](#))
1. Consideration of first reading to occur March 13, 2017
 2. Natural Resources Committee discussion and recommendation to approve ordinance on first reading occurred February 27, 2017 / Vote 4:0
- L. AN ORDINANCE TO APPROPRIATE \$132,326 FROM THE LOCAL (3%) ACCOMMODATIONS TAX FUND FOR REPAIR / RE-ESTABLISHMENT OF SLOPES ADJACENT TO MARSHLANDS ON THE SPANISH MOSS TRAIL ([backup](#))
1. Consideration of second reading to occur March 13, 2017
 2. Public hearing announcement – Monday, March 27, 2017 beginning at 6:30 p.m. in Large Meeting Room, Hilton Head Island Branch Library, 11 Beach City Road, Hilton Head Island, South Carolina
 3. First reading approval occurred February 20, 2017 / Vote 9:0
 4. Finance Committee discussion and recommendation to approve ordinance on first reading occurred February 6, 2017 / Vote 7:0
- M. AN ORDINANCE TO APPROPRIATE \$250,000 FROM THE 2% HOSPITALITY TAX FUND FOR PINCKNEY ISLAND ACCESS DESIGN SERVICES ([backup](#))
1. Consideration of second reading to occur March 13, 2017
 2. Public hearing announcement – Monday, March 27, 2017 beginning at 6:30 p.m. in Large Meeting Room, Hilton Head Island Branch Library, 11 Beach City Road, Hilton Head Island, South Carolina
 3. First reading approval occurred February 20, 2017 / Vote 9:0
 4. Finance Committee discussion and recommendation to approve on ordinance first reading occurred February 6, 2017 / Vote 7:0
- N. AN ORDINANCE TO RATIFY CERTAIN ACTIONS OF THE BEAUFORT COUNTY COUNCIL AND TO UPDATE CHAPTER 18 OF ARTICLE III (BUSINESS AND PROFESSIONAL LICENSE) ([backup](#))
1. Consideration of second reading to occur March 13, 2017
 2. Public hearing announcement – Monday, March 27, 2017 beginning at 6:30 p.m. in Large Meeting Room, Hilton Head Island Branch Library, 11 Beach City Road, Hilton Head Island, South Carolina
 3. First reading approval occurred February 20, 2017 / Vote 9:0
 4. Finance Committee discussion and recommendation to approve ordinance on first reading occurred February 6, 2017 / Vote 7:0

9. MATTERS ARISING OUT OF EXECUTIVE SESSION

10. PUBLIC COMMENT - Speaker sign-up encouraged.

11. ADJOURNMENT

Official Proceedings
County Council of Beaufort County
February 20, 2017

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

A caucus of the County Council of Beaufort County was held Monday, February 20, 2017 beginning at 5:00 p.m. in the Executive Conference Room of the Administration Building, Beaufort County Government Robert Smalls Complex, 100 Ribault Road, Beaufort, South Carolina.

ATTENDANCE

Chairman D. Paul Sommerville, and Councilmen Rick Caporale, Michael Covert, Gerald Dawson, Brian Flewelling, York Glover, Alice Howard, Stewart Rodman and Roberts "Tabor" Vaux. Vice Chairman Gerald Stewart and Councilman Steven Fobes absent.

PLEDGE OF ALLEGIANCE

The Chairman led those present in the Pledge of Allegiance.

CALL FOR EXECUTIVE SESSION

It was moved by Mr. Rodman, seconded by Mr. Covert, that Council go immediately into executive session for (1) discussion of employment of a person regulated by the County Council and (2) negotiations incident to the proposed purchase of real property. The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. The motion passed.

EXECUTIVE SESSION

ADJOURNMENT

Council adjourned at 6:00 p.m.

COUNTY COUNCIL OF BEAUFORT COUNTY

By: _____
D. Paul Sommerville, Chairman

ATTEST:

Ashley M. Bennett, Clerk to Council

Ratified:

Official Proceedings
County Council of Beaufort County
February 20, 2017

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

The regular session of the County Council of Beaufort County was held Monday, February 20, 2017 beginning at 6:00 p.m. in Council Chambers of the Administration Building, Beaufort County Government Robert Smalls Complex, 100 Ribaut Road, Beaufort, South Carolina.

ATTENDANCE

Chairman D. Paul Sommerville and Councilmen Rick Caporale, Michael Covert, Gerald Dawson, Brian Flewelling, York Glover, Alice Howard, Stewart Rodman and Roberts "Tabor" Vaux. Vice Chairman Gerald Stewart and Councilman Steve Fobes absent.

PLEDGE OF ALLEGIANCE

The Chairman led those present in the Pledge of Allegiance.

INVOCATION

Council member Brian E. Flewelling gave the Invocation.

ADMINISTRATIVE CONSENT AGENDA

Review of the Proceedings of the Caucus held January 23, 2017

This item comes before Council under the Administrative Consent Agenda.

It was moved by Mr. Flewelling seconded by Mr. Dawson, that Council approve the minutes of the caucus held January 23, 2017. The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. The motion passed.

Review of the Proceedings of the Regular Session held January 23, 2017

This item comes before Council under the Administrative Consent Agenda.

It was moved by Mr. Flewelling seconded by Mr. Dawson, that Council approve the minutes of the regular session held January 23, 2017. The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. The motion passed.

Committee Reports

Community Services Committee

Beaufort Memorial Hospital Board

Kathleen Cooper

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mrs. Cooper garnered the eight votes required for reappointment to serve as a member of the Beaufort Memorial Hospital Board.

Faith L. Polkey

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Dr. Polkey garnered the eight votes required for reappointment to serve as a member of the Beaufort Memorial Hospital Board.

Library Board

Tracey Robinson

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Ms. Robinson, representing Council District 4, garnered the six votes required for appointment to serve as a member of the Library Board.

Finance Committee

Accommodations Tax (2% State) Board

Finance Committee nominated Ms. Emma Campbell, representing at-large; Mrs. Olivia Young, representing hospitality and lodging; and Mr. Walter Young, representing hospitality and lodging, for reappointment to serve as members of the Accommodations Tax (2% State) Board.

Airports Board

Finance Committee nominated Mr. Howard Ackerman, representing proximity to Hilton Head Island Airport, for appointment to serve as a member of the Airports Board.

Finance Committee nominated Mrs. Leslie Adlam, representing qualifications; Mr. Dan Ahern, representing proximity to Lady's Island Airport; Mr. James Buckley, representing proximity to Hilton Head Island Airport; Mr. Gerard Costa, representing active/recent retired commercial pilot; Mrs. Anne Esposito, representing active pilot and aircraft owner at Hilton Head Island Airport; Mr. Richard Sells, representing Hilton Head Island Town Council; Mr. Harold Wallace, representing proximity to Lady's Island Airport; and Mrs. Blakely Williams, representing Beaufort Chamber of Commerce, for reappointment to serve as members of the Airports Board.

Governmental Committee

Bluffton Township Fire District Board

Governmental Committee nominated Mr. Paul Hamilton, representing Council District 9, and Mr. Ed Olsen, representing at-large, for reappointment to serve as members of the Bluffton Township Fire District Board.

Burton Fire District Commission

Governmental Committee nominated Mr. Gary Bright, Mr. Herbert Burnes and Mr. Madison Chisum for reappointment to serve as members of the Burton Fire District Commission.

Daufuskie Island Fire District Board

Governmental Committee nominated Mr. Geoffrey Brunning and Charles V. Henry for reappointment to serve as members of the Daufuskie Island Fire District Board.

Parks and Leisure Services Board

Governmental Committee nominated Mr. Ronald Campbell, representing northern Beaufort County; Mr. Christian Kata, representing northern Beaufort County; Mr. Michael Manesiotis, representing southern Beaufort County; and Mr. Gregory McCord, representing northern Beaufort County, for reappointment to serve as members of the Parks and Leisure Services Board.

Sheldon Fire District Board

Governmental Committee nominated Mr. Wayne Blankenship, Mr. Donnie Phillips and Mr. John B. Seno for reappointment to serve as members of the Sheldon Fire District Board.

Natural Resources Committee

Design Review Board

Peter Brower

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mr. Brower, representing architect, landscape architect, building design, and civil engineer, garnered the eight votes required for reappointment to serve as a member of the Design Review Board.

Pearce Scott

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mr. Scott, representing registered architect, garnered the eight votes required for reappointment to serve as a member of the Design Review Board.

Historic Preservation Review Board

Katrina Epps

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Ms. Epps, representing Bluffton Historic Preservation Organization, garnered the eight votes required for reappointment to serve as a member of the Historic Preservation Review Board.

Planning Commission

Caroline Fermin

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Ms. Fermin, representing Port Royal Island, garnered the six votes required for reappointment to serve as a member of the Planning Commission.

Jason Clyde Hinch

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mr. Hinch, representing Lady's Island, garnered the six votes required for reappointment to serve as a member of the Planning Commission.

Harold Leroy Mitchell

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mr. Mitchell, representing Sheldon Township, garnered the six votes required for reappointment to serve as a member of the Planning Commission.

Rural and Critical Lands Preservation Board

Walter Mack

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mr. Mack, representing Council District 3, garnered the six votes required for appointment to serve as a member of the Rural and Critical Lands Preservation Board.

Susie Fripp-Gordon

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mrs. Fripp-Gordon, representing Council District 1, garnered the six votes required for reappointment to serve as a member of the Rural and Critical Lands Preservation Board.

Richard Walls

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mr. Walls, representing Council District 7, garnered the six votes required for reappointment to serve as a member of the Rural and Critical Lands Preservation Board.

Southern Beaufort County Corridor Beautification Board

Sallie Bridgewater

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Ms. Bridgewater, representing Council District 6, garnered the eight votes required for reappointment to serve as a member of the Southern Beaufort County Corridor Beautification Board.

Randy Boehme

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mr. Boehme, representing Town of Bluffton, garnered the six votes required for reappointment to serve as a member of the Southern Beaufort County Corridor Beautification Board.

Carol Humphrey

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Ms. Humphrey, representing Council District 10, garnered the eight votes required for reappointment to serve as a member of the Southern Beaufort County Corridor Beautification Board.

Douglas Novak

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mr. Novak, representing Council District 9, garnered the eight votes required for reappointment to serve as a member of the Southern Beaufort County Corridor Beautification Board.

Glen Stanford

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mr. Stanford, representing Council District 8, garnered the eight votes required for reappointment to serve as a member of the Southern Beaufort County Corridor Beautification Board.

Stephen Wilson

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mr. Wilson, representing Council District 11, garnered the eight votes required for reappointment to serve as a member of the Southern Beaufort County Corridor Beautification Board.

Stormwater Management Utility Board

Mark Feinberg

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mr. Feinberg, representing Stormwater District 9 – unincorporated Bluffton Township and Daufuskie Island, garnered the eight votes required for reappointment to serve as a member of the Stormwater Management Utility Board.

Public Facilities Committee

Announcement – Next Public Facilities Committee Meeting

Public Facilities Chairman Stu Rodman announced discussion of a potential ordinance allowing nighttime use of golf carts in designated portions of the County and discussion of sidewalks will occur at the next meeting of the Public Facilities Committee.

County Transportation Committee

John Glover

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mr. Glover, representing Council District 3, garnered the six votes required for appointment to serve as a member of the County Transportation Committee.

Public Facilities Committee nominated Mr. Christopher England, representing Council District 7, for reappointment to serve as a member of the County Transportation Committee.

Solid Waste and Recycling Board

Kim Corley

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Ms. Corley, representing Solid Waste District 8 – St. Helena Island / Islands East, garnered the eight votes required to serve as a member of the Solid Waste and Recycling Board.

Forrest Duryea

The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. Mr. Duryea, representing Solid Waste District 9 – Bluffton Township, garnered the eight votes required to serve as a member of the Solid Waste and Recycling Board.

PUBLIC COMMENT

The Chairman recognized Ms. Mary Ann Radke, Environmental Director and Grant Writer for Friends of Hunting Island State Park, who spoke of the negative economic effect of Hurricane Matthew on Hunting Island State Park, as well as the area's local retail stores, restaurants and hotels. The Friends of Hunting Island thank Council for its continued support.

Ms. Bonnie Wright, Vice President of Friends of Hunting Island State Park, spoke on behalf of Denise Parsick, President of Hunting Island State Park, who thanked Council for past and future support of the Park. She provided an update on the Park, post Hurricane Matthew.

Mr. Jim Beckert, County Auditor, spoke before Council on previous requests and provided them with a second request for 2016 tax print file from South Data, the vendor used to produce the 2016 real and personal property tax bills, as well as a request to review the Special Purpose Tax districts.

CONSENT AGENDA

CONTRACT AWARD / SLOPE REPAIR ON U.S. HIGHWAY 278 / BLUFFTON PARKWAY FLYOVER BRIDGE APPROACH AND SPANISH MOSS TRAIL PHASE 2

This item comes before Council under the Consent Agenda. Discussion occurred at the February 6, 2017 meeting of the Finance Committee.

It was moved by Mr. Flewelling, seconded by Mr. Rodman, that Council approve the following: (1) A contract award to Quality Enterprises, USA, Inc., Chesapeake, Virginia for the construction repair/re-establishment of marsh side slopes at the approach to westbound Bluffton Parkway Flyover Bridge and the Spanish Moss Trail Phase 2 between North Street and Battery Creek in the amount of \$543,550 (Bluffton Parkway Phase 5 Account 47010012-54500 in the amount of \$279,015 and Spanish Moss Trail Phase 2 Account 48060011-54435 in the amount of \$186,564). (2) The use of Local (3%) Accommodations Tax in the amount of \$132,326 to fund the remaining balance of slope repairs on the Spanish Moss Trail Phase 2. (3) Approval of a 10% contract contingency totaling \$54,355. The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. The motion passed.

AN ORDINANCE TO APPROPRIATE \$132,326.00 FROM THE LOCAL (3%) ACCOMMODATIONS TAX FUND FOR THE REPAIR/RE-ESTABLISHMENT OF SLOPES ADJACENT TO MARSHLANDS ON THE SPANISH MOSS TRAIL

This item comes before Council under the Consent Agenda. Discussion occurred at the February 6, 2017 meeting of the Finance Committee.

It was moved by Mr. Flewelling, seconded by Mr. Rodman, that Council approve on first reading, an ordinance to appropriate \$132,326.00 from the Local (3%) Accommodations Tax Fund for the repair/re-establishment of slopes adjacent to marshlands on the Spanish Moss Trail. The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. The motion passed.

AN ORDINANCE TO APPROPRIATE \$250,000.000 FROM THE 2% HOSPITALITY TAX FUND FOR THE PINCKNEY ISLAND ACCESS DESIGN SERVICES

This item comes before Council under the Consent Agenda. Discussion occurred at the February 6, 2017 meeting of the Finance Committee.

It was moved by Mr. Flewelling, seconded by Mr. Rodman, that Council approve on first reading, an ordinance to appropriate \$250,000 from the County's Hospitality Tax Fund to finalize environmental permitting, provide agency coordination, the engineering design and construction documents for the Pinckney Island National Wildlife Refuge access at U.S. Highway 278. The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. The motion passed.

AN ORDINANCE TO RATIFY CERTAIN ACTIONS OF THE BEAUFORT COUNTY COUNCIL AND TO UPDATE CHAPTER 18 OF ARTICLE III (BUSINESS AND PROFESSIONAL LICENSE)

This item comes before Council under the Consent Agenda. Discussion occurred at the February 6, 2017 meeting of the Finance Committee.

It was moved by Mr. Flewelling, seconded by Mr. Rodman, that Council approve on first reading an ordinance to ratify certain actions of the Beaufort County Council and to update Chapter 18 of Article III (Business and Professional License). The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. ABSENT – Mr. Fobes and Mr. Stewart. The motion passed.

CONTRACT AWARD / DESIGN SERVICES FOR A TWO STORY OFFICE BUILDING ADJACENT TO THE BEAUFORT COUNTY MYRTLE PARK OFFICE COMPLEX IN BLUFFTON

This item was removed from the Consent Agenda.

Discussion occurred at the February 20, 2017 meeting of the Community Services Committee. Approval of Council is contingent upon feedback from the Economic Development Corporation.

PUBLIC HEARINGS

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) NEEDS ASSESSMENT TO SOLICIT PUBLIC INPUT ON COMMUNITY NEEDS AND PRIORITIES FOR HOUSINGS, PUBLIC FACILITIES AND ECONOMIC DEVELOPMENT

Ms. Michelle Knight, Community and Economic Development Director, Lowcountry Council of Governments, provided Council with a PowerPoint presentation. The South Carolina Community Development Block Grant (CDBG) Program is designed to assist units of local government in improving economic opportunities and meeting community revitalization needs, particularly for persons of low and moderate income (LMI). Since 1982, the program has been through the State by U.S. Department of Housing and Urban Development (HUD) under Title I of the Housing Community Development Act of 1974, as amended (Title I). S.C. Department of Commerce- Division of Grant Administration administers the annual grant allocation from HUD. The State of South Carolina has been allotted approximately \$18,871,096 CDBG funds for 2017. This allocation has been divided among the program as follows: \$15,704,965 in Community Development Programs (Community Infrastructure \$10,534,846, Community Enrichment \$3,000,000, Neighborhood Revitalization \$1,270,119, Special Projects \$300,000, and “Ready to Go” Public Facilities \$600,000), \$2,000,000 in Business Development Program, \$500,000 Regional Planning Program, \$188,710 in State Technical Assistance, and \$477,421 in State Administration. All Projects have to meet a national objective meaning: (1) Benefit low-to-moderate income (“LMI”) Persons; (2) Aid in the prevention or elimination of slums or blight; and (3) Meet other urgent community needs posing a serious threat to the health or welfare of the community, where other financial resources are not available to meet such needs. Information regarding application deadlines and funding amounts can be found at www.lowcountrycog.org

TEXT AMENDMENT TO THE BEAUFORT COUNTY COMMUNITY DEVELOPMENT CODE (CDC), APPENDIX A - DALE COMMUNITY PRESERVATION DISTRICT, SECTION A.7.60.F.3, SIGN STANDARDS (TO CHANGE SIGN STANDARDS FOR THE DALE MIXED USE (DMU) COMMUNITY PRESERVATION DISTRICT, SUBJECT TO CERTAIN CONDITIONS)

Mr. Dawson recused himself, left the room, and was not present for any of the discussion. He serves in a leadership capacity as Associate Minister for Mount Carmel Baptist Church.

The Chairman opened a public hearing beginning at 6:45 p.m. for the purpose of receiving public comment regarding text amendments to the Community Development Code, Appendix A, Community Preservation Districts; Division A.7.70.F.3.B, Free Standing Signs Standards for Dale Mixed Use District (DMU). After calling three times for public comment and receiving none, the Chairman declared the hearing closed at 6:46 p.m.

It was moved by Mr. Flewelling, seconded by Mr. Glover, that Council approve on third and final reading text amendments to the Community Development Code, Appendix A, Community Preservation Districts; Division A.7.70.F.3.B, Free Standing Signs Standards for Dale Mixed Use District (DMU). The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Flewelling, Mr. Glover, Mrs. Howard, Mr. Rodman, Mr. Sommerville and Mr. Vaux. RECUSED – Mr. Dawson. Mr. Dawson recused himself, left the room, and was not present for any of the discussion. He serves in a leadership capacity as Associate Minister for Mount Carmel Baptist Church. ABSENT – Mr. Fobes and Mr. Stewart. The motion passed.

MATTERS ARISING OUT OF EXECUTIVE SESSION

There were no matters arising out of Executive Session.

PUBLIC COMMENT

There were no requests to speak.

CAUCUS AGENDA ITEMS

STATUS OF HURRICANE MATTHEW RECOVERY PROCESS

Mr. Eric Larson, Division Director – Environmental Engineering and Land Management, provided an updated Hurricane Matthew Recovery Briefing, dated February 20, 2017. Updated information is available online at www.beaufortcountydisasterrecovery.net

ADJOURNMENT

Council adjourned at 7:09 p.m.

COUNTY COUNCIL OF BEAUFORT COUNTY

By: _____
D. Paul Sommerville, Chairman

ATTEST: _____
Ashley M. Bennett, Clerk to Council

Ratified:

COMMUNITY SERVICES COMMITTEE

February 20, 2017

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

The Community Services Committee met Monday, February 20, 2017 beginning at 3:00 p.m. in the Executive Conference Room of the Administration Building, Beaufort County Government Robert Smalls Complex, 100 Ribaut Road, Beaufort, South Carolina.

ATTENDANCE

Chairman Alice Howard, Vice Chairman Rick Caporale and members Michael Covert and York Glover present. Members Steven Fobes and Roberts "Tabor" Vaux absent. Non-committee members Gerald Dawson and D. Paul Sommerville present. (Paul Sommerville, as County Council Chairman, serves as an *ex-officio* member of each standing committee of Council and is entitled to vote.)

County staff: Wade Bishop, Alcohol and Drug Abuse Department; Bud Boyne, Director, Alcohol and Drug Abuse Department; Allison Coppage, Assistant County Attorney; Joshua Gruber, Deputy County Administrator/Special Counsel; Tom Keaveny, County Attorney; Gary Kubic, County Administrator; Craig Helart, Manager, Civic Engagement and Outreach; Fred Leyda, Director, Human Services Alliance; Rob McFee, Division Director – Construction Engineering; and Monica Spells, Assistant County Administrator–Civic Engagement and Outreach.

Public: Shaw Chin Capps, Chief Executive Officer, Hopeful Horizons and Kristin Dubrowski, Chief Operating Officer, Hopeful Horizons.

Media: Joe Croley, *Lowcountry Inside Track*.

Councilman Howard chaired the meeting.

ACTION ITEMS

- 1. Consideration of Contract Award / Design Services for a Two Story Office Building Adjacent to the Beaufort County Myrtle Park Office Complex in Bluffton (\$315,000)**

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Mr. Josh Gruber, Deputy County Administrator / Special Counsel, reviewed this item with the Committee. Beaufort County issued a Request for Proposals from qualified firms to provide shell and core architectural, mechanical, electrical, plumbing (MEP) and civil

engineering design services for the construction of a two-story office building located on County owned property adjacent to the County's Myrtle Park Office Complex. Two options were requested in the proposal: A two-story 15,000 square foot/per floor building and a two-story 20,000 square feet / per floor building. The following firms responded and provided proposals: Beaufort Design Build, Beaufort, South Carolina; LS3P, Charleston, South Carolina; Glick Boehm & Associates, Charleston, South Carolina; and R.W. Chambers Architects, Beaufort, South Carolina.

The design proposal process differs from a typical construction bid, in that the proposers outline how they would accomplish the project within a specified fee. In this regard, proposals are reviewed on the basis of the value offered rather than solely on the lowest price. A selection committee consisting of the Public Works Director, Facilities Management Director, and CIP Construction Manager reviewed the original proposals. The selection committee asked all four proposers to prepare a Best and Final Offer to be presented at an interview. The selection committee met with Beaufort Design Build, Glick Boehm Architects and LS3P. R.W. Chambers Architects declined the invitation to present a Best and Final Offer.

On the basis of the qualification of the firm, understanding of the scope of services requested, recent and similar experience, in-house services and completeness and cost effectiveness of the fee, the selection committee recommended a contract award to Beaufort Design Build, LLC in the amount of \$315,000. The project will be funded by the Santee Cooper Economic Development Revolving Loan Program with the \$4.5 million loan fund balance in Account #48070011-54430 – Site Development.

The Request for Proposal, as well the final interview scoring, was provided to the Committee.

Motion: It was moved by Mr. Caporale, seconded by Mr. Glover, that Committee approve and recommend Council award a contract to Beaufort Design Build, LLC, Beaufort, South Carolina to provide design services for a two-story office building adjacent to the County's Myrtle Park Office Complex in the amount of \$315,000 funded by the Santee Cooper Economic Development Revolving Loan Program. This contract award is contingent upon feedback from the Economic Development Corporation. The motion: YEAS – Mr. Caporale, Mr. Covert, Mr. Glover, and Mrs. Howard. ABSENT – Mr. Fobes and Mr. Vaux. The motion passed.

Recommendation: Council approve a contract award to Beaufort Design Build, LLC, Beaufort, South Carolina to provide design services for a two-story office building adjacent to the County's Myrtle Park Office Complex in the amount of \$315,000 funded by the Santee Cooper Economic Development Revolving Loan Program. This contract award is contingent upon feedback from the Economic Development Corporation.

2. Consideration of Reappointments and Appointments / Disabilities and Special Needs

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Motion: It was moved by Mr. Glover, seconded by Mr. Caporale, that Committee recommend Council nominate Ms. Pamela Brandon-Hennigh for appointment to serve as a member of the Disabilities and Special Needs Board. The motion: YEAS – Mr. Caporale, Mr. Covert, Mr. Glover, and Mrs. Howard. ABSENT – Mr. Fobes and Mr. Vaux. The motion passed.

Recommendation: Council nominate Ms. Pamela Brandon-Hennigh for appointment to serve as a member of the Disabilities and Special Needs Board.

INFORMATION ITEMS

3. Prioritization / 2017 Community Development Block Grant (CDBG) Needs

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Ms. Monica Spells, Assistant Administrator–Civic Engagement and Outreach, presented to the Committee the following recommendation of rankings for consideration and approval in conjunction with any potential projects presented during the associated needs assessment public hearing scheduled during the regular meeting of Council occurring on February 20, 2017:

1. Neighborhood Improvement Projects (multiple activities) in low-to-moderate income (LMI) area or others as identified.
2. Public Infrastructure and Facilities Projects, which may include water/sewer improvement or upgrades and sanitary sewer extensions, in LMI areas or others as identified.
3. Community Infrastructure or Enrichment Projects to support new and/or existing businesses and/or education and workforce development.

Motion: It was moved by Mr. Glover, seconded by Mr. Caporale, that Committee approve the following Community Block Grant (CDBG) Program rankings as follows: (1) Neighborhood Improvement Projects (multiple activities) in low-to-moderate income (LMI) areas or others as identified; (2) Public Infrastructure and Facilities Projects, which may include water/sewer improvements or upgrades and sanitary sewer extensions, in LMI areas or others as identified; (3) Community Infrastructure and Enrichment Projects to support new and/or existing businesses and/or education and workforce development. The motion: YEAS – Mr. Caporale, Mr. Covert, Mr. Glover, and Mrs. Howard. ABSENT – Mr. Fobes and Mr. Vaux. The motion passed.

Status: Committee approved the following Community Block Grant (CDBG) Program rankings as follows: (1) Neighborhood Improvement Projects (multiple activities) in low-to-moderate income (LMI) areas or others as identified; (2) Public Infrastructure and Facilities Projects, which may include water/sewer improvements or upgrades and sanitary sewer extensions, in LMI areas or others as identified; (3) Community Infrastructure and Enrichment Projects to support new and/or existing businesses and/or education and workforce development.

4. Update / Alcohol and Drug Abuse Department

A. Commission on Accreditation of Rehabilitation Facilities (CARF) Re-accreditation Process

B. Freedom From Smoking Program and Partnership with Beaufort Memorial Hospital

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Mr. Bud Boyne, Director, Alcohol and Drug Abuse Department (Department), provided the Committee an update on the Commission on Accreditation of Rehabilitation Facilities (CARF) Re-accreditation Process. On March 16 and March 17, 2017 Beaufort County will undergo the seventh consecutive National Re-accreditation site visit by CARF. CARF, founded in 1966, is an independent, nonprofit, international accreditation body, focused on health and human service providers. They currently accredit over 50,000 programs/agencies, in 25,000 different locations. In South Carolina, all 38 Alcohol and Drug Abuse programs are fully accredited. Since 1996, the Department has been awarded a three-year accreditation, which is the highest level of accreditation an agency can receive. During this survey, the Department expects CARF to focus on administration and clinical. Mr. Boyne invited Council to attend the CARF kickoff forum on March 16, 2017, at the Disabilities and Special Needs Training Room located at 100 Clearwater Way, Beaufort.

Mr. Wade Bishop, Prevention Director, spoke about the Department's Freedom from Smoking Program. The County is offering the Freedom from Smoking program, an eight-week smoking cessation course that will address different aspects of the quitting process each week and includes stress management techniques, education on craving and weight control while quitting. The program, designed by the American Lung Association, is provided at no cost by Beaufort Memorial Hospital and Beaufort County Alcohol and Drug Abuse Department. Participants will have access to the LifeFit Wellness Center for the duration of the eight-week program. Details on how to sign up will be released to Beaufort County employees later this month.

Status: Information only.

5. Presentation / Hopeful Horizons (CODA – Hope Haven of the Lowcountry Merger)

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Ms. Shauw Chin Capps, Chief Executive Officer and Ms. Kristin Dubrowski, Chief Operating Officer, provided to the Committee a PowerPoint presentation on Hopeful Horizons. In the summer of 2014, conversation about opportunities for deeper collaboration and possible merger began between the three organizations – Citizens Opposed to Domestic Violence (CODA), Child Abuse Prevention Association (CAPA) and Hope Haven. All three boards voted to be a part of the project. In the fall of 2014, the project to hire a professional consultant to guide the project was launched. The goal of the project was to explore/discover opportunities for programmatic partnerships, eliminating mission overlap, resource sharing and programmatic collaboration. This initial project took about nine months to complete. In the spring of 2015, Hope Haven and CODA's Boards voted to move forward with the plan to merge. Professional consultants were hired to work with the two boards to implement merger steps in the summer and fall of 2015. In the fall of 2016, the new name of the merged organization was selected through focus groups and the newly formed board of the merged organization went through a half day training and retreat. In winter 2016, the new logo was designed and selected.

Hopeful Horizons is a children's advocacy, domestic violence and rape crisis center. Together, we create a safer community by changing the culture of violence and offering a path to healing. The mission is to protect, treat and prevent. The vision is a community without abuse. Hopeful Horizons focuses on individuals, families and communities. Core values include compassion, collaboration and commitment to excellence. An outline of the services was provided as follows:

- 24 hour crisis intervention
- Counseling and support groups
- Forensic interviews and medical evaluations for child abuse victims
- Advocacy and case management
- Emergency safe shelter and transitional housing
- Legal assistance
- Evidence based trauma treatment
- Multidisciplinary case coordination

The prevention and outreach programs available were outlined as follows:

- Men of Strength (MOST)
- Women Inspiring Strength and Empowerment (WISE)
- Stewards of Children
- Anonymous Reporting, Vulnerable Populations, Hopeful Horizons Services, etc.
- Family Strengthening Programs

An overview of statistics of primary and secondary victims of child abuse, domestic abuse, and sexual assault totaled 1,495. 2016 local statistics were provided. The impact and results of such are as follows:

- Trauma scores of clients who received therapy from Hopeful Horizons dropped an average of 16 points by the end of treatment.
- 96% of families served increased their scores on ability to protect their children from an average ability to a high ability.
- 93% of clients learned strategies to enhance their safety.
- 97% of surveys completed by Law Enforcement and DSS personnel indicated that the forensic interviews provided them with more thorough knowledge of the evidence of the case.
- 84% exited shelter to more permanent housing
- 100% of transitional housing clients moved into permanent housing
- 96% of clients felt in control of their futures (up from 58% at intake)
- 92% of crisis callers reported that the call was very helpful in meeting their immediate needs.

An impact video regarding Hopeful Horizons was presented to the Committee.

Status: Information only.

6. Update / Human Services Department

A. Individual (FEMA Disaster) Assistance for Residents and Survivors

B. Volunteer Income Tax Assistance (VITA) Program

C. USC – Beaufort Partnership with Beaufort County (Together for Beaufort County)

D. Together for Beaufort County Affordable Housing Report

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Mr. Fred Leyda, Director, Human Services Alliance, spoke before the Committee. He provided an update on FEMA Individual Assistance. To date, there have been about 1,160 unique calls. There are 7,362 people who have registered for FEMA. We just received the data back from FEMA. Of the total registered individuals, 1,800 are over 65 and 215 are low income families with 4+ minors. With this data, we can narrow down to the individuals with the most needs. We are moving forward to contract with a case management agency that will hand the vast number of cases, while we handle the specific/intensive cases. The United Way call center operator has seen the calls decline to about 30 calls a week.

Mr. Leyda provided an update on the Volunteer Income Tax Assistance (VITA) Program. There are about 70 IRS certified volunteers and 6 consistent sites giving free income tax

assistance to free/moderate income families. They have completed approximately 400 income tax returns to date. For more information, visit www.vitalowcountry.org.

Mr. Leyda provided an update on the USC-Beaufort Partnership with Beaufort County and Together for Beaufort County Affordable Housing Report. He encouraged everyone to go to www.beaufortcountydata.org for more information.

Status: Information only.

DRAFT

FINANCE COMMITTEE

March 6, 2017

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

The Finance Committee met Monday, March 6, 2017 beginning at 2:00 p.m., in the Executive Conference Room, Administration Building, Beaufort County Government Robert Smalls Complex, 100 Ribaut Road, Beaufort, South Carolina.

ATTENDANCE

Chairman Jerry Stewart, Vice Chairman Michael Covert and members Rick Caporale, Gerald Dawson, Brian Flewelling, Steven Fobes and Stu Rodman present. Non-committee members York Glover, Alice Howard, Paul Sommerville and Tabor Vaux present. (Paul Sommerville, as County Council Chairman, serves as an *ex-officio* member of each standing committee of Council and is entitled to vote.).

County staff: Carizma Brown, Communications Coordinator; Phil Foot, Assistant County Administrator–Public Safety; Joshua Gruber, Deputy County Administrator/Special Counsel; Alicia Holland, Assistant County Administrator–Finance; Kyle Jackson, Risk Management Director; Gary James, Assessor; Tom Keaveny, County Attorney; Gary Kubic, County Administrator; John Miller, Superintendent, Roads and Drainage South, Public Works Division; Monica Spells, Assistant County Administrator–Civic Engagement and Outreach; and Dave Thomas, Purchasing Director.

Public: Heather Kinard, Arthur J. Gallagher Human Resources & Compensation Consulting; Jim Wegmann, Chairman, Military Enhancement Committee; and Scott Thomason, Arthur J. Gallagher Human Resources & Compensation Consulting.

Media: Joe Croley, *Lowcountry Inside Track*.

Councilman Stewart chaired the meeting.

ACTION ITEMS

1. Consideration of a Resolution Authorizing Beaufort County to Self-Insure Worker's Compensation Program

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Mr. Tom Keaveny, County Attorney, provided a historical recap to the Committee. Discussion of this item came before the Finance Committee on February 6, 2017. At that meeting, the Committee tasked staff to bring forth a draft resolution for discussion and

consideration. If adopted, Beaufort County's Worker's Compensation Program will go from fully insured through the South Carolina Association of Counties to a self-insured Worker's Compensation Program. The Resolution would give the County Administration authorization to execute and enter into agreements necessary to transition to a self-funded plan and enter into all other ancillary and incidental agreements necessary to implement the self-funded plan.

Mr. Kyle Jackson, Risk Management Director, provided to the Committee two handouts. The first handout provided an overview of the fully insured Worker's Compensation Program, to include costs, with the South Carolina Association of Counties. The second handout provided an overview of the proposed self-insured Worker's Compensation Program, to include estimated costs with Arthur J. Gallaher & Co. A comparison of the two was provided.

Mr. Scott Thomason, Arthur J. Gallaher Human Resources & Compensation Consulting, and Ms. Heather Kinard, Arthur J. Gallaher Human Resources & Compensation Consulting, provided the Committee the benefits of going to a self-insured Worker's Compensation Program. These benefits of direct and indirect savings include more control, elimination of lag time and cost savings.

Committee comments and questions included the following:

- The desire to have a \$500,000 self-insured retention.
- The need for periodic updates.

Motion: It was moved by Mr. Flewelling, seconded by Mr. Rodman, that Committee approve and recommend Council adopt a resolution authorizing Beaufort County to Self-Insure Worker's Compensation Program. The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. Rodman and Mr. Stewart. The motion passed.

Recommendation: Council adopt a resolution authorizing Beaufort County to Self-Insure Worker's Compensation Program.

2. Consideration of Contract Award / Beaufort County Boat Landing Dock and Pier Repairs

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Mr. Dave Thomas, Purchasing Director reviewed this item with the Committee. As a result of the damage from Hurricane Matthew, Beaufort County advertised for competitive bids for repairs at the following 11 County boat landing docks and piers:

- Alljoy Boat Landing Dock
- Bluffton Public Dock/Pier
- Buddy and Zoo Boat Landing Dock
- C.C. Haigh Boat Landing Dock
- Cross Island Boat Landing Dock

- Daufuskie Island Boat Landing Dock
- Edgar Glenn Boat Landing Dock
- H.E. Trask Boat Landing Dock
- Sam's Point Boat Landing Dock
- Whale Branch Fishing Pier
- White Hall Boat Landing Dock.

One contractor, Patterson Construction Inc., Beaufort, South Carolina, submitted a bid and there is no apparent cause for rejecting their bid. It is recommended the bid be awarded to Patterson Construction, Inc., in the amount of \$188,996.10. Staff is requesting a 10% project contingency of \$18,900, making the total project budget \$207,896.

Funding would come from County Local Accommodations Tax fund. An insurance claim for the damages is being processed by the County's Risk Manager and will be applied to the project's expenditures. Any applicable costs not covered by insurance will be submitted to FEMA for reimbursement.

Motion: It was moved by Mr. Rodman, seconded by Mr. Flewelling, that Committee approve and recommend Council approve the following actions: (1) Award a contract in the amount of \$188,996.10 to Patterson Construction, Inc., for the construction repair for the following docks and piers: Alljoy Boat Landing Dock, Bluffton Public Dock/Pier, Buddy and Zoo Boat Landing Dock, C.C. Haigh Boat Landing Dock, Cross Island Boat Landing Dock, Daufuskie Island Boat Landing Dock, Edgar Glenn Boat Landing Dock, H.E. Trask Boat Landing Dock, Sam's Point Boat Landing Dock, Whale Branch Fishing Pier and White Hall Boat Landing Dock. (2) Approve the use of Local Accommodations Tax dollars for the total project budget of \$207,896 (\$188,996.10 contract and a 10% contingency). The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. Rodman and Mr. Stewart. The motion passed.

Recommendation: Council approve the following actions: (1) Award a contract in the amount of \$188,996.10 to Patterson Construction, Inc., for the construction repair for the following docks and piers: Alljoy Boat Landing Dock, Bluffton Public Dock/Pier, Buddy and Zoo Boat Landing Dock, C.C. Haigh Boat Landing Dock, Cross Island Boat Landing Dock, Daufuskie Island Boat Landing Dock, Edgar Glenn Boat Landing Dock, H.E. Trask Boat Landing Dock, Sam's Point Boat Landing Dock, Whale Branch Fishing Pier and White Hall Boat Landing Dock. (2) Approve the use of Local Accommodations Tax dollars for the total project budget of \$207,896 (\$188,996.10 contract and a 10% contingency).

3. Consideration of Reappointments and Appointments / Board of Assessment Appeals

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Motion: It was moved by Mr. Flewelling, seconded by Mr. Dawson, that Committee approve and recommend Council nominate Mrs. Sharon Busch, Mr. Robert Coon, Mr. Paul R.

Jernigan and Mr. Merritt Patterson for reappointment to serve as members of the Board of Assessment Appeals. The vote: YEAS – Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. Rodman and Mr. Stewart. ABSTAIN – Mr. Caporale. The motion passed.

Recommendation: Council nominate Mrs. Sharon Busch, Mr. Robert Coon, Mr. Paul R. Jernigan, and Mr. Merritt Patterson for reappointment to serve as members of the Board of Assessment Appeals.

INFORMATION ITEMS

4. Consideration of Contract Award / 2017-2018 Worker's Compensation Broker Services (Fully Insured vs. Self-Insured)

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Mr. Dave Thomas, Purchasing Director reviewed this item with the Committee. Beaufort County received proposals from qualified Worker's Compensation Brokers on November 11, 2016. In accordance with Beaufort County Purchasing Code, an evaluation committee was formed. The evaluation committee reviewed the three responses to the Request for Proposal and interviewed all three firms. After the interviews, the committee completed the initial rank order and requested "Best and Final Offers" from two firms – Arthur J. Gallagher, Inc. and Surry Insurance. After receiving both firms "Best and Final Offers," the committee unanimously selected Arthur J. Gallagher and ranked them as the number one firm with a total broker service cost of \$45,000. Employer paid worker's compensation costs are expended in accordance with personnel costs across various Beaufort County Funds.

Motion: It was moved by Mr. Flewelling, seconded by Mr. Rodman, that Committee approve a contract award to Arthur J. Gallagher, Inc., in the amount of \$45,000 for Workers' Compensation Broker Services. The vote: YEAS – Mr. Caporale, Mr. Covert, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. Rodman and Mr. Stewart. The motion passed.

Status: Committee approved a contract award to Arthur J. Gallagher, Inc., in the amount of \$45,000 for Workers' Compensation Broker Services.

5. Presentation / Military Enhancement Committee

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Mr. Jim Wegmann, Chairman, Military Enhancement Committee (MEC), provided the Committee an update. When he took over as MEC Chairman approximately four years ago, the practice was to pay the consultant approximately \$7,500 per month. Mr. Wegmann reduced that fee to \$1,500 a month and, then, eventually eliminated the contract. Approximately four months ago, the MEC decided to reinstate and rehire a consultant. Blank Rome Government Relations, LLC, located in Washington, DC was the chosen consultant. This

firm has contacts in the U.S. Marine Corps, U.S. Navy and U.S. Congress. The MEC has been working on several large projects; and, there will be a time when the MEC will need additional funds and to drawdown on pledges. He spoke of two projects that relate to Beaufort County: Lockheed Martin Growth and a Lockheed Martin project with the Technical College of the Lowcountry (TCL).

Status: Information only.

6. Executive Session

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Status: There was no need for Executive Session.

DRAFT

GOVERNMENTAL COMMITTEE

March 6, 2017

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

The Governmental Committee met Monday, March 6, 2017 beginning at 4:00 p.m. in the Executive Conference Room of the Administration Building, Beaufort County Government Robert Smalls Complex, 100 Ribaut Road, Beaufort, South Carolina.

ATTENDANCE

Chairman Gerald Dawson, Vice Chairman Steven Fobes, and members Mike Covert, Brian Flewelling, York Glover, Jerry Stewart and Roberts "Tabor" Vaux. Non-Committee members Rick Caporale, Alice Howard and Paul Sommerville present. . (Paul Sommerville, as County Council Chairman, serves as an *ex-officio* member of each standing committee of Council and is entitled to vote.).

County staff: Carizma Brown, Communications Coordinator; Phil Foot, Assistant County Administrator-Public Safety; Joshua Gruber, Deputy County Administrator/Special Counsel; Alicia Holland, Assistant County Administrator-Finance; Tom Keaveny, County Attorney; Gary Kubic, County Administrator; Monica Spells, Assistant County Administrator-Civic Engagement and Outreach; Sheriff Tanner; and Tallulah Trice, Director, Animal Services.

Public: Staff Sargent Baez, Public Information Officer, Marine Corps Air Station Beaufort; Franny Gerthoffer, Executive Director, Hilton Head Humane Association; and Troy Ward, Air Show Director, Marine Corps Air Station Beaufort.

Councilman Dawson chaired the meeting.

ACTION ITEM

- 1. Consideration of a Resolution to Recognize the Importance of the F-35 Aircraft to the United States, South Carolina, and Beaufort County and to Encourage Congressional Support for Full Funding of the F-35 Lightning II Joint Strike Fighter Program**

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Mr. Tom Keaveny, County Attorney, presented this item to the Committee. This is a resolution to recognize the importance of the F-35 Aircraft to the United States, State of South Carolina, and Beaufort County and to encourage Congressional support for full funding of the F-35 Lightning II Joint Strike Fighter Program.

Motion: It was moved by Mr. Flewelling, seconded by Mr. Covert, that Committee approve and recommend Council adopt a resolution to recognize the importance of the F-35 Aircraft to the United States, South Carolina, and Beaufort County and to encourage Congressional support for full funding of the F-35 Lighting II Joint Strike Fighter Program. The vote: YEAS – Mr. Covert, Mr. Dawson, Mr. Fobes, Glover, Mr. Flewelling, Mr. Stewart and Mr. Vaux. The motion passed.

Recommendation: Council adopt a resolution to recognize the importance of the F-35 Aircraft to the United States, South Carolina, and Beaufort County and to encourage Congressional support for full funding of the F-35 Lighting II Joint Strike Fighter Program.

INFORMATION ITEMS

2. Presentation / Marine Corps Air Station Beaufort / 2017 Air Show Featuring the Blue Angels

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Mr. Troy Ward, Air Show Director, presented to the Committee a PowerPoint presentation of the 2017 Marine Corps Air Station (MCAS) Beaufort Air Show. MCAS is hosting the 2017 MCAS Beaufort Air Show aboard the installation from April 29 to April 30, 2017. The Air Show is conducted biannually at MCAS Beaufort as a community relations event for our local community and assists the U.S. Navy and U.S. Marine Corps with recruitment. The Air Show is a coordinated effort between MCAS and resident commands featuring military and civilian performers. MCAS provides airfield facilities and hosts visiting performers, static displays and visitors. The Air Show Committee, command leadership and key personnel will be on hand throughout the duration of the Air Show. Additional information can be found at www.beaufortairshow.com.

Sheriff Tanner informed the Committee of the budgetary restraints and the costs associated with traffic control during the Air Show which is an estimated \$35,000. In 2016, Beaufort County representatives met with Lt. Col. James Poppy, airfield operations officer for MCAS Beaufort, to pursue potential opportunities to collect revenue to pay for traffic control through fees, vendor fees, etc. No additional communication regarding resolution to this financial burden has occurred.

Status: Information only.

3. Annual Update / 2016 Animal Services

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Mr. Phil Foot, Assistant County Administrator–Public Safety, introduced Ms. Tallulah Trice, Animal Services Director, who provided the Committee the 2016 animal services update. In fiscal year 2016, Beaufort County Animal Services:

- Welcomed 3,276 animals
- Celebrated a Live Release rate of 79%
- Spayed and neutered more than 4,000 animals through Hilton Head Humane Association and Beaufort County Animal Shelter,
- ASPCA Grant (Keep Pets in their Homes) provided free spay and neuter to 78 pets and assisted with 130 pets, and
- Retention versus Apprehension Program gave the community a sense of a fresh start for a new beginning.

The goals of BCAS include the following::

- Expand services offering low cost spay/neuter and microchips
- Increase awareness of our Animal Service Officers and their willingness to help
- Develop and implement aggressive trap, neuter and return (TNR) strategies
- Expand the revenue sources to fund current and future operations
- Design and fund the new state-of-the-art campus for Beaufort County

An overview of the following achievements was provided:

- Reduced intake by 34% in five years
- 3,268 (79%) Live Release in 2016
- Reduced euthanasia by 45% in five years
- 897 trapped, neutered and returned (an increase of 123 in one year)
- 3,335 spayed and neutered (increased by 627%)
- 2,743 animal microchipped (increased by 63% in five years)
- 691 pitbulls have been spayed/neutered in 2016
- Volunteers contributed more than 24,000 hours of their time to the Tabby House (252 cats adopted at Tabby House)
- 96 farm animals vetted
- 1,711 retention versus apprehension cases
- 96% retention rate
- 11,238 Facebook fans

Status: Information only.

4. Consideration of Reappointments and Appointments / Bluffton Township Fire District Board

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Motion: It was moved by Mr. Vaux, seconded by Mr. Stewart, that Committee approve and recommend Council nominate Mr. Paul Hamilton, representing Council District 9, and Mr. Ed Olsen, representing at-large, for reappointment to serve as members of the Bluffton Township Fire District Board. The vote: YEAS – Mr. Covert, Mr. Dawson, Mr. Fobes, Mr. Glover, Mr. Flewelling, Mr. Stewart and Mr. Vaux. The motion passed.

Status: Council nominate Mr. Paul Hamilton, representing Council District 9, and Mr. Ed Olsen, representing at-large, for reappointment to serve as members of the Bluffton Township Fire District Board. (These two individuals were nominated at the February 20, 2017 County Council Regular Session).

NATURAL RESOURCES COMMITTEE

February 27, 2017

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

The Natural Resources Committee met Monday, February 27, 2017 beginning at 2:00 p.m. in the Executive Conference Room, Administration Building, Beaufort County Government Robert Smalls Complex, 100 Ribaut Road, Beaufort, South Carolina.

ATTENDANCE

Committee Vice Chairman Tabor Vaux and members Rick Caporale, Gerald Dawson, Steven Fobes and Alice Howard present. Committee Chairman Brian Flewelling and member York Glover absent. Non Committee members Michael Covert and Stu Rodman (telephonically) present.

County Staff: Allison Coppage, Assistant County Attorney; Tony Criscitiello, Planning Director; Josh Gruber, Deputy County Administrator / Special Counsel; Thomas Keaveny, County Attorney; Gary Kubic, County Administrator; Eric Larson, Division Director-Environmental Engineering; Rob Merchant, Long-Range Planner; and Dan Morgan, Mapping and Applications Director.

Public: Barry Johnson, lawyer; Lisa Lord, Rural and Critical Lands Program Administrator; Scott Marshall, Deputy Manager, Town of Bluffton; Marc Orlando, Manager, Town of Bluffton; Robert Semmler, Chairman, Planning Commission; Lisa Sulka, Mayor, Town of Bluffton; and Frank Turano, Lowcountry Regional Manager, Alliance Consulting Engineers.

Media: Joe Croley, *Lowcountry Inside Track*.

Mr. Vaux chaired the meeting.

ACTION ITEMS

1. **Text Amendments to the Community Development Code: Article 3, Section 3.3.30 Neighborhood Mixed Use (C3) Zone Standards, and Article 4, Section 4.1.170 Multi-Family Dwellings (To modify the requirements for multi-family residential in the C3-Neighborhood Mixed Use District); Applicant: Beaufort County Planning Staff**

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Mr. Rob Merchant, Long-Range Planner, reviewed this item with the Committee. Beaufort County Planning Staff is proposing to amend the Community Development

Code (CDC) to overcome what staff deems as unnecessary barriers to developing multi-family housing in the C3-Neighborhood Mixed-Use District.

The Neighborhood Mixed Use (C3) Zone is intended to be a moderate-density residential district, primarily with single-family development in some areas of multi-family and mixed-use developments. The district allows multi-family developments at a maximum of 12 dwelling units per acre. The purpose of allowing multi-family housing is to foster a diversity of housing choices and to specifically promote the development of affordable housing. The district places restrictions on multi-family developments to limit adverse impacts on surrounding single-family residential areas. The district limits the height of apartment buildings to 2½ stories; it limits the size of multi-family developments to no more than 80 units; and it requires individual buildings to be “mansion apartments” having no more than 6 units per building.

Since the adoption of the CDC in December 2014, planning staff has consistently received feedback from developers, property owners, and design professionals expressing concern about the specific limitation that multi-family in C3 must utilize mansion apartments with no more than 6 units per building. The main concern is that the restriction increases the cost of developing multi-family housing and, therefore, goes counter to the County’s goal of encouraging the creation of affordable housing.

The most recent applicant expressing concern about the multi-family housing restrictions was 10 Frontage Road, LLC, represented by Andy Burris. He found the restrictions unworkable and requested to rezone his property from C3 Neighborhood Mixed-Use to C5 Regional Center Mixed-Use, to overcome the restriction on the number of units per building.

The proposed amendments consist of the following:

- Remove the requirement in Article 3, Division 3.3.30 Neighborhood Mixed Use (C3) Standards that states that “Multi-Family housing shall utilize Mansion Apartment Building Type Requirements in Section 5.1.110;
- Amend Article 4, Division 4.1.170, to remove the requirement that multi-family dwelling units meet the Mansion Apartment Building Type and replace it with the following language: “In the C3 District, multi-family uses shall be compatible with surrounding neighborhood character in size, scale, and architecture.”

These text amendments were discussed at the February 6, 2017 meeting of the Planning Commission and approved with a vote of 8:0.

Motion: It was moved by Mrs. Howard, seconded by Mr. Dawson, that Natural Resources Committee recommend Council approve on first reading text amendments to the Community Development Code: Article 3, Section 3.3.30 Neighborhood Mixed Use (C3) Zone Standards, and Article 4, Section 4.1.170 Multi-Family Dwellings (To modify the requirements for multi-family residential in the C3-Neighborhood Mixed Use District) as proposed by staff. The vote: YEAS –Mr. Dawson, Mr. Fobes, Mrs. Howard and Mr. Vaux. ABSENT – Mr. Flewelling and Mr. Glover. Mr. Caporale temporarily left the room. The motion passed.

Recommendation: Council approve on first reading text amendments to the Community Development Code: Article 3, Section 3.3.30 Neighborhood Mixed Use (C3) Zone Standards, and Article 4, Section 4.1.170 Multi-Family Dwellings (To modify the requirements for multi-family residential in the C3-Neighborhood Mixed Use District).

2. Consideration of Reappointments and Appointments / Design Review Board

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Motion: It was moved by Mr. Caporale, seconded by Mrs. Howard, that Natural Resources Committee recommend Council nominate Mr. Brad Hill, representing registered landscape architect, for appointment to serve as a member of the Design Review Board. The vote: YEAS – Mr. Caporale, Mr. Dawson, Mr. Fobes, Mrs. Howard and Mr. Vaux. ABSENT – Mr. Flewelling and Mr. Glover. The motion passed.

Recommendation: Council nominate Mr. Brad Hill, representing registered landscape architect, for appointment to serve as a member of the Design Review Board.

INFORMATION ITEMS

3. Discussion of Previous Planning Commission Meeting

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Mr. Tony Criscitiello, Planning Director, provided the Committee with a recap of the February 6, 2017 Planning Commission meeting.

Status: Information only.

4. Presentation of 2016 Rural and Critical Land Preservation Program Annual Report and Announcement of the Economic Benefit Analysis for the Conserved Open Space and Parks in Beaufort County

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Discussion: Ms. Lisa Lord, Rural and Critical Lands Program Administrator at Beaufort County Open Land Trust, Inc., presented to the Committee the 2016 Rural and Critical Lands Annual Report. Due to the Rural and Critical Lands Preservation Program, 11,190 acres have been preserved through fee simple purchases and 12,225 acres have been preserved with conservation easements. There has been \$38 million in partner funding brought into the County for land preservation, and 108 projects through 2016.

The purchases include the following:

- 394 acres of maritime forest and 52 islands considered critical migratory bird habitat
- 8,790 acres of wetlands that receive and filter stormwater and protect rivers
- 6,507 acres of working forests
- 1,703 acres of working farmland on St. Helena Island
- 8,000 acres protected in the historic ACE Basin
- 25 sites that are habitats for 14 different rare, threatened or endangered species
- 84 archaeological sites and 21 historic structures
- 845 acres protected in the Okatie River watershed
- 725 acres protected in the Chechessee River and Broad River watersheds

Ms. Lord gave a review of the Progress through the Years and Building the Community's Investment over the Last Sixteen Years. Ms. Lord also gave an overview of the Economic Benefits of Open Space and Parks Assessment. The purpose of the Assessment is to outline the benefits land preservation accrues to residents, local governments, and businesses, as well provide a quantitative analysis to inform and shape future decision making. The Assessment will include an analysis of the relationships between conserved lands, parks and the following:

- Enhanced Property Value
- Recreational Use
- Health of Area Residents
- Tourism
- Reduction in Stormwater Runoff
- Reduction in Air Pollution
- Economic Development
- Agriculture
- Defense and Conservation

Each analysis will be reviewed by experts in the County and a review team prior to release. The estimated total timeframe is nine months, with an anticipated release around November 2017. Additional information on the Trust for Public Land's studies can be found at www.tpl.org/conservation-economics.

Status: Information only.

5. Consideration of Reappointments and Appointments / Rural and Critical Lands Preservation Board

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Status: No action at this time.

6. Consideration of Reappointments and Appointments / Southern Beaufort County Corridor Beautification Board

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Status: No action at this time.

7. Executive Session

Notification: To view video of full discussion of this meeting please visit http://beaufort.granicus.com/ViewPublisher.php?view_id=2

Motion: It was moved by Mr. Fobes, seconded by Mr. Dawson, that Natural Resources Committee go immediately into executive session to discuss negotiations incident to proposed contractual arrangements and proposed purchase of property pursuant to S.C. Code Section 30-4-70(a)(2), Project 2017-A and 2017-B. The vote: YEAS – Mr. Caporale, Mr. Dawson, Mr. Fobes, Mrs. Howard and Mr. Vaux. ABSENT – Mr. Flewelling and Mr. Glover. The motion passed.

Status: No action came out of Executive Session.

Boards and Commissions
Reappointments and Appointments
March 13, 2017

1 Community Services Committee

Alcohol and Drug Abuse Board

<u>Nominated</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
01.23.17	Linda Neidich Hoffman	At-Large	Reappoint	10/11	4	2/2021

Beaufort Memorial Hospital Board

<u>Nominated</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
01.23.17	Andrea Allen	At-Large	Reappoint	10/11	4	2/2021

Disabilities and Special Needs

<u>Nominate</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
03.13.17	Pamela Brandon-Hennigh	At-Large	Appoint	6/11	4	2/2021

2 Finance Committee

Accommodations Tax (2% State) Board

<u>Nominated</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
02.20.17	Emma Campbell	At-Large	Reappoint	10/11	4	2/2021
02.20.17	Olivia Young	Hospitality - Lodging	Reappoint	8/11	4	2/2021
02.20.17	Walter Young	Hospitality - Lodging	Reappoint	6/11	4	2/2021

Airports Board

<u>Nominated</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
02.20.17	Howard Ackerman	Proximity to HHI Airport	Appoint	6/11	2	2/2019
02.20.17	Leslie Adlam	Qualifications	Reappoint	8/11	2	2/2019
02.20.17	Dan Ahern	Proximity to LI Airport	Reappoint	10/11	2	2/2019
02.20.17	James Buckley	Proximity to HHI Airport	Reappoint	8/11	2	2/2019
02.20.17	Gerard Costa	Active/Recent Retired Com Pilot	Reappoint	8/11	2	2/2019
02.20.17	Anne Esposito	Active Pilot and Aircraft Owner at HHI A	Reappoint	10/11	2	2/2019
02.20.17	Richard Sells	HHI Town Council	Reappoint	8/11	2	2/2019
02.20.17	Harold Wallace	Proximity to LI Airport	Reappoint	8/11	2	2/2019
02.20.17	Blakely Williams	Beaufort Chamber of Commerce	Reappoint	8/11	2	2/2019

Board of Assessment Appeals

<u>Nominate</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
03.13.17	Sharon Busch	At-Large	Reappoint	8/11	4	2/2021
03.13.17	Robert Coon	At-Large	Reappoint	8/11	4	2/2021
03.13.17	Paul Jernigan	At-Large	Reappoint	8/11	4	2/2021
03.13.17	Merritt Patterson	At-Large	Reappoint	8/11	4	2/2021

3 Governmental Committee***Bluffton Township Fire District Board***

<u>Nominated</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
02.20.17	Paul Hamilton	Council District 9	Reappoint	6/11	4	2/2021
02.20.17	Ed Olsen	At-Large	Reappoint	10/11	4	2/2021

Burton Fire District Commission

<u>Nominated</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
02.20.17	Gary Bright	Fire Service Area	Reappoint	10/11	4	2/2021
02.20.17	Herbert Burnes	Fire Service Area	Reappoint	10/11	4	2/2021
02.20.17	Madison Chisum	Fire Service Area	Reappoint	6/11	4	2/2021

Daufuskie Island Fire District Board

<u>Nominated</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
02.20.17	Geoffrey Brunning	Fire Service Area	Reappoint	6/11	4	2/2021
02.20.17	Charles V. Henry	Fire Service Area	Reappoint	10/11	4	2/2021

Parks and Leisure Services Board

<u>Nominated</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
02.20.17	Ronald Campbell	Northern Beaufort County	Reappoint	10/11	4	2/2021
02.20.17	Christian Kata	Northern Beaufort County	Reappoint	8/11	4	2/2021
02.20.17	Michael Manesiotis	Southern Beaufort County	Reappoint	10/11	4	2/2021
02.20.17	Gregory McCord	Northern Beaufort County	Reappoint	8/11	4	2/2021

Sheldon Fire District Board

<u>Nominated</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
02.20.17	Wayne Blankenship	Fire Service Area	Reappoint	10/11	4	2/2021
02.20.17	Donnie Phillips	Fire Service Area	Reappoint	10/11	4	2/2021
02.20.17	John B. Seno	Fire Service Area	Reappoint	8/11	4	2/2021

4 Natural Resources Committee***Design Review Board***

<u>Nominate</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
03.13.17	Brad Hill	Registered Landscape Architect	Appoint	6/11	partial	2/2019

Historic Preservation Review Board

<u>Nominated</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
01.23.17	Natalie Hefter	Southern Beaufort County	Reappoint	10/11	4	2/2021
01.23.17	Beekman Webb	Lady's Island	Reappoint	10/11	4	2/2021

Stormwater Management Utility Board

<u>Nominated</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
01.23.17	William Bruggeman	At-Large	Reappoint	10/11	4	2/2021
01.23.17	James Fargher	Stormwater District 8 (unincorporated St. Helena Island/Islands East)	Reappoint	10/11	4	2/2021

Zoning Board of Appeals

<u>Nominated</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
01.23.17	Thomas Gasparini	Southern Beaufort County (attorney)	Reappoint	10/11	3	2/2020
01.23.17	Kevin Mack	Northern Beaufort County	Reappoint	10/11	3	2/2020

5 Public Facilities Committee

County Transportation Committee

<u>Nominated</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
02.20.17	Christopher England	District 7	Reappoint	8/11	4	2/2021

<u>Nominate</u>	<u>Name</u>	<u>Position/Area/Expertise</u>	<u>Reappoint/Appoint</u>	<u>Votes Required</u>	<u>Term/Years</u>	<u>Expiration</u>
03.13.17	James Morrall	District 5	Reappoint	6/11	4	2/2021
03.13.17	Paul Runko, Jr.	District 9	Reappoint	6/11	4	2/2021
03.13.17	Joseph Stroman, Jr.	District 1	Reappoint	6/11	4	2/2021

Note: Members serve the same term as the appointing member of Council.

ORDINANCE 2017 / _____

**AN ORDINANCE AUTHORIZING THE ASSIGNMENT AND/OR GRANTING OF
CERTAIN UTILITY EASEMENTS TO
BEAUFORT-JASPER WATER AND SEWER AUTHORITY**

WHEREAS, Beaufort County is the owner of that certain property located at the intersection of Lady's Island Parkway and Rue Du Bois Road on Lady's Island, Beaufort County, South Carolina, Beaufort County Tax Identification Number R200 018 000 020B 0000; and

WHEREAS, said property has been developed into a public park and is commonly known as Crystal Lake Park; and

WHEREAS, as part of the development of the park, water and sewage systems were installed as part of the infrastructure; and

WHEREAS, in order to install said water and sewer systems, Beaufort County obtained Limited Utility Easements from adjacent property owners for the purpose of boring, laying, constructing, maintaining, operating, repairing, replacing and removing underground pipelines, together with valves, tie overs, and appurtenant facilities for the purpose of sanitary sewer or substances which can be transported through a pipeline; and

WHEREAS, and more specifically, Limited Utility Easements, for valuable consideration, were obtained by Beaufort County and were recorded in the Office of the Beaufort County Register of Deeds as follows:

1. WB Rentals, LLC granted to Beaufort County, a limited utility easement as more particularly described within said easement on December 1, 2014 and recorded on December 9, 2014 in the Office of the Register of Deeds for Beaufort County, South Carolina in Book 3365 at Page 1028;
2. R. Ray Kearns, Jr. granted to Beaufort County, a limited utility easement as more particularly described within said easement on November 24, 2014 and recorded on December 17, 2014 in the Office of the Register of Deeds for Beaufort County, South Carolina in Book 3367 at Page 2202;
3. Gibson Enterprises, L.P. granted to Beaufort County, a limited utility easement as more particularly described within said easement on December 15, 2014 and recorded on December 17, 2014 in the Office of the Register of Deeds for Beaufort County, South Carolina in Book 3367 at Page 2207;
4. Ameris Bank granted to Beaufort County, a limited utility easement as more particularly described within said easement on January 20, 2015 and recorded on January 29, 2015 in the Office of the Register of Deeds for Beaufort County, South Carolina in Book 3375 at Page 3263; and

5. Beaufort County School District granted to Beaufort County, a limited utility easement as more particularly described within said easement on February 26, 2015 and recorded on March 5, 2015 in the Office of the Register of Deeds for Beaufort County, South Carolina in Book 3383 at Page 927; and

WHEREAS, Beaufort County acquired all that certain piece, parcel and lot of land, with improvements, referenced by the Beaufort County Office of the Assessor as R200 018 000 020B 0000 by Deed from The Trust for Public Land recorded in the Office of the Register of Deeds on October 15, 2004 and recorded in Book 2036 at Page 1987; and

WHEREAS, said property contains improvements that require water/sewer services and the County is desirous of turning the existing water/sewer systems over to Beaufort-Jasper Water and Sewer Service by granting a limited utility easement across R200 018 000 020B 0000 for said purposes; and

WHEREAS, Beaufort-Jasper Water and Sewer Authority ("BJWSA") has requested an assignment and/or grant of these easements in order to manage, maintain and operate the water/sewer systems on and under those portions of the properties described in the aforementioned easements of record for the benefit of the park; and

WHEREAS, staff has reviewed this request and believes it is in the best interest of the County to assign the aforementioned easements to BJWSA; and

WHEREAS, S.C. Code Ann. § 4-9-130 requires the transfer of any interest in real property owned by the County to be authorized by the adoption of an Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY BEAUFORT COUNTY COUNCIL, that the County Administrator is hereby authorized to execute any and all documents necessary to assign and/or grant to BJWSA the necessary easements mentioned above for the perpetual management, maintenance and operation of the water/sewer systems thereon and which service PIN R200 018 000 020B 0000.

ADOPTED BY BEAUFORT COUNTY COUNCIL, BEAUFORT, SOUTH CAROLINA, ON THIS _____ DAY OF _____, 2017.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: _____
D. Paul Sommerville, Chairman

APPROVED AS TO FORM:

Thomas J. Keaveny, II, County Attorney

ATTEST:

Ashley M. Bennett, Clerk to Council

First Reading:

Second Reading:

Public Hearing:

Third and Final Reading:

ORDINANCE 2017 / _____

**AN ORDINANCE REGULATING THE OPERATION OF GOLF CARTS
ON PUBLIC STREETS AND SECONDARY HIGHWAYS
IN THE UNINCORPORATED PORTIONS OF BEAUFORT COUNTY**

WHEREAS, Act 246 of 2016 authorizes a County which meets certain criteria as set forth therein, and in which a barrier island is located, to enact an ordinance allowing for the operation of golf carts at night on designated portions of the County; and

WHEREAS, Beaufort County satisfies the criteria set forth in Act 246 of 2016 and Daufuskie Island, which is located in Beaufort County, is recognized by the State of South Carolina as a barrier island; and

WHEREAS, Beaufort County recognizes golf carts are the primary mode of transportation on Daufuskie Island during daylight hours, has examined the possibility of extending their use to nighttime, has concluded such an extension is reasonable, appropriate and in the best interest of residents and visitors to Daufuskie Island given the unique characteristics of the island; and

WHEREAS, Beaufort County has not, heretofore, enacted an Ordinance regulating the operation of golf carts on public streets and secondary highways in the unincorporated portions of the County and has concluded that adoption of such an Ordinance is in the best interest of its citizens and residents.

NOW, THEREFORE, BE IT ORDAINED BY BEAUFORT COUNTY COUNCIL, that the following Ordinance is hereby adopted and will be added to Beaufort County's Code of Ordinances, Chapter 70 – Traffic and Vehicles as Article IV. Operations of Golf Carts.

Chapter 70 – TRAFFIC AND VEHICLES

ARTICLE IV. – OPERATION OF GOLF CARTS

Sec. 70-100. – Purpose and Intent.

The purpose of this Ordinance is to provide for the lawful, restrictive operation and use of permitted golf carts (see S.C. Code Ann. § 56-2-105) on the public streets and secondary highways designated herein by persons authorized by state law to operate such vehicles. This Ordinance shall not be construed or interpreted to authorize the operation or use of any golf cart on public streets, roads and secondary highways in unincorporated portions of Beaufort County which is not otherwise authorized by state law or County Ordinance.

Sec. 70-101. – Operation of Golf Carts Generally.

Operation of golf carts in unincorporated portions of Beaufort County shall, at all times, be in accordance with this Ordinance and S.C. Code Ann § 56-2-105.

Sec. 70-102. Operation of Permitted Golf Carts at Night.

Operation of permitted golf carts at night by authorized persons shall be permissible in those portions of the County designated below and subject to the provisions set forth herein.

(a) *Permitted Locations of Operations.* Permitted golf carts may be operated on the public streets and secondary highways at night in the following portions of Beaufort County:

(1) Daufuskie Island

(i) all roads.

(b) *Operation.* All operators of golf carts at night:

(1) Shall possess, and be in possession of, a valid driver's license;

- (2) Shall abide by all traffic regulations applicable to vehicular traffic;
 - (3) Shall not allow an unlicensed person to operate a golf cart;
 - (4) Shall not exceed the seating capacity of the golf carts as designed by the manufacturer;
 - (5) Shall remain seated at all times the golf cart is in motion and ensure that all passengers remain seated when the golf cart is in motion;
 - (6) Shall not allow passengers to sit on the lap of other passengers;
 - (7) Shall not drive or park a golf cart on sidewalks, rights-of-way or any other location on which a motor vehicle cannot be operated.
- (c) *Required Equipment.* The purpose of this standard is to ensure that golf carts which are operated at night on the public streets and secondary highways of the County are equipped with the minimum equipment necessary for vehicle safety. All golf carts which are operated at night shall be equipped with the following equipment:
- (1) Reflex Reflectors: one red on each side as far to the rear as practicable;
 - (2) Two operating headlights in the front of the vehicle (one on each side of the vehicle) both of which are visible at a distance of 500 feet;
 - (3) Two operating tail lights and brake lights on the back of the vehicle (one on each side of the vehicle) both of which are visible at a distance of 500 feet;
 - (4) Front and rear turn signals which are visible at a distance of 500 feet;
 - (5) Flashing amber strobe light affixed to the exterior surface of the golf cart roof which shall be active whenever headlights are on;
 - (6) Footbrakes;
 - (7) A high-mounted stop bar whose centerline (when the vehicle is viewed from the rear) is centered between right and left sides of the vehicle and visible at a distance of 500 feet;
 - (8) A Horn;

- (9) An exterior mirror mounted on the driver's side and either an exterior mirror mounted on the passenger side of the vehicle or an interior mirror;
 - (10) An acrylic windshield pre-manufactured for use on golf carts;
 - (11) A vehicle identification number or serial number;
 - (12) A parking brake;
 - (13) DOT approved tires;
 - (14) Safety belts for each occupant.
- (d) *Maintenance of Safety Equipment.* The registered owner of a permitted golf cart shall be responsible for ensuring the safety equipment required herein is properly functioning.

Sec. 70-103. – Reserved.

Sec. 70-104. – Parking.

Golf carts shall, when parked in public parking spaces, be parked in a manner that will allow the use of the parking space by another golf cart. Golf carts shall be parked side by side or in another fashion which allows each golf cart to leave the space when desired. Identified handicapped parking spaces may be used by golf carts complying with the law for the use of these spaces by vehicles.

Sec. 70-105. – Penalty.

Any person who violates this section shall be guilty of a misdemeanor punishable by a fine not to exceed Five Hundred Dollars (\$500.00) or thirty (30) days in jail. Each day that any violation of this section is violated constitutes a separate offense and the violator shall be fined accordingly plus court costs.

Sec. 70-106. – Conflict of Law.

In the event this Ordinance conflicts with any other ordinance of Beaufort County or other applicable law, the more restrictive shall apply.

Sec. 70-107. – Severability.

Should any portion or part of this Ordinance be found invalid or unenforceable by a court of competent jurisdiction, the same shall not be construed to affect any other valid portion hereof and all valid portions hereof shall remain in full force and effect.

Sec. 70-108. – Liability.

Nothing herein is intended to be, nor shall it be, construed as a representation, opinion, claim, warranty or guarantee that operating any particular golf cart on any street, road or secondary highway is safe, advisable, or that any particular person is competent to so operate such a vehicle. Therefore, Beaufort County, its Council Members, the Sheriff and Beaufort County employees will assume no liability when a golf cart permit is issued. Beaufort County disclaims liability for personal injury, death, property damage and other losses caused or alleged to be caused or incurred by any person due to, or alleged to be due to, the operation of a golf cart on a street, road or secondary highway in the unincorporated portions of the County. Anyone who operates a golf cart and all persons who are passengers in such golf carts shall be deemed to have waived any claim, including but not limited to, property damage, bodily injury or death against the county or its agents for its legislative decision to permit nighttime operations of golf carts.

70-109. - Effective Date.

This Ordinance shall take effect thirty (30) days after being approved by County Council.

DONE this _____ day of _____, 2017.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: _____
D. Paul Sommerville, Chairman

APPROVED AS TO FORM:

Thomas J. Keaveny, II, County Attorney

ATTEST:

Ashley M. Bennett, Clerk to Council

First Reading:

Second Reading:

Public Hearing:

Third and Final Reading:

ORDINANCE 2017 / _____

**AN ORDINANCE AUTHORIZING THE COUNTY ADMINISTRATOR TO
ENTER INTO A LEASE/PURCHASE AGREEMENT WITH
GULLAH FARMERS' COOPERATIVE ASSOCIATION**

WHEREAS, Beaufort County is the owner of certain property located at 51 Ball Park Road, St. Helena Island, South Carolina (the "Property") which consists of a vacant single story building containing approximately 9,916 square feet on approximately 10 acres of land (Parcel R300-016-000-183A-0000) known generally in the community as LeRoy Browne Center; and

WHEREAS, the Gullah Farmers' Cooperative Association ("Cooperative") is an Association in good standing with the South Carolina Secretary of State. It is located on St. Helena Island, South Carolina with 17 farm members and a board of directors. The core values of the Cooperative are: (1) to provide a market for local produce that is environmentally and economically sustainable; (2) to encourage the next generation of farmers, thereby helping to keep farmland in production, leaving a legacy for future generations and an opportunity for economic support, growth and development; and (3) to benefit the local community by distributing fresh, locally grown and harvested vegetables to local schools, restaurants, grocery stores and governmental installations; and

WHEREAS, the Cooperative wishes to enter into a Lease/Purchase Agreement for the LeRoy Browne Center and five (5) acres of the surrounding land from the County the key provisions of which are set forth in its proposal which is attached hereto as Exhibit "A"; and

WHEREAS, Beaufort County Council has considered the Cooperative's proposal and has concluded it is in the best interests of its citizens to enter into a Lease/Purchase Agreement with the Cooperative for the Property.

NOW, THEREFORE, BE IT ORDAINED BY BEAUFORT COUNTY COUNCIL, that the County Administrator is hereby authorized to negotiate a Lease/Purchase Agreement with the Gullah Farmers' Cooperative Association for the LeRoy Browne Center and five (5) surrounding acres (the key provisions of which are attached as Exhibit "A") and to execute any and all documents necessary to consummate such an Agreement.

**ADOPTED BY BEAUFORT COUNTY COUNCIL, BEAUFORT, SOUTH CAROLINA,
ON THIS _____ DAY OF _____, 2017.**

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: _____
D. Paul Sommerville, Chairman

APPROVED AS TO FORM:

Thomas J. Keaveny, II, County Attorney

ATTEST:

Ashley M. Bennett, Clerk to Council

First Reading:

Second Reading:

Public Hearing:

Third and Final Reading:

EXHIBIT "A"

Proposed Lease/Purchase Terms

The key provisions for the lease sought by the Gullah Farmers' Cooperative:

Lease Term: 5 years with option to renew after 5 years

Lease Payments: Current estimated property taxes plus \$1000.00 per year.

Purchase Option: Option to buy the building from Beaufort County during lease period. It is the intent of the Gullah Farmers' Cooperative to buy the building. We propose a purchase price of \$225,000

Maintenance: The Gullah Farmers' Cooperative will be responsible for utilities and maintenance of the building while under the lease agreement.

Capital Improvements: The capital improvements made to the building will be handled differently depending on whether or not the building is purchased by the Gullah Farmer's Cooperative.

- If the building is purchased by the Gullah Farmers' Cooperative, then the book value (undepreciated amount) of capital improvements will be taken off the purchase option price.

Example: \$45,000 of capital improvements are put into the building in 2017. These leasehold improvements would be depreciated over 15 years. If the building is purchased after 10 years, \$30,000 of the improvements will have been depreciated. The remaining \$15,000 (book value) would be taken off the purchase option price.

- If the lease is terminated by the county, then the book value (undepreciated amount) of the capital improvements will be reimbursed to the Gullah Farmers' Cooperative upon lease termination.

Example: \$45,000 of capital improvements are put into the building in 2017. These leasehold improvements would be depreciated over 15 years. If the lease was terminated after 10 years, \$30,000 of the improvements will have been depreciated. The remaining \$15,000 (book value) would have to be reimbursed at the end of the lease. Or, when the building is subsequently sold to another party.

Change Order Report

Contract ID: LPA07.036939A

Change Order Nbr: 011 Force Acct ID: 0

Change Order Type: Standard Change Order

CO Description: Boardwalk Rail Change

Zero Dollar Change Order: No

Project Nbr	Itm Nbr	Catg	Item Code	Unit	Unit Price	Bid Qty	Prev Apprvd Qty	Curr CO Qty	Curr Apprvd Qty	Amount of Change
0036939RD01	3641	3	9800300	LF	\$154.00	0	0	533	0	This Chng: \$82,082.00
Item Description CHANGE ORDER ITEM				CO Item Description (both sides included)						Prev Revised: \$0.00
Supplemental Description1 Steel Cable Railing										New Revised: \$82,082.00
Supplemental Description2										Bid Contract: \$0.00
										Net Change: \$82,082.00
										Pct Change:
0036939RD01	3642	3	9800300	LF	\$220.00	0	0	280	0	This Chng: \$61,600.00
Item Description CHANGE ORDER ITEM				CO Item Description (both sides included)						Prev Revised: \$0.00
Supplemental Description1 Retrofit Boardwalk with Steel Cable Railing										New Revised: \$61,600.00
Supplemental Description2										Bid Contract: \$0.00
										Net Change: \$61,600.00
										Pct Change:
Total Value for Change Order 011						= \$143,682.00				

General or Standard Change Order Explanation

To better complement the redevelopment theme of the project and preserve the natural vista of the marsh areas, a substitution of the railing material of the boardwalks along Boundary Street is being made from wood panels to steel cables. Currently, only 1 of the 3 boardwalks has been constructed at this time. This boardwalk will be have to be retrofitted to accommodate this change. The other two boardwalks have not yet been completed and this substitution will be incorporated into their design. This change order is necessary to facilitate the railing material substitution.

Prices have been verified by the City of Beaufort staff and CEI consultants.

This brings the contract total to date to \$19,055,516.70 which overruns the original contract by a cumulative percentage of 1.55%

Pursuant to Section 104.05 of the Standard Specifications on the above referred to project, I/we (Prime Contractor), do hereby agree to the unit price stipulated above, for performing the work items listed, as part of my/our contract on this project. The work shall be performed under and in accordance with the specifications and contract requirements of our contract. The compensation and time extension, (if any), provided in this supplemental agreement constitute complete satisfaction for all direct, indirect, impact, and delay costs relating to this work.

JUSTIFICATION OF COST:

FIRM: _____ Date: _____

___ Based upon quantities involved, field conditions and type of construction, these prices are reasonable.

Recommended by: _____ Date: _____

Reviewed by: _____ Date: _____

Accepted by (City): _____ Date: _____

Accepted by (County): _____ Date: _____

Memorandum to Project File

February 15, 2017

Project: Boundary Street Redevelopment Project
LPA 07.036939A

Subject: Change Order 11 – Engineer’s Estimate

In an effort to preserve the marsh views, the City is substituting the rail material for the boardwalks from a wood panel to cable rails. One boardwalk is already constructed and will require retrofitting. Below is breakdown of the expected costs:

<u>Pay Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Price</u>	<u>Total</u>
Cable Rail Cost (8 cables per side x 2 sides @\$8 per cable)	825	LF	\$128.00	\$105,600.00
Remove/Replace Rail Supports	275	LF	\$75.00	<u>\$20,625.00</u> \$126,225.00

Calculated by:
Jared Fralix, PE – Project Manager

February 28, 2017

Correspondence #1015 C-022

Mr. Jared Fralix, PE
CE&I Project Manager
ICE
26 John Galt Road
Beaufort, SC 29906

RE: **Boardwalk Railing Change**
IFB # 062315E US 21 Business (Boundary Street) and First Street Improvements

Dear Mr. Fralix,

As requested, Preferred Materials, Inc.(PMI) would like to offer the following prices to change the designed wood boardwalk railing to a cable railing as shown in the detail provided to PMI.:

42" Cable Railing (both sides included) - 533LF at \$154/LF
Remove and Replace with 42" Cable Railing – 280LF at \$220/LF

Boardwalk Construction has ceased for 14 calendar days pending resolution on this railing change. PMI is seeking a contract time extension for the number of days it takes for a decision to be made and PMI can continue with construction. It should be known that this change also impacts associated curb and gutter, sidewalk, and subsequently the completion of the right side of Boundary Street. While this work is not critical path work, it does postpone progress and prevent completion of the boardwalk and associated tie in work. Currently the associated tie in work is shown as complete in the project CPM schedule. Please consider the above request and respond with any questions or concerns. Feel free to contact me at micah.shultzman@preferredmaterials.com or by phone at 864-444-0149. Thank you for your time and consideration.

Respectfully,



Micah Shultzman
Project Manager

CC: Job File 761015
Jeffrey Andrews, OM APAC
Robert Royal, AM APAC



2017/

A JOINT RESOLUTION OF THE TOWN OF BLUFFTON, THE TOWN OF HILTON HEAD ISLAND, AND BEAUFORT COUNTY, HIGHLIGHTING THE URGENCY OF ADDRESSING CONGESTION ON THE U.S. HIGHWAY 278 GATEWAY CORRIDOR, INCLUDING THE HILTON HEAD BRIDGES

WHEREAS, the oldest of the four exiting bridges, being at the end of its useful life, is being scheduled and funded to be replaced, which triggers an Environmental Assessment that will evaluate the long-term replacement of all the Bridges, including projecting future traffic volumes, evaluating configuration alternatives, developing schedules, and identifying funding alternatives; and

WHEREAS, workforce availability and cost have become major concerns in the Community, due in major part to long commuting times resulting from heavy traffic congestion on the Corridor; and

WHEREAS, current congestion demonstrates that the traffic volume on the Bridges exceeds capacity now, and that anticipated traffic increase will exacerbate this congestion; and

WHEREAS, SCDOT welcomes local participation through an advisory steering group providing local input as the Corridor is the Gateway to Hilton Head Island, a major South Carolina tourism destination; and

WHEREAS, establishing a local advocacy group will be prudent because engaging the community and obtaining their support will be critical to the long-term viability and success of the Corridor; and

WHEREAS, the President has announced an initiative to provide federal funds for high priority infrastructure projects; and

WHEREAS, time is of the essence and it is recognized that maintaining a vibrant Island economy is crucial because it is a major revenue contributor to the County and the State; and

WHEREAS, the Legislative Delegation will be pursuing state and federal funding and it is recognized that Beaufort County may participate financially by seeking voter approval potentially on the November, 2018 General Election ballot.

NOW, THEREFORE, BE IT RESOLVED, that Councils of Beaufort County, the Towns of Bluffton and Hilton Head Island do hereby declare that the current traffic congestion and the projected increases in traffic exceed the capacities of the Bridges, that piecemeal replacement of the Bridges is not practical or effective, that the solution has to be a comprehensive corridor approach including the connecting roads, and further resolve that:

1. A local Steering Group be established to work with SCDOT.
2. A local Advocacy Group be established to engage the Community.
3. The Preliminary Engineering, the first stage of the Environmental Assessment, be completed in a timely manner and within 12 months if possible.

Adopted this ____ day of _____, 2017.

COUNTY COUNCIL OF BEAUFORT COUNTY

By: _____
D. Paul Sommerville, Chairman

APPROVED AS TO FORM:

Thomas J. Keaveny, II County Attorney

ATTEST:

Ashley M. Bennett, Clerk to Council

RESOLUTION 2017 / __

**RESOLUTION AUTHORIZING BEAUFORT COUNTY TO SELF-INSURE
WORKER'S COMPENSATION PROGRAM**

WHEREAS, Beaufort County's Worker's Compensation Program is currently fully insured through the South Carolina Association of Counties; and

WHEREAS, Beaufort County has studied and evaluated the advantages and disadvantages of converting from a Fully-Insured Worker's Compensation Program to a Self-Insured Worker's Compensation Program; and

WHEREAS, a Self-Insured program allows an organization such as Beaufort County to pay its own losses through a combination of self-insured retention, buffer layer coverage and an excess layer of coverage; and

WHEREAS, Beaufort County has concluded that the potential cost savings benefits of a Self-Insured Worker's Compensation Program is considerable; and

WHEREAS, Beaufort County has further concluded, after carefully considering the advantages and disadvantages of both approaches, that it is in the best interest of Beaufort County, its residents and its employees to change from a Fully-Insured Worker's Compensation Program to a Self-Insured Worker's Compensation Program.

NOW, THEREFORE, BE IT RESOLVED, by the County Council of Beaufort County, South Carolina, that effective FY 2018 Beaufort County will self-fund its Worker's Compensation Program and the Beaufort County Administrator is hereby authorized to execute and enter into the agreements necessary to transition to a self-funded plan and to enter into all other ancillary and incidental agreements necessary to implement the self-funded plan as presented by representatives of Arthur J. Gallagher & Co. to the Finance Committee during its meetings of February 6, 2017 and March 6, 2017.

Adopted this ____ day of _____, 2017.

COUNTY COUNCIL OF BEAUFORT COUNTY

By: _____
D. Paul Sommerville, Chairman

APPROVED AS TO FORM:

Thomas J. Keaveny, II County Attorney

ATTEST:

Ashley Bennett, Clerk to Council



COUNTY COUNCIL OF BEAUFORT COUNTY
BEAUFORT COUNTY ENGINEERING DEPARTMENT
104 Industrial Village Road, Building #3, Beaufort, SC 29906
Post Office Drawer 1228, Beaufort, SC 29901-1228
Telephone: 843-255-2700 Facsimile: 843-255-9420

TO: Councilman Jerry Stewart, Chairman, Finance Committee

VIA: Gary Kubic, County Administrator *GKubic*
Josh Gruber, Deputy County Administrator
Alicia Holland, Assistant County Administrator for Finance *AX*
Dave Thomas, Purchasing Director *DT*

FROM: Robert McFee, PE, Division Director for Construction, Engineering & Facilities *Robert McFee*

SUBJ: Beaufort County Boat Landing Dock & Pier Repairs – IFB #020717E

DATE: February 20, 2017

BACKGROUND. As a result of damage from Hurricane Matthew, Beaufort County advertised for competitive bids for repairs at the following 11 County boat landing docks and piers.

Alljoy Boat Landing Dock	Bluffton Public Dock/Pier	Buddy & Zoo Boat Landing Dock
C.C. Haigh Boat Landing Dock	Cross Is. Boat Landing Dock	Daufuskie Is. Boat Landing Dock
Edgar Glenn Boat Landing Dock	H. E. Trask Boat Landing Dock	Sam's Point Boat Landing Dock
Whale Branch Fishing Pier	White Hall Boat Landing Dock	

Attachment #1 provides the scope of work and location address for each facility listed above.

On 2/7/17, one contractor submitted a bid.

Patterson Construction Inc., Beaufort SC	Total Bid:	\$188,996.10
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An analysis of Patterson Construction's bid prices revealed no apparent cause for rejecting their bid. Therefore, Patterson Construction, Inc., is the certified responsible/responsive bidder. Therefore, it is recommended that the subject bid be awarded to Patterson Construction, Inc., in the amount of \$188,996.10. Staff is requesting a 10% project contingency of \$18,900. Total project budget is \$207,896.

AX **FUNDING.** The Engineering Department is requesting that funding be provided from County Local Accommodations Tax (Local A Tax) with an unobligated available fund balance of \$1.5 million at February 15, 2017. Insurance claim for the damages are being processed by the County's Risk Manager and would be applied to the project's expenditures. Additionally, any applicable costs not covered by insurance would be submitted to FEMA for reimbursement.

FOR ACTION. Finance Committee Meeting on March 6, 2017.

RECOMMENDATION. The Finance Committee approve and recommend to County Council approval of:

1) a contract award to Patterson Construction, Inc., for the construction repair of the various docks and piers listed in IFB #020717E in the amount of \$188,996.10 and;

2) the use of Local A Tax for the project budget of \$207,896 which includes a 10% contract contingency.

JRM/AA/mjh

Attachments: 1) Scope of Work and Location Listing
2) Damage Photos

Contract/Dock/PierRepair/FinApp

SCOPE OF WORK – DOCKS & PIER REPAIRS IFB #020717E

1. SCOPE OF WORK

- a. Provide all material, equipment and labor as required to complete the work.
- b. Provide all modifications to the existing docks, piers and boat landings, necessary to complete the repair and/or replacements listed herein.
- c. Along with submission of the proposal form, provide a separate document giving a description of the work at each location. Include quantities, sizes and manufacturers as applicable to accurately described the repairs included in your proposal.
 - i. Exhibit B – Photos of damage. This exhibit shows the general nature of damage to docks and boat landings, but is not intended to be a complete summary of repairs needed.
- d. **Alljoy Boat Landing – May River.**
 - i. Replace missing floats.
- e. **C. C. Haigh Jr. – Mackay Creek.**
 - i. Replace 50' X 12' floating dock and 10' X 12' floating gangway platform.
 1. Design shall be based on internal guides in lieu of existing external guide design.
 - ii. Remove and properly dispose of the existing floating dock and gangway platform.
 - iii. Salvage and reinstall the 70' X 6' aluminum gangway. Clean, modify and/or repair as necessary for a complete installation.
 - iv. Replace missing sections of fixed pier railings. Railing to match existing. Modify and/or repair existing railing sections to provide transition and connection of new railings.
- f. **Cross Island Boat Landing – Broad Creek.**
 - i. Removal of rip rap and geotextile fabric (if present) as required to perform the work.
 - ii. Removal and proper disposal of asphalt where subgrade has failed. Sawcut to the limits of removals.
 - iii. Removal and proper disposal of concrete curb where subgrade has failed and curb has pulled away from asphalt pavement.
 - iv. Re-establish compacted fill suitable for support of new curb and pavement.
 - v. Provide new concrete curb and asphalt pavement.
 - vi. Reinstall geotextile fabric and rip rap along effected slope. Supplement rip rap if necessary for a complete project.
- g. **Daufuskie Island Boat landing – New River.**
 - i. Replace missing transition plate from gangway to floating dock.
 - ii. Repair or replace broken members of dock structure (mid-dock).
 - iii. Re-anchor a bolt were concrete has broken off at transition plate from gangway to fixed pier.
- h. **Edgar Glenn – Chechessee River.**
 - i. Re-level groundout dock at shoreline.
 - ii. Re-attach transition plate from floating to concrete dock.
- i. **H. E. Trask, Sr. – Colleton River.**
 - i. Replace missing end section of floating dock. New section of floating dock to match existing. Modify/repair end section of existing dock to provide transition and connection of new dock section.
 - ii. Repair broken guides on existing sections of dock.
- j. **Sam's Point – Lucy Point Creek**
 - i. Replace missing roller guides.

- ii. Repair (cracked welds) or replace transition plate from fixed to floating dock.

k. **Buddy and Zoo Boat Landing – Station Creek.**

- i. Replace missing floats.
- ii. Repair or replace broken guides.

l. **Steel Bridge Boat Landing – Combahee River. ADDENDUM #1 DELETED**

- i. ~~Replace missing transition plate to floating dock.~~

m. **White Hall Boat Landing – Factory Creek.**

- i. Replace missing floats.

n. **Bluffton Public Dock – May River.**

- i. Replace missing section of railing. Railing to match existing. Modify/repair existing railing sections to provide transition and connection of new railing.

o. **Whale Branch Fishing Pier – Whale Branch.**

- i. Repair washout and rip rap on both sides of embankment.

Date: January 23, 2017

ADDENDUM #1
Beaufort County Docks and Boat Landings Repairs
IFB # 020717E

Scope of Work Modifications

1. Instruction to Bidders and Scope of Work
 - a. **Bluffton Public Dock (May River)**
 - i. Add transition plate from gangway to floating dock.
 - b. **Edgar Glenn (Chechessee River)**
 - i. Omit line item to re-attach transition plate from floating dock to concrete dock. *This work has been completed.*
 - c. **H. E. Trask (Colleton River)**
 - i. Omit first sentence "Replace missing end section of floating dock. New section of floating dock to match existing".
 - ii. End section of floating dock has been located and will be transported by Beaufort County to a location near the dock and anchored. Contractor will repair and refurbish this section of floating dock as necessary to re-attach to existing dock and guide piles.
 - d. **Steel Bridge Boat Landing (Combahee River)**
 - i. Omit line item to replace missing transition plate to floating dock. *This work has been completed. No work at Steel Bridge Boat Landing.*
 - e. **C. C. Haigh Jr. (Mackay Creek)**
 - i. Base bid for new floating dock shall be wood to match previously existing dock. This amount to be shown on page 3 of the bid form along with all other work required at this location.
 - ii. Provide a separate cost for an aluminum floating dock and gangway platform dock. This amount can be expressed as an addition or deduction from the base bid price.
 - iii. Please note small freeboard dimension on this dock to accommodate kayak use.



EXHIBIT "A"

Beaufort County Boat Landings and Docks

IFB #013117E

Description	Address	City
Alljoy Boat Landing - May River	265 Alljoy Road	Bluffton 29910
CC Haigh Jr. Boat Landing - Mackay Creek	1640 Fording Island Road Ext.	Hilton Head Island 29938
Cross Island Boat Landing - Broad Creek	68 Helmsman Way	Hilton Head Island 29938
Daufuskie Island Boat Landing- New River	13 Haig Point Road	Daufuskie Island 29915
Edgar Glen Boat Landing - Chechessee River	305 Okatie Highway	Okatie 29910
HE Trask, Sr. Boat Landing - Colleton River	325 Sawmill Creek Road	Bluffton 29910
Sam's Point Boat Landing - Lucy Point Creek	1009 Sam's Point Road	Beaufort 29907
Buddy & Zoo Boat Landing - Station Creek	40 Station Creek Drive	Beaufort 29920
Steel Bridge Boat Landing - Combahee River	993 Charleston Highway	Seabrook 29940
White Hall Boat Landing - Factory Creek	33 Sea Island Parkway	Beaufort 29907
Bluffton Public Dock - May River	113 Calhoun Street	Bluffton 29910
Whale Branch Fishing Pier - Whale Branch	216 Seabrook Road	Seabrook 29940

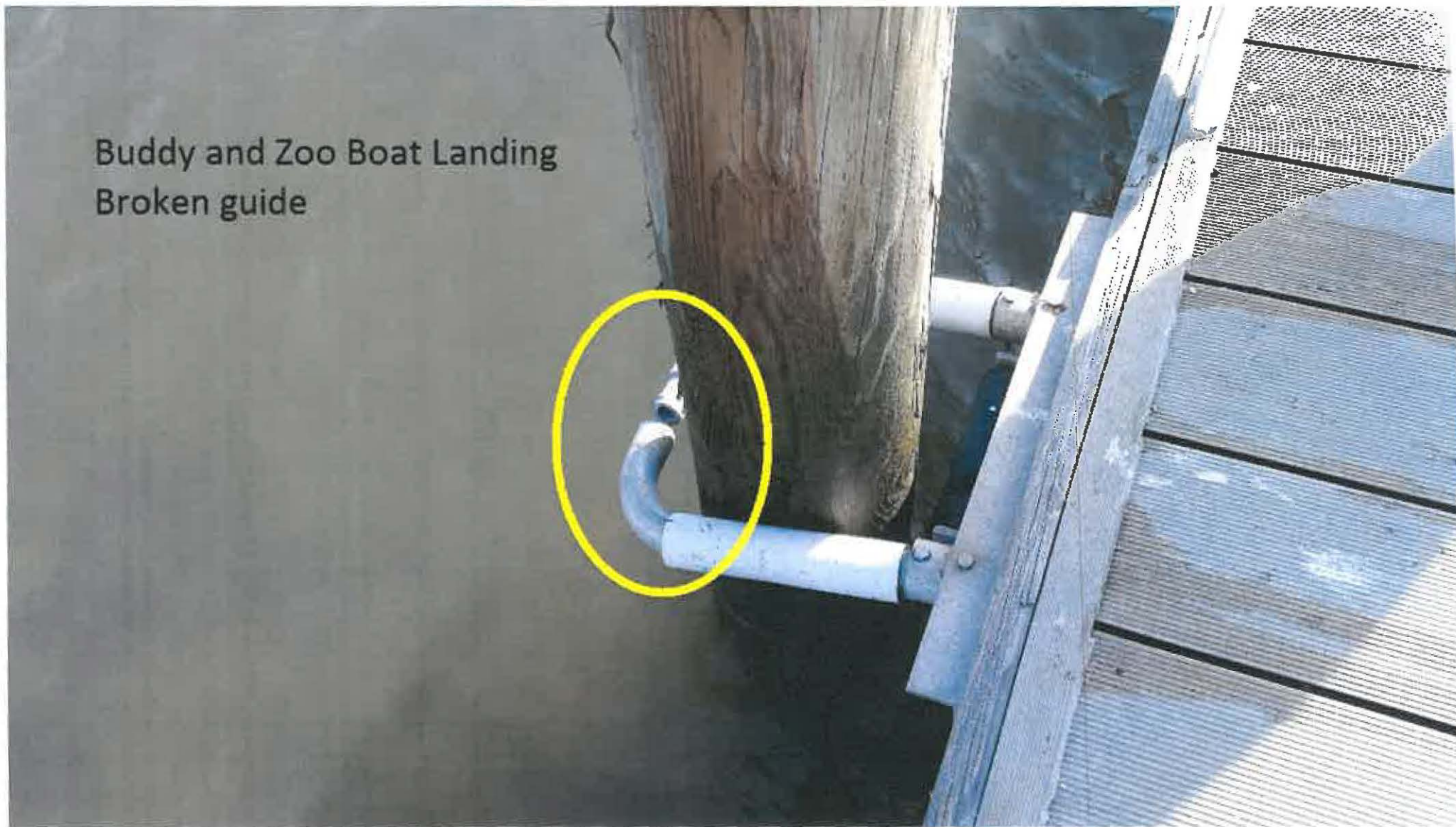
Bluffton Public Dock - Missing rail



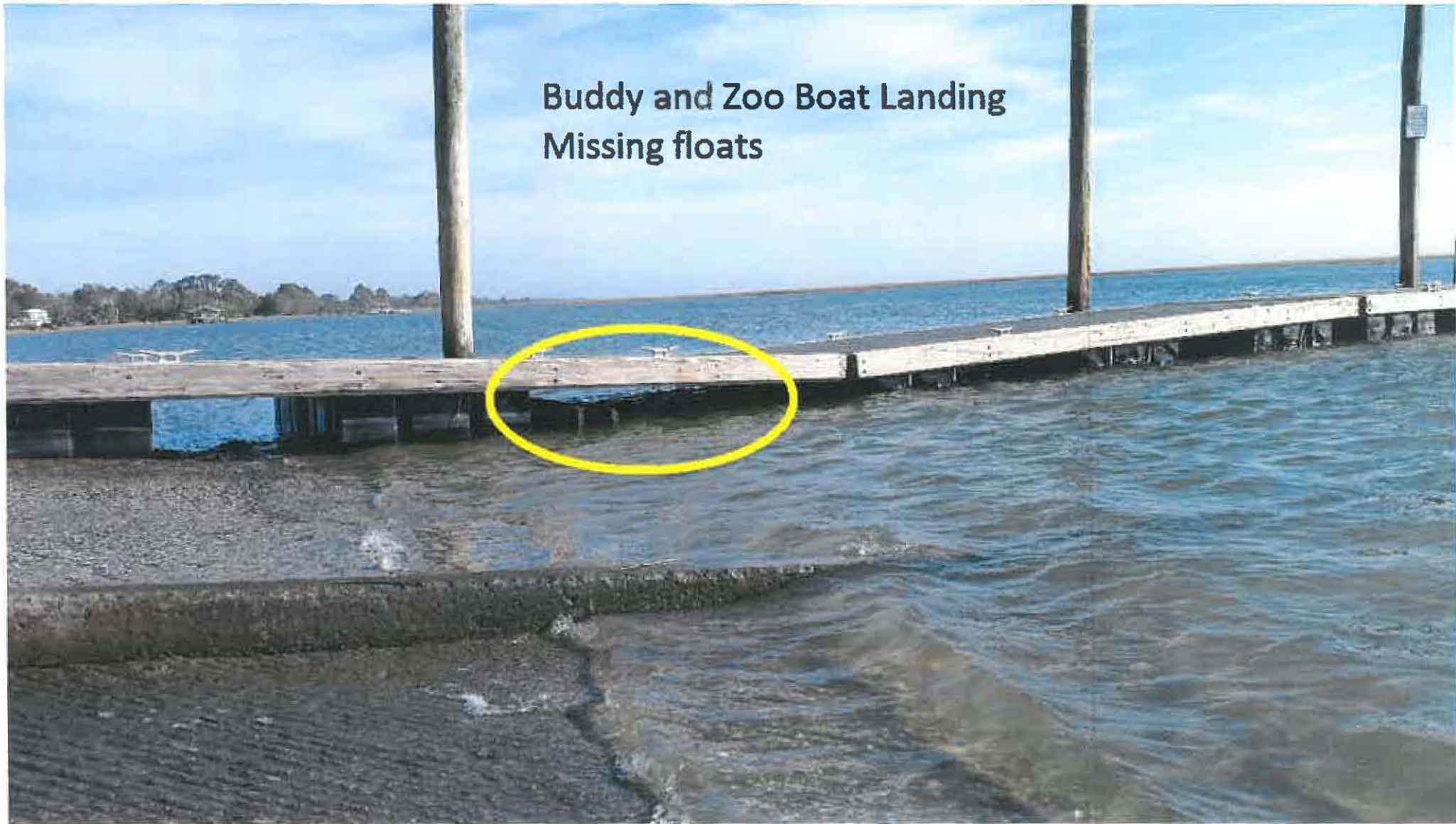
Bluffton Public Dock
Missing rail



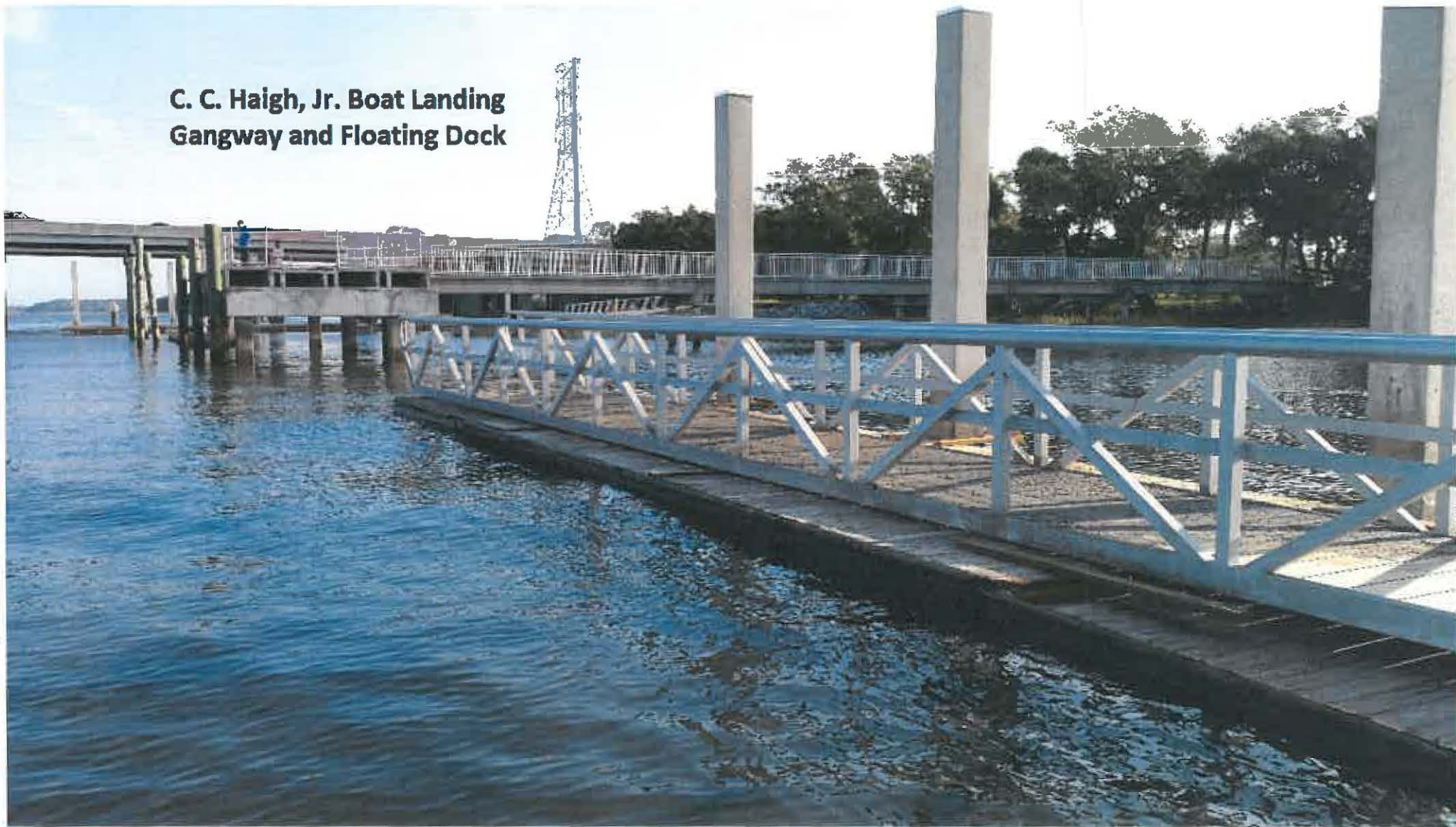
Buddy and Zoo Boat Landing
Broken guide



Buddy and Zoo Boat Landing
Missing floats



**C. C. Haigh, Jr. Boat Landing
Gangway and Floating Dock**



**C. C. Haigh Boat Landing
Missing Railing**



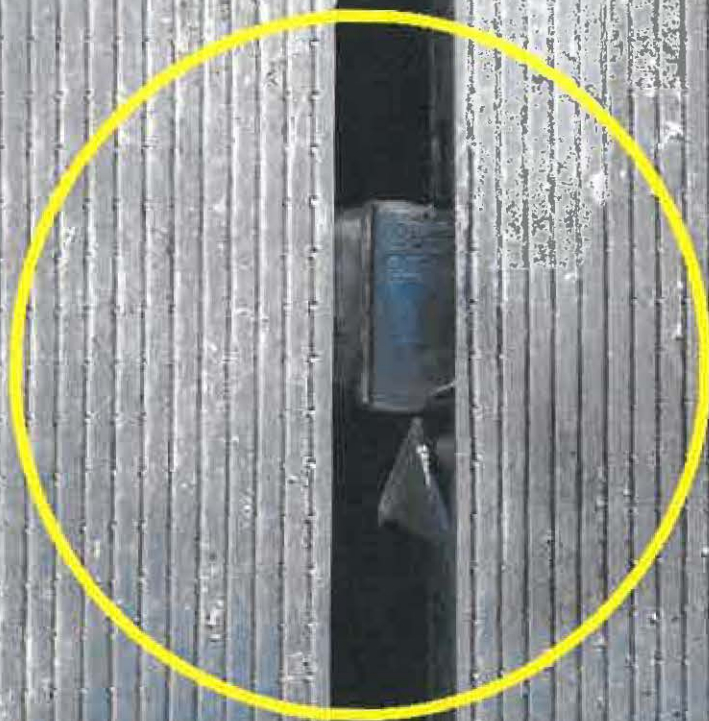
Cross Island Boat Landing
Undermined Pavement



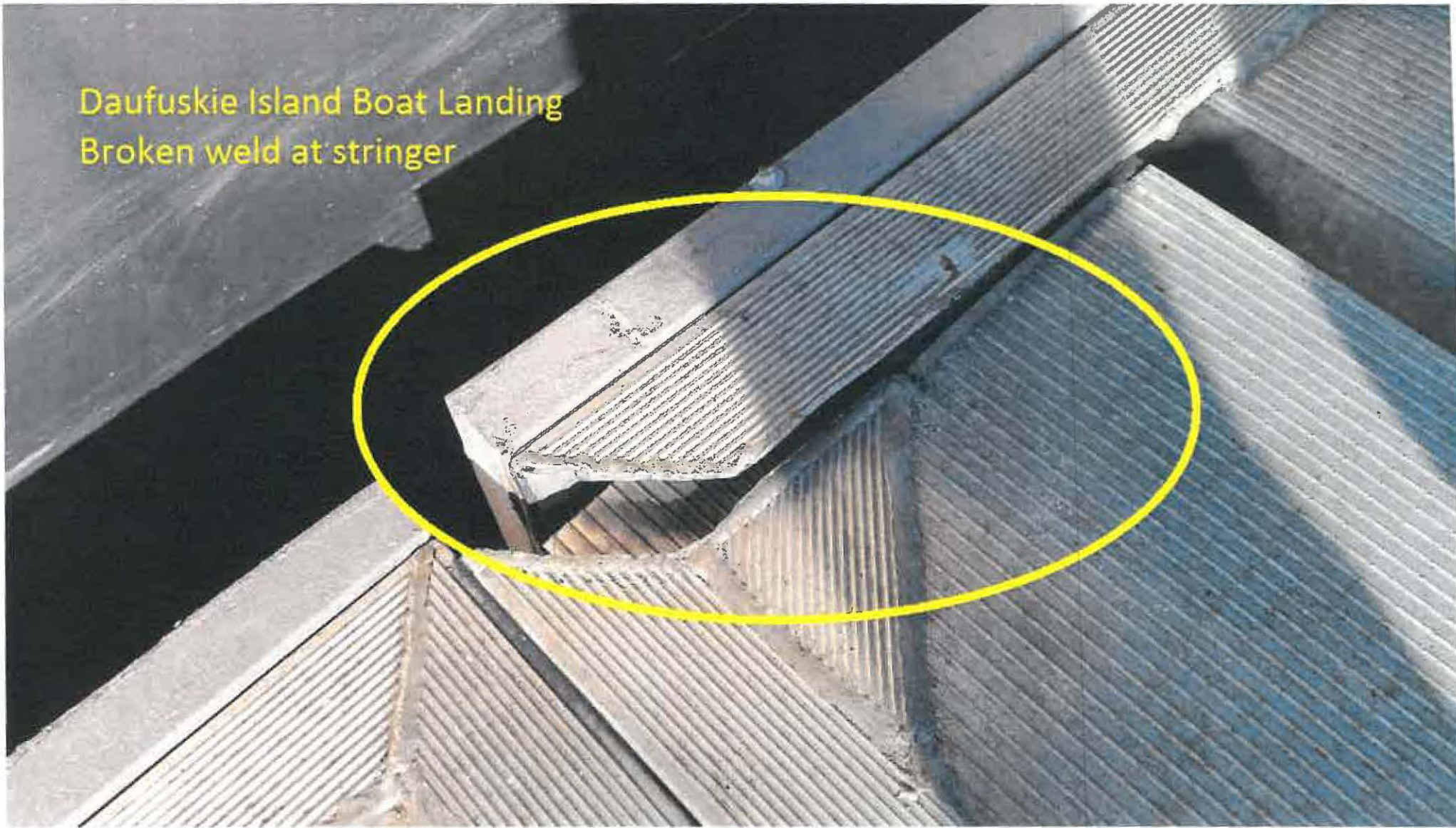
Cross Island Boat Landing
Undermined Curb



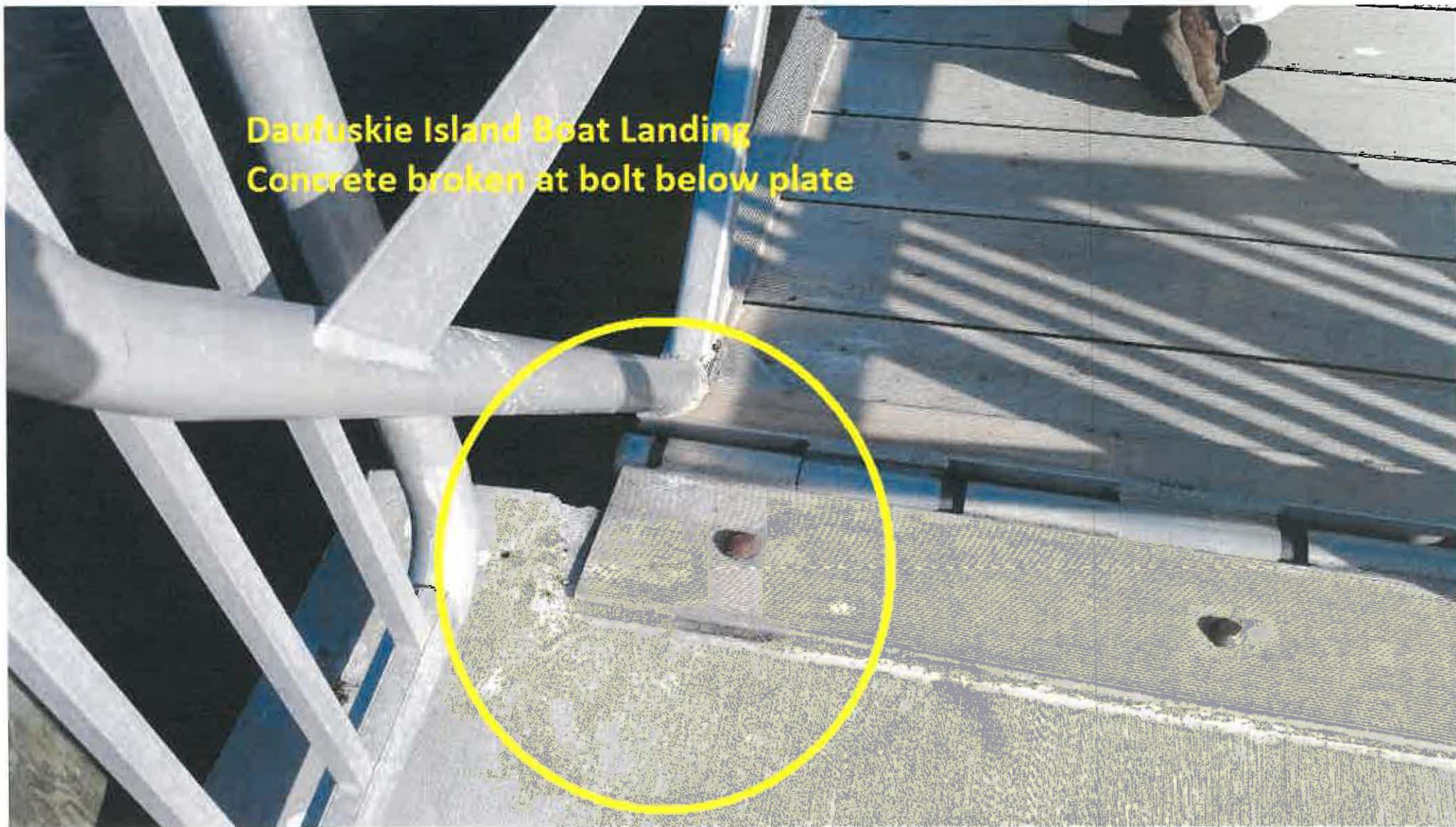
Daufuskie Island Boat Landing
Broken cross member



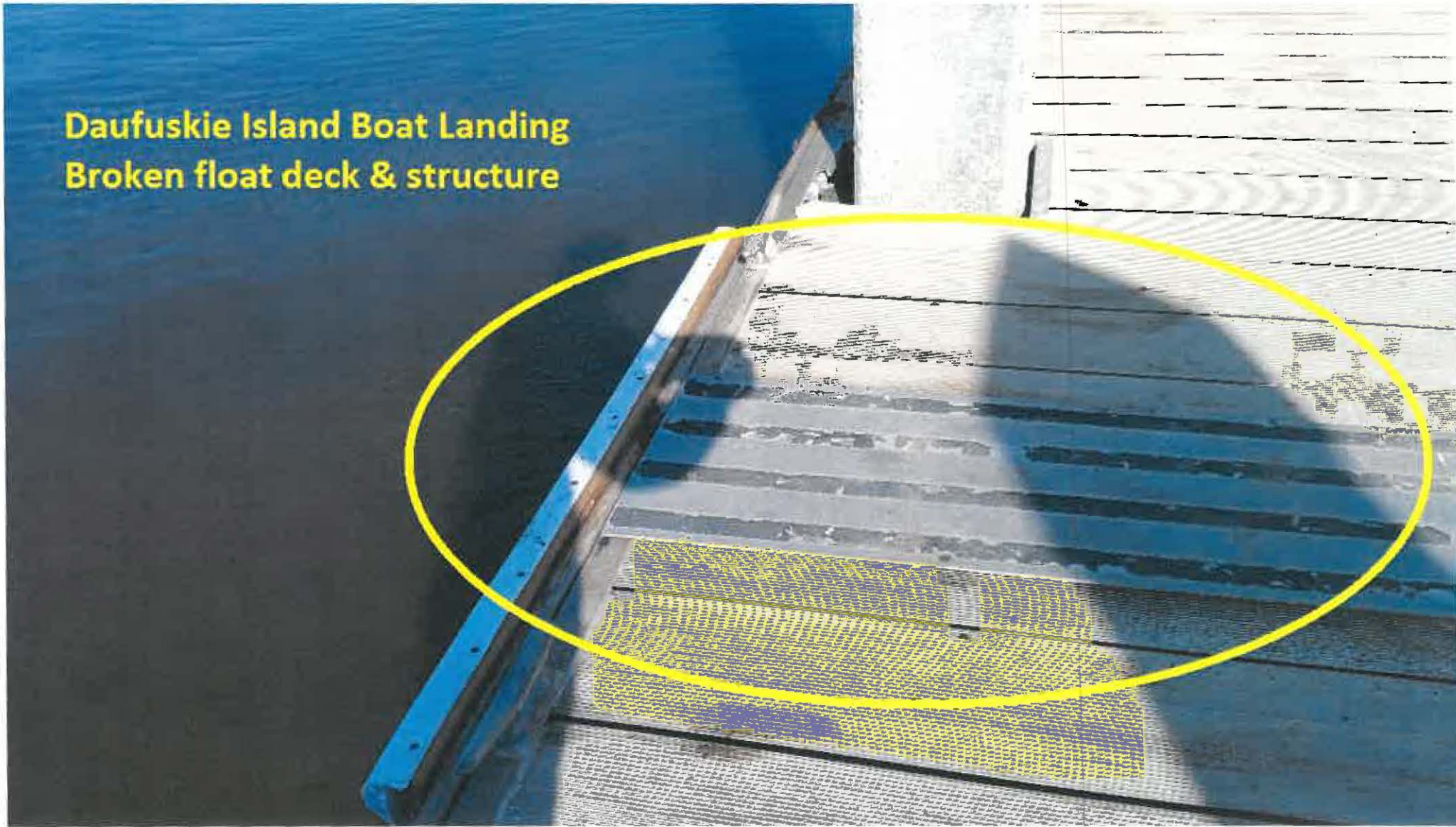
Daufuskie Island Boat Landing
Broken weld at stringer



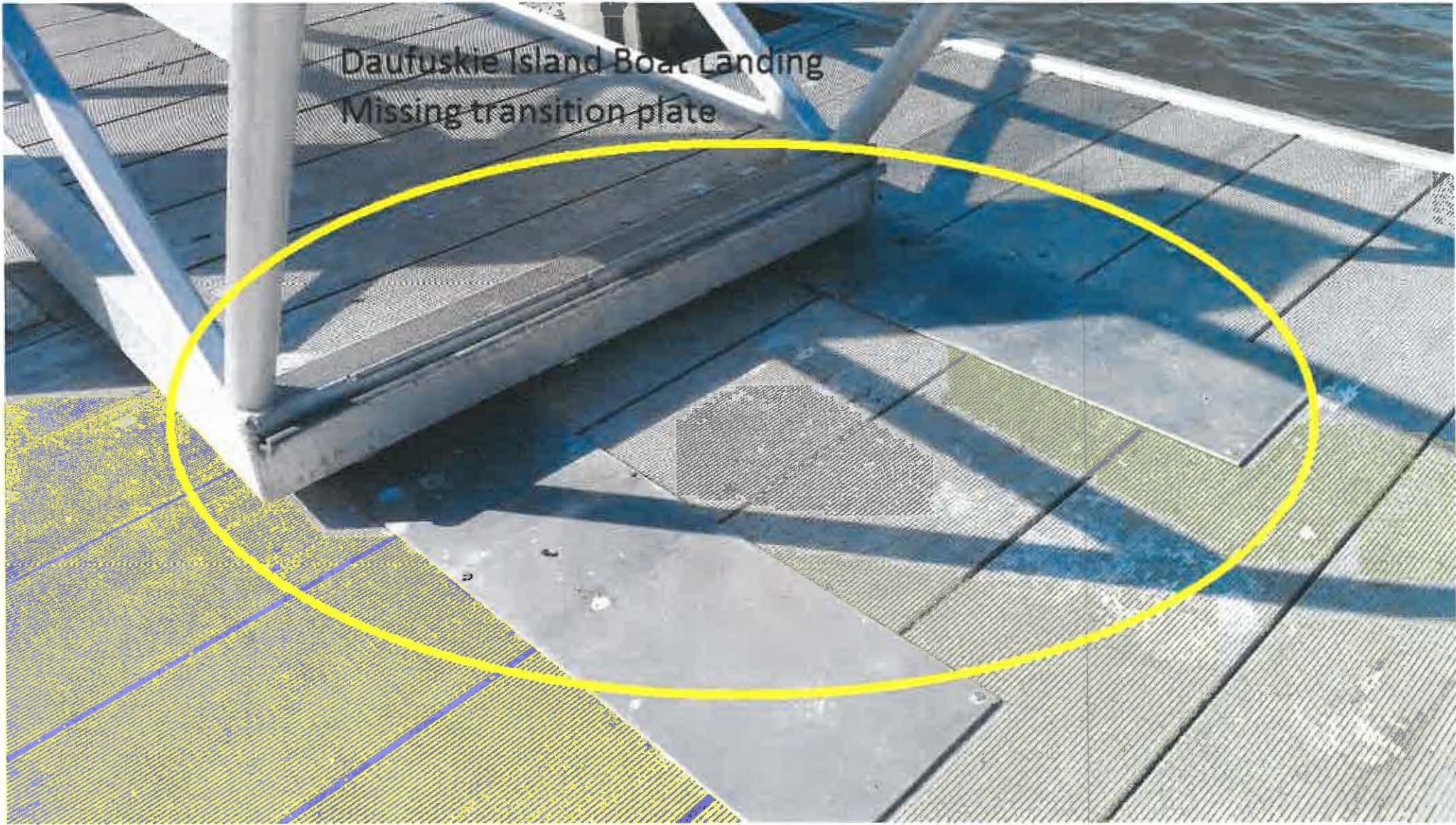
Daufuskie Island Boat Landing
Concrete broken at bolt below plate



Daufuskie Island Boat Landing
Broken float deck & structure



Daufuskie Island Boat Landing
Missing transition plate

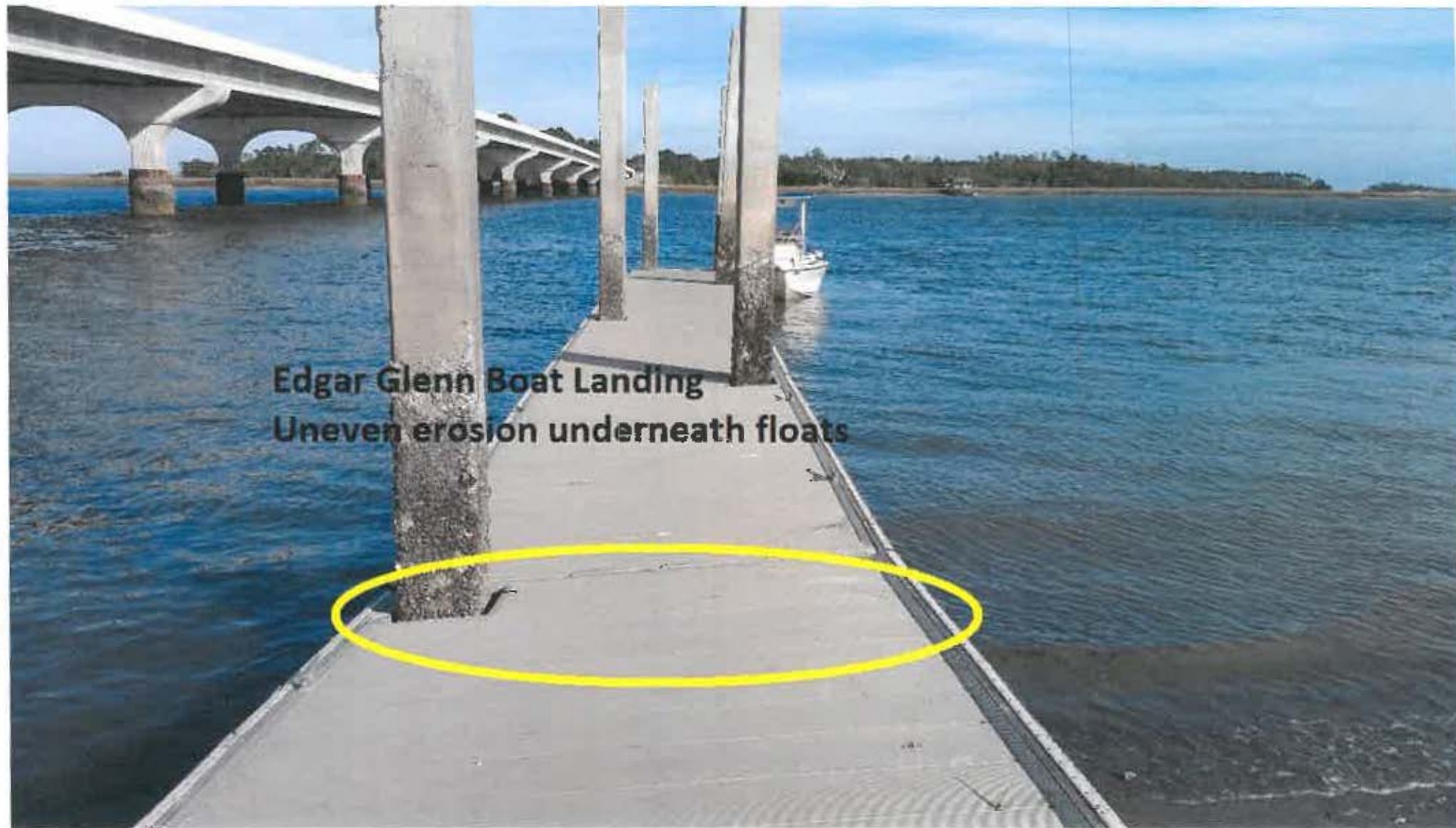


**Edgar Glen Boat Landing
Transition plate relocation**



Edgar Glenn Boat Landing
Broken float



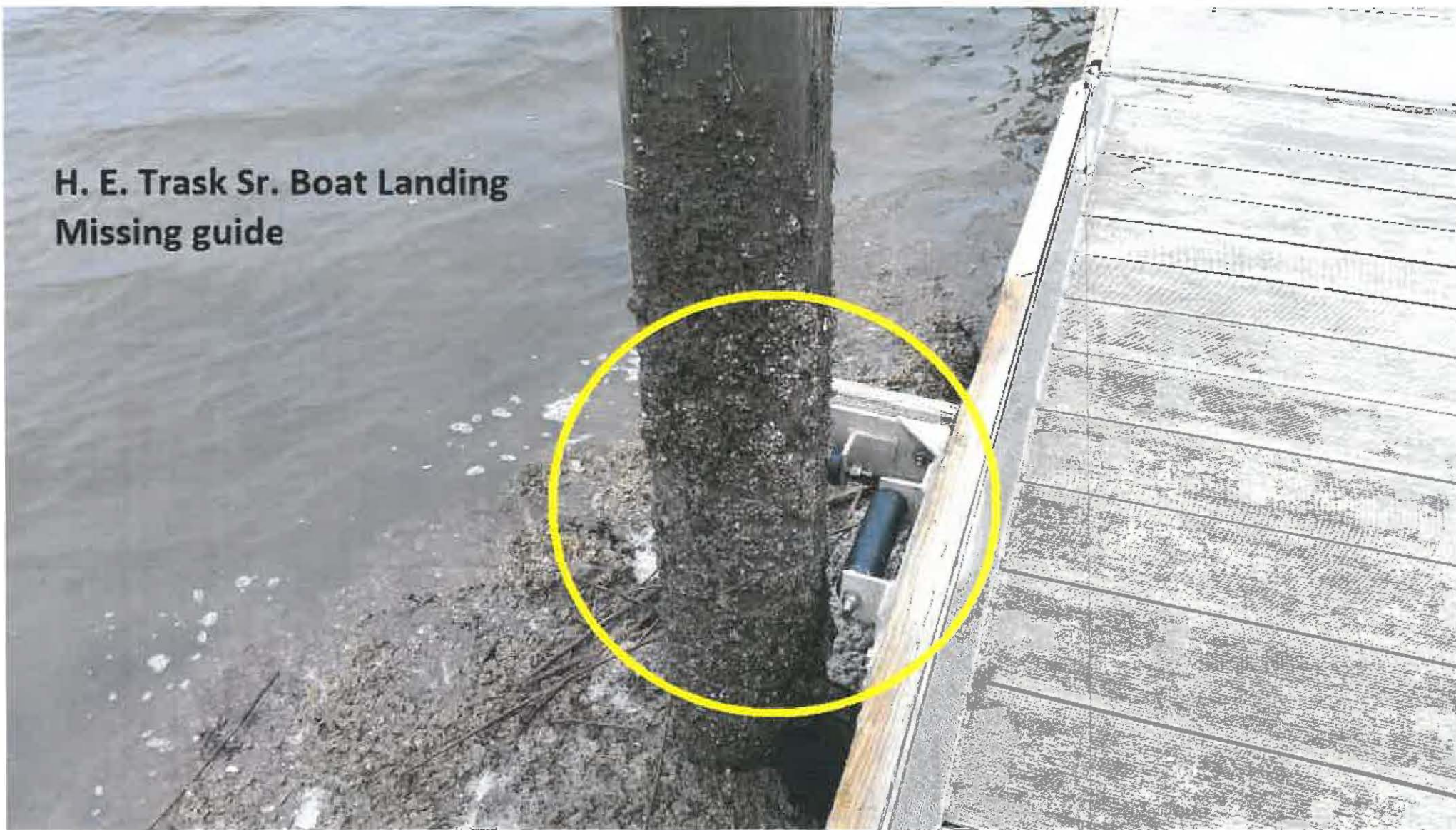


Edgar Glenn Boat Landing
Uneven erosion underneath floats

**H. E. Trask Sr. Boat Landing
Debris removal**



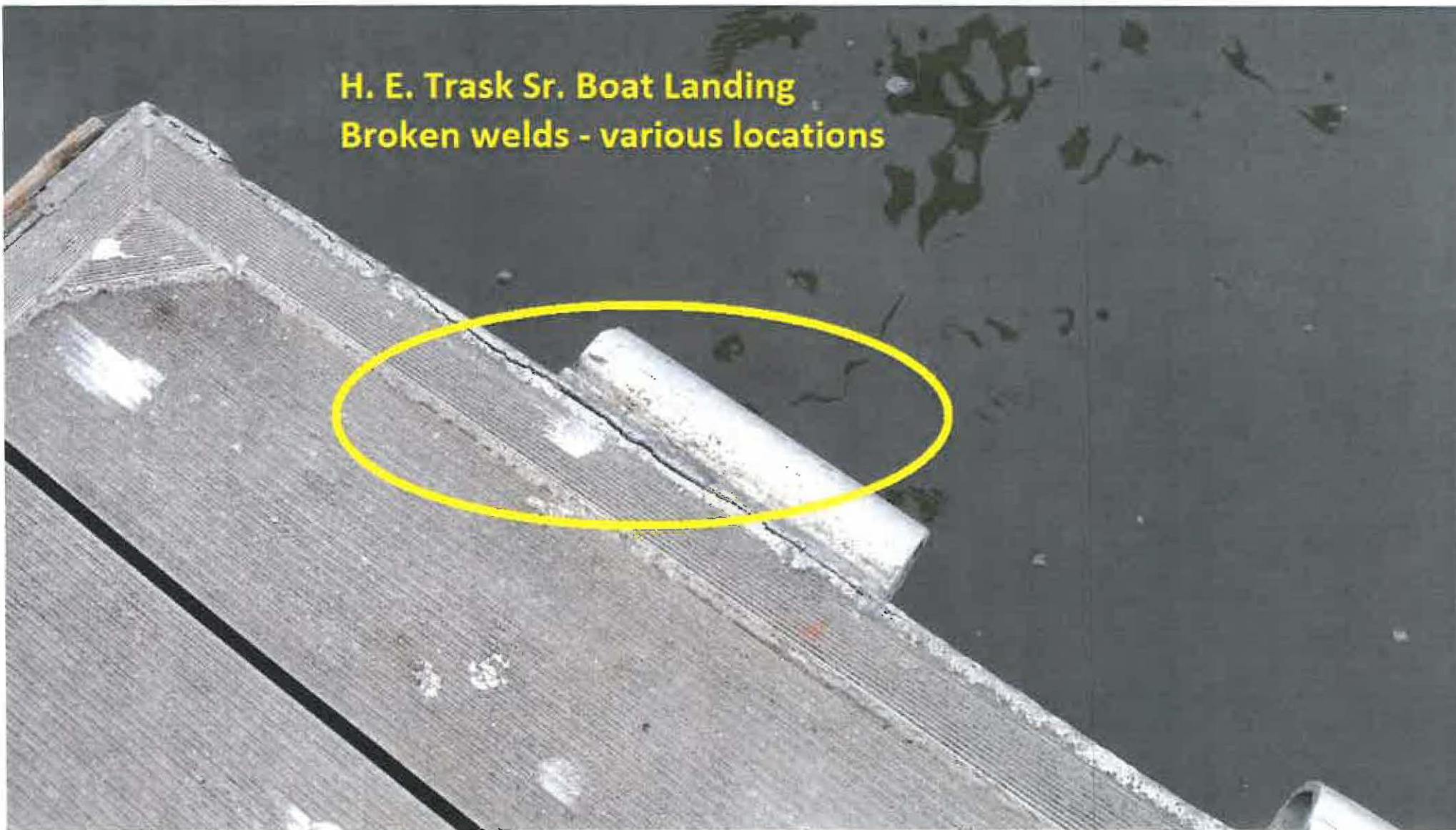
H. E. Trask Sr. Boat Landing
Missing guide



H. E. Trask Sr. Boat Landing
Missing Float Section



H. E. Trask Sr. Boat Landing
Broken welds - various locations



H. E. Trask Sr. Boat Landing
Broken welds - various locations



Sam's Point Boat Landing
Broken roller guides - various locations



Sam's Point Boat Landing
Broken roller guides - various locations



Sam's Point Boat Landing
Broken welds



Whale Branch Fishing Pier Washout



Whale Branch Fishing Pier Washout



Whale Branch Fishing Pier Washout



**White Hall Boat Landing
Missing floats**



ORDINANCE NO. _____

**AN ORDINANCE TO APPROPRIATE \$207,896.00 FROM THE LOCAL (3%)
ACCOMMODATIONS TAX FUND FOR REPAIR OF COUNTY DOCKS AND PIERS**

WHEREAS, County Council is authorized to utilize the Local (3%) Accommodations Tax Fund for certain limited purposes including cultural, recreational or historic facilities and highways, roads, streets, bridges and boat ramps providing access to tourist destinations; and

WHEREAS, as a result of damage from Hurricane Matthew, there is a need for construction repair of County boat landing docks and piers at the following locations: Alljoy Landing, C.C. Haigh Landing, Edgar Glenn Landing, Whale Branch Fishing Pier, Bluffton Dock/Pier, Cross Island Landing, H.E. Trask Landing, White Hall Landing, Buddy & Zoo Landing, Daufuskie Landing, and Sam's Point Landing; and

WHEREAS, on March 6, 2017 Beaufort County Finance Committee recommended approval of a contract award to Patterson Construction, Inc. utilizing fund Local (3%) Accommodations Tax; and

WHEREAS, Beaufort County Code Ordinance Sec. 66-44(b) states "the authorization to utilize any funds from the 'County of Beaufort, South Carolina, Local (3%) Accommodations Tax Account,' shall be by ordinance duly adopted by the County Council"; and

WHEREAS, Beaufort County Council believes that it is in the best interests of its citizens to appropriate \$207,896.00 from the Local (3%) Accommodations Tax Fund for the repair of the above-referenced docks and piers.

NOW, THEREFORE, BE IT ORDAINED BY BEAUFORT COUNTY COUNCIL, that an appropriation of \$207,896.00 be made from the Local (3%) Accommodations Tax Funds to pay for the repair of the above-referenced docks and piers.

DONE this _____ day of _____, 2017.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: _____
D. Paul Sommerville, Chairman

APPROVED AS TO FORM:

Thomas J. Keaveny, II, County Attorney

ATTEST:

Ashley M. Bennett, Clerk to Council

First Reading:

Second Reading:

Public Hearing:

Third and Final Reading:

RESOLUTION 2017 /

A RESOLUTION RECOGNIZING THE IMPORTANCE OF THE F-35 LIGHTNING II JOINT STRIKE FIGHTER PROGRAM TO THE UNITED STATES OF AMERICA, TO SOUTH CAROLINA, AND TO BEAUFORT COUNTY AND TO ENCOURAGE CONGRESSIONAL SUPPORT FOR FULL FUNDING OF THE F-35 LIGHTNING II JOINT STRIKE FIGHTER PROGRAM

Whereas, the F-35 Lightning II Joint Strike Fighter Program is critical to national defense strategy and offers a much needed, fifth-generation stealth fighter aircraft to meet the operational needs of the U.S. Air Force, U.S. Navy, U.S. Marine Corps, and international allies; and

Whereas, threats to our national freedom continue to emerge, demanding the crucial advances in survivability and capability that the F-35 provides. Continuing to lower the costs of F-35 fighters allows for the procurement of a sufficient number of planes, which maximizes economies of scale, minimizes costs, and allows for the ample and timely delivery of the production aircraft to our Armed Forces; and

Whereas, the F-35 provides economic stability to the U.S. and other nations by creating jobs, commerce, security and stability; and

Whereas, in supporting national defense initiatives, South Carolina has a strong and continuing legacy and is home to numerous military bases; and

Whereas, the F-35 has a tremendous impact on jobs and the economy of Beaufort County; and

Whereas, today there are 26 F-35Bs stationed at Marine Corps Air Station (MCAS) Beaufort and 29 are expected by 2020; and

Whereas, Beaufort eventually will be home to a total of 70 F-35Bs, a total of 4 squadrons; and

Whereas, Beaufort is also home to the F-35B Pilot Training Center where the next generation of domestic and international pilots are being trained; and

Whereas, the first class of pilot graduates, with no prior fighter aircraft experience, completed training in February 2017, moving toward an eventual throughput of 60 graduates per year; and

Whereas, the Pilot Training Center is equipped with cutting-edge technology such as electronic classrooms and two five high-fidelity full mission simulators, which prepare pilots for the first flight through mission rehearsals; and

Whereas, the F-35 pilot training program at MCAS Beaufort cements the future of Marine Corps aviation and establishes Beaufort County as the center of excellence for F-35B training, preparing mission-ready Marines; and

Whereas, investing in the technological superiority of our military is a fitting honor to the millions of citizens of South Carolina and the United States who have served our nation by protecting our freedom through military service.

NOW, THEREFORE, BE IT RESOLVED, that Beaufort County Council hereby recognizes the importance of the F-35 Lightning II Program to the United States of America, to South Carolina and to Beaufort County that it embraces and supports the F-35 Lightning II Program and encourages congressional support for full funding of the F-35 Lightning II Joint Strike Fighter Program.

BE IT FURTHER RESOLVED, that this Resolution shall be forwarded to South Carolina's Congressional Delegation to demonstrate and express that Beaufort County Council holds Lockheed Martin and the F-35 Lightning II Program in high regard and recognizes their importance to our national security and economic growth, nationally and locally, to both South Carolina and Beaufort County.

Adopted this _____ day of _____, 2017.

COUNTY COUNCIL OF BEAUFORT COUNTY

By: _____
D. Paul Sommerville, Chairman

APPROVED AS TO FORM:

Thomas J. Keaveny, Staff Attorney

ATTEST:

Ashley M. Bennett, Clerk to Council



COUNTY COUNCIL OF BEAUFORT COUNTY

PURCHASING DEPARTMENT

106 Industrial Village Road, Bldg. 2, Post Office Drawer 1228
Beaufort, South Carolina 29901-1228

David L Thomas, Purchasing Director
dthomas@bcgov.net 843.255.2353

TO: Councilman Stu Rodman, Chairman, Public Facilities Committee

FROM: David L Thomas. CPPO. Purchasing Director

SUBJ: Sole Source Purchase
Request to Purchase a GT-35 Steel Track Brush Cutter from Gyro-Trac Corporation for Public Works Stormwater Department

DATE: 02/27/2017

BACKGROUND:

The Purchasing Department received a request from the Director of Public Works to purchase one new GT-35 Steel Track Brush Cutter from Gyro-Trac Corporation, Summerville, SC, a sole source contract vendor. The new equipment is a replacement for a 1998 model Shinn-System Brush Cutter assigned to the Public Works Department, with over 7,516/hours of operation; parts are getting hard to purchase. The department utilizes the equipment to clear land for work-shelfs, and to mulch trees and vegetation on-site to save on disposal cost. Total cost of \$395,910 includes all discounts, delivery, SC sales tax, manuals, one year of maintenance, operations, and daily maintenance training. Includes free teeth for one year. See the attached quote.

VENDOR INFORMATION:

Gyro-Tech Corporation, Summerville, SC

COST:

\$395,910

☐ Insert Addition Vendor Info.

FUNDING:

Account #50250011-54200; Specialized Capital Equipment. This account has \$450,000 for this purchase.

Funding approved: ☒ Yes By: aholland Date: 02/20/2017

FOR ACTION:

Public Facilities Committee meeting on February 27, 2017

RECOMMENDATION:

The Purchasing Department recommends that the Public Facilities Committee approve and recommend to County Council the contract award of \$395,910 to purchase one new 2017 GT-35 Steel Track Brush Cutter from the aforementioned vendor in support of Public Works operations.

Attachment: RecMemoSteelTrackBrushCutterAttachments 02272017.pdf
1.21 MB

cc: Gary Kubic, County Administrator

Check to override approval: ☒ Overridden by: gkubic

Joshua Gruber, Deputy County Administrator/Special Counsel

Check to override approval: ☐ Overridden by:

Alicia Holland, Assistant County Administrator, Finance

Eric Larson Director, Environmental Engineering Division

Approved: Select... Date:



Override Date: 02/20/2017

Approved: Yes Date: 02/20/2017

Override Date:

Approved: Yes Date: 02/20/2017

Approved: Yes Date: 02/21/2017

Check to override approval:	<input type="checkbox"/>	Overridden by:	<input type="text"/>	Override Date:	<input type="text"/>	 ready for admin:	<input checked="" type="checkbox"/>
			David Wilhelm Director. Public Works Department	Approved:	Yes	Date:	02/21/2017
Check to override approval:	<input checked="" type="checkbox"/>	Overridden by:	elarson	Override Date:	02/21/2017	 ready for admin:	<input checked="" type="checkbox"/>

☒ CC others

After Initial Submission, Use the Save and Close Buttons



QUOTATION

4964

02/16/17

10 Flying Cloud Dr. | Summerville, SC | USA 29483 | Toll Free: 866-800-3900 | sales@gyrotrac.com Fax: 843-879-0218

CUSTOMER Beaufort County Public Works

CUST NO. B-SC2015

BUYER Chad Stanley

BILL TO: Beaufort County Public Works

120 Shanklin Road

Beaufort SC 29906
USA

PURCHASE ORDER NO. Quote for a GT35XP Steel Tr

SALESPERSON omones

SHIP TO: Beaufort County Public Works

120 Shanklin Road

Beaufort SC 29906
USA

ITEM NO.	DESCRIPTION	QUANTITY	RETAIL PRICE	UNIT PRICE	EXTENSION
GT35 Steel Track	GT-35 Steel Track Brush Cutter	1.00	415,000.0000	\$ 373,500.0000	\$ 373,500.00

GT35 Steel Track Brush Cutter, 350 HP Cummins comes with a one year or 1000 hours, whichever occurs first for parts & service warranty

Warranty is one year for parts and service.

Includes Free Teeth for One Year

Includes one year of Maintenance Interval Schedule, 50 hour, 250 hour, 500 hour up to 1000 hours

Maintenance checks includes lubrication, engine oil change, engine fuel filter, hydraulic oil filter, Auxiliary Hydraulic Filter,

Includes Operations and Daily Maintenance Training

Gyro-Trac will delivery the machine to Beaufort County Public Works at no additional charge.

GT28C19	CAMERA	1.00	539.2200
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Sabre Tooth which cuts like a knife, self-cleaning effect clearing tooth for next cut.

Splitter Block point splits the chip into smaller mulch leaving a saw-dust mulch

Controlled Bite – new design with two ribs under tooth.

Takes only ONE bolt to remove and replace a tooth

Nexus Touch Command Control, Danfoss Plus 1 system which reads the pressures for the pumps, rpms & engine codes.

Thank you for allowing me to quote you. Odette	Subtotal	\$ 373,500.00
	Sales Taxes	\$ 22,410.00
	Freight	

TOTAL QUOTE \$ 395,910.00

---PAYMENT DUE UPON RECEIPT---

* All prices are in U.S. Dollars

**All merchandise sold by Gyro-Trac Corporation shall remain the property of Gyro-Trac Corporation until full payment is received.



QUOTATION

4964

02/16/17

10 Flying Cloud Dr. | Summerville, SC | USA 29483 | Toll Free: 866-800-3900 | sales@gyrotrac.com Fax: 843-879-0218

CUSTOMER Beaufort County Public Works

CUST NO. B-SC2015

BUYER Chad Stanley

BILL TO: Beaufort County Public Works

120 Shanklin Road

Beaufort SC 29906
USA

PURCHASE ORDER NO. Quote for a GT35XP Steel Tr

SALESPERSON omones

SHIP TO: Beaufort County Public Works

120 Shanklin Road

Beaufort SC 29906
USA

ITEM NO.	DESCRIPTION	QUANTITY	RETAIL PRICE	UNIT PRICE	EXTENSION
----------	-------------	----------	--------------	------------	-----------

15,000 lb. Winch

Low-Profile Fully Enclosed Forward-Tilt Cab, Comfortable Suspension Seat & Pressurized Cab

Delivery of GT35 Steel Track includes all operators, parts and service manuals.

Subtotal \$ 373,500.00

Sales Taxes \$ 22,410.00

Freight

TOTAL QUOTE \$ 395,910.00

---PAYMENT DUE UPON RECEIPT---

* All prices are in U.S. Dollars

**All merchandise sold by Gyro-Trac Corporation shall remain the property of Gyro-Trac Corporation until full payment is received.



February 7, 2017

VIA EMAIL ONLY

dthomas@bcgov.net

David Thomas
Beaufort County
P O Drawer 1228
Beaufort, SC 29901

Re: Sole Source Vendor for GT-35 Steel Track Brush Cutter

Dear Mr. Thomas,

I am President of Gyro-Trac Corporation. Gyro-Trac is the sole manufacturer and vendor of the GT-35. We distribute this equipment only through direct sales to customers and do not have any authorized dealers or resellers for this Gyro-Trac product.

Thank you for your interest in Gyro-Trac. Please do not hesitate to contact me if you have any questions.

Sincerely,

GYRO-TRAC CORPORATION

A handwritten signature in black ink, appearing to read "Daniel Gaudreault", written over a horizontal line.

Daniel Gaudreault
President

350 HP, Heavy-Duty Mulcher

With a 350-horsepower Cummins Tier III turbo diesel engine, powerful hydraulic pumps & motors and our latest patented Cutter-head technology performance, productivity, and profitability will always be achieved!

Standard Features:

- Low-profile Fully Enclosed Forward-Tilt Cab
- Comfortable Suspension Seat
- Six Exterior Lights
- Electronic System Performance & Diagnostic Center
- 15,000 lb Winch
- Pressurized Cab
- Cutter-head Guide Bar to assist in felling trees
- Controlled Bite Ribs on Cutter-head's Drum for increased productivity
- Exclusive Patented Spiral Pattern on Cutter-head Drum
- Patented Fixed Tooth Planar Style Teeth on Drum

US Pat. No. 7,810,531
CA Pat. No. 2,546,294
All Other Patents Pending

GT-35 STEEL TRACK SPECIFICATIONS*

Machine Dimensions

Overall Length	234" (561 cm)
Overall Width	102 1/4" (260 cm)
Overall Height	119" (302 cm)
Operating Weight	29,500 lbs (10659 kg)
Ground Pressure	3.5 psi (24 kPa)
Ground Clearance	14 1/2" (36.83 cm)

Engine

Make	In-line 6-cylinder, 4-stroke diesel
Model	QSL9
Horsepower	350 hp @ 1900 RPM
Torque	1050 ft lb-ft @ 1500 RPM
Cooling System	Ethylene Glycol/Water
Capacity	12 US gal. (45 liters)
Radiator Normal Operating Temperature	180°F (82°C)
Pressure	16 psi (110 kPa atmosphere)

Fuel Tank

Capacity	97 US gal. (367 liters)
Est. Max Fuel Consumption	18 gal/hr (68 L/hr)

Hydraulic Drive System (Closed Loop)

Hydraulic Tank	44 US gal. (166 liters)
Traction	
Dual Traction Motors	
Dual Traction Pumps	@ 38 gpm ea
Series	H1

Brake & Parking Brake

Positive Hydraulic Multi-disc	Integral to each Drive Motor
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Gear Box

Ratio	1.52:1
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Undercarriage

The undercarriage is designed to fit the GT-35 frame.
It consists of central chassis and two side chassis specifically sized for the GT-35 machine.
The central chassis is flange by means of bolts.

Cab

Steel Construction	
ISO 8082 & CSA B352.0	(Roll Over Protection System) ROPS
ISO 8083 & G608	(Fall Object Protection system) FOPS
ISO 8084	(Operator Protection System) OPS
Forward Tilt Cab Jack	Raised Cab Electric-Motor Pump
Windows	Lexan MR-10
Seat	Adjustable Suspension w/Armrest & Seat Belt
HVAC	3-Speed

TOMA-AX 700HF CUTTER-HEAD

Maximum rpm	25000 rpm
Number of Teeth	30 Fixed
Weight	5180 lbs. (2355 kg)
Dual Rotor Motors	
Rotor Pump	@ 110 gpm
Operating Pressure	6000 psi (41369 kPa)

* Specifications are based on published information at time of publication and are subject to change without notice.

GT-35 Steel Track Brush Cutter, 350 HP, Heavy-Duty Steel Track Mulcher

Exclusive Patented Spiral Pattern on Cutter-head Drum

Patented Fixed Tooth Planar Style Teeth on Drum, wider tooth for better cutting coverage.

Sabre Tooth which cuts like a knife, self-cleaning effect clearing tooth for next cut.

Splitter Block point splits the chip into smaller mulch leaving a saw-dust mulch

Controlled Bite – new design with two ribs under tooth.

Takes only ONE bolt to remove and replace a tooth

Nexus Touch Command Control, Danfoss Plus 1 system which reads the pressures for the pumps, rpms and engine codes.

Low-Profile Fully Enclosed Forward-Tilt Cab

Comfortable Suspension Seat

Six Exterior Lights

Digital Performance & Diagnostic Display Screen

15,000 lb. Winch

Pressurized Cab

Cutter-head Guide Bar to assist in falling trees

Controlled Bite Ribs on Cutter-Head's Drum for increased productivity

ORDINANCE 2017 /

TEXT AMENDMENT TO THE BEAUFORT COUNTY COMMUNITY DEVELOPMENT CODE (CDC): ARTICLE 3, SECTION 3.3.30 NEIGHBORHOOD MIXED USE (C3) ZONE STANDARDS, AND ARTICLE 4, SECTION 4.1.170 MULTI-FAMILY DWELLINGS (TO MODIFY THE REQUIREMENTS FOR MULTI-FAMILY RESIDENTIAL IN THE C3-NEIGHBORHOOD MIXED-USE DISTRICT)

Whereas, amended text is highlighted, text that is underscored shall be added text and text ~~lined through~~ shall be deleted text.

Adopted this _____ day of _____, 2017.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: _____
D. Paul Sommerville, Chairman

APPROVED AS TO FORM:

Thomas J. Keaveny, II, County Attorney

ATTEST:

Ashley Bennett, Clerk to Council

First Reading:
Second Reading:
Public Hearing:
Third and Final Reading:

Article 3, Division 3.3.30

3.3.30 Neighborhood Mixed Use (C3) Zone Standards

A. Purpose

The Neighborhood Mixed Use (C3) Zone provides for high-quality, moderate-density (averaging under three dwelling units per acre) residential development, with denser areas of multi-family and mixed-use development to provide walkability and affordable housing options. The design requirements are intended to provide a suburban character and encourage pedestrian, as well as automobile, access. Open spaces shall be provided in sufficient quantity to ensure an open quality with a predominance of green space. Non-residential uses shall be limited to parcels having access to arterial or collector streets or within a Traditional Community Plan. This Zone provides for the lower densities of areas designated Neighborhood Mixed-Use in the Comprehensive Plan. It is intended to support the development of communities with a diverse range of housing types and uses.

B. Building Placement

Setback (Distance from ROW/Property Line)

Front	30' min. ¹
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Side:

Side, Main Building	10' min.
Side, Ancillary Building	10' min.

Rear	50' min.
------	----------

¹The minimum front setback for mansion apartments in a Multi-family community on internal streets is 15 feet.

Lot Size

Lot Size	10,890 SF min.
Width	70' min.

Minimum Site Area

Single Family and Duplex	10,890 SF
Multi-Family	21,780 SF

Note:

For development within a Traditional Community Plan meeting the requirements of Division 2.3, setback, minimum lot size and minimum site area requirements of the transect zone established and delineated on the regulating plan shall apply.

C. Building Form

Building Height

Single Family and Duplex	2.5 stories max.
Multi-Family	2.5 stories max.
Non-Residential Buildings	2 stories max.
Institutional Buildings	35 feet above grade
Ground Floor Finish Level	No minimum

Multi-Family housing shall utilize the Mansion Apartment Building Type requirements in 5.1.110.

D. Gross Density¹ and Floor Area Ratio

Gross Density

Single Family Detached	2.6 d.u./acre
Single Family Attached/ Duplex	2.6 d.u./acre
Multi-Family Unit	12 d.u./acre, Maximum of 80 dwelling units
Traditional Community Plan	3.5 d.u./acre ²

²Subject to the requirements in Division 2.3

Floor Area Ratio

Non-residential buildings	0.18 max.
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¹Gross Density is the total number of dwelling units on a site divided by the Base Site Area (Division 6.1.40.F)

E. Parking

Required Spaces: Residential Uses

Single-family detached	3 per unit
Single-family attached/duplex	2 per unit
Multi-family units	1.25 per unit
Accessory dwelling unit	1 per unit
Community residence	1 per bedroom
Live/work	2 per unit plus 1 per 300 GSF of work area

Required Spaces: Service or Retail Uses

Retail, offices, services	1 per 300 GSF
Restaurant, Café, Coffee Shop	1 per 150 GSF
Gas station/fuel sales	1 per pump plus requirement for retail
Lodging: Bed and breakfast	2 spaces plus 1 per guest room
Lodging: Inn/hotel	1 per room

For parking requirements for all other allowed uses see Table 5.5.40.B (Parking Space Requirements).

Article 4, Division 4.1.170

- (2) The capacity of all truck route roads to carry traffic from the site to arterial or collector roads is evaluated; and
 - (3) Any sub-standard roads are brought up to adequate standards, both before and after mining activities, as determined by the County Engineer and/or SCDOT.
- b. **Operations Plan.** An operations plan shall identify the specific types of activities that are necessary for successful operation of the use, specific technologies that will be incorporated into the use, potential impacts on adjacent lands and mitigation measures, the size of the operation, the number of employees, and the operating hours of the use.
- c. **End Use Plan.** An end use plan shall be approved that demonstrates after completion of the mining/excavation, the site will be restored. The end use plan shall address the following:
 - (1) The ground surface on the site is restored to a condition permitting one of the following uses: agricultural, residential, recreation, or non-residential.
 - (2) If recreation is identified as the restored use, its management is established in the end use plan.
 - (3) Risks from any sub-surface materials to future restored use(s) is identified and mitigated.
 - (4) If surface water will be present, likely chemical water quality shall be identified.
 - (5) Where permanent water bodies are created as a result of surface mining, littoral shelves and wetland vegetation are encouraged to promote water quality and natural habitat.
6. **Final Excavation Plan.** Where surface water features remain, or a depressed area is created during mining/excavation, a final excavation plan shall be submitted that is consistent with the end use plan and approved as part of the Special Use Permit. The final excavation plan shall demonstrate that sufficient land will remain unexcavated and/or that the excavation will be done in a manner that allows the development to conform to this chapter's requirements without variances.
7. **Escrow Account.** An escrow account or a yearly fee approved by the County Attorney and County Council as part of the Special Use Permit may be required to ensure that there are sufficient funds set aside for restoration.

4.1.170 Multi-Family Dwellings

Multi-family dwellings shall comply with the following:

- A. **Specific to C3 District.** In the C3 District, multi-family ~~dwelling units shall meet the Mansion Apartment building type standards (see Section 5.1.110, Mansion Apartment).~~ uses shall be compatible with surrounding neighborhood character in size, scale, and architecture.
- B. Reserved.

Ordinance 2017 / __

**AN ORDINANCE TO APPROPRIATE \$132,326.00 FROM THE LOCAL (3%)
ACCOMMODATIONS TAX FUND FOR REPAIR/RE-ESTABLISHMENT OF SLOPES
ADJACENT TO MARSHLANDS ON THE SPANISH MOSS TRAIL**

WHEREAS, County Council is authorized to utilize the Local (3%) Accommodations Tax Fund for certain limited purposes including cultural, recreational or historic facilities and highways, roads, streets, bridges and boat ramps providing access to tourist destinations; and

WHEREAS, as a result of damage from Hurricane Matthew, there is a need for construction associated with the repair/re-establishment of slopes adjacent to marshlands at the Spanish Moss Trail Phase 2 between North Street and bridge over Battery Creek; and

WHEREAS, on February 7, 2017 Beaufort County Finance Committee recommended approval of a contract award to Quality Enterprises, USA, Inc. utilizing funds Spanish Moss Trail Phase 2 Account and Local (3%) Accommodations Tax; and

WHEREAS, Beaufort County Code Ordinance Sec. 66-44(b) states “the authorization to utilize any funds from the ‘County of Beaufort, South Carolina, Local (3%) Accommodations Tax Account,’ shall be by ordinance duly adopted by the County Council”; and

WHEREAS, Beaufort County Council believes that it is in the best interests of its citizens to appropriate \$132,326.00 from the Local (3%) Accommodations Tax Fund for the repair/re-establishment of slopes adjacent to marshlands on the Spanish Moss Trail.

NOW, THEREFORE, BE IT ORDAINED by Beaufort County Council that an appropriation of \$132,326.00 be made from the Local (3%) Accommodations Tax Funds to pay for the repair/re-establishment of slopes adjacent to marshlands on the Spanish Moss Trail.

Adopted this ____ day of ____, 2017.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: _____
D. Paul Sommerville, Chairman

APPROVED AS TO FORM:

Thomas J. Keaveny, II, County Attorney

ATTEST:

Ashley M. Bennett, Clerk to Council

First Reading: February 20, 2017

Second Reading:

Public Hearing:

Third and Final Reading:

ORDINANCE 2017 / __

AN ORDINANCE TO APPROPRIATE \$250,000.00 FROM THE 2% HOSPITALITY TAX FUND TO FOR PINCKNEY ISLAND ACCESS DESIGN SERVICES

WHEREAS, County Council is authorized to utilize the 2% Hospitality Tax Fund for certain limited purposes, including tourism – related cultural, recreational or historic facilities; and

WHEREAS, Beaufort County Code Ordinance Sec. 66-534(b) states “the authorization to utilize any funds from the ‘County of Beaufort, South Carolina, Hospitality Tax Account,’ shall be by ordinance duly adopted by the County Council”; and

WHEREAS, the Pinckney Island National Wildlife Refuge consists of 4.052 acres on Pinckney Island and the only access point to the island is its intersection with U.S. Highway 278; and

WHEREAS, the annual visitation to the refuge is almost 200,000 visitors per year and the traffic on U.S. Highway 278 exceeds 55,000 vehicles per day travelling at the posted speed limit of 55 mph; and

WHEREAS, the volume of vehicles combined with the speed makes entry to and exit from the refuge difficult and unsafe; and

WHEREAS, Beaufort County Council believes that it is in the best interests of its citizens to appropriate \$250,000.00 from the 2% Hospitality Tax Fund to finalize environmental permitting, provide agency coordination, engineering design and construction documents for the Pinckney Island National Wildlife Refuge access at U.S. Highway 278.

NOW, THEREFORE, BE IT ORDAINED by Beaufort County Council, duly assembled, hereby appropriates \$250,000.00 from the 2% Hospitality Tax for the Pinckney Island Access Design Services.

Adopted this ____ day of ____, 2017.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: _____
D. Paul Sommerville, Chairman

APPROVED AS TO FORM:

Thomas J. Keaveny, II, County Attorney

ATTEST:

Ashley M. Bennett, Clerk to Council

First Reading: February 20, 2017

Second Reading:

Public Hearing:

Third and Final Reading:

ORDINANCE 2017 / __

AN ORDINANCE TO RATIFY CERTAIN ACTIONS OF THE BEAUFORT COUNTY
COUNCIL AND TO UPDATE CHAPTER 18 OF ARTICLE III
(BUSINESS AND PROFESSIONAL LICENSE)

WHEREAS, on May 22, 2014 Beaufort County Council Adopted Ordinance No. 2014/11 to adopt the National American Industry Classification System as promulgated by the Office of Management and Budget and published in the Federal Register; and

WHEREAS, certain SIC Codes remain within the body of the ordinance; and

WHEREAS, in order to provide a clear and accurate legislative record, it is deemed appropriate and necessary to affirm the actions of Beaufort County Council Committees thereby curing any perceived scrivener's errors.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF BEAUFORT COUNTY, SOUTH CAROLINA; AND IT IS HEREBY ORDERED ORDAINED BY AND UNDER THE AUTHORITY OF THE SAID COUNTY COUNCIL, AS FOLLOWS:

NOTE: **Underlined and boldface typed** portions indicate additions to the County Code. ~~Stricken~~ portions indicate deletions to the County Code.

Sec. 18-46. - Purpose.

The business license levied by this article is for the purpose of providing such regulation as may be required by the business subject thereto and for the purpose of raising revenue to provide ad valorem tax relief. Each license shall be issued for one calendar year beginning on January 1 and shall expire on December 31; this time period shall be considered a license year. The provisions of this article and the rates herein shall remain in effect from year to year as amended by Beaufort County Council.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-47. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Business means a calling, occupation, profession or activity engaged in with the object of gain, benefit or advantage, either directly or indirectly. In addition to the above-described activities constituting doing business in the county, an individual shall be deemed to be in business if that individual owns and rents two or more residential rental units (or partial interest therein) within the county, excluding the municipalities therein. This applies to both short-term and long-term rentals.

Charitable purpose means benevolent, philanthropic, patriotic, or eleemosynary purpose which does not result in personal gain to a sponsor, organizer, officer, director, trustee or person with ultimate control of the organization. Charitable organization shall be deemed a business subject to a license tax unless the entire net proceeds of its operation, after necessary expenses, are devoted to charitable purposes. Compensation in any form to a sponsor, organizer, officer, director, trustee or person with ultimate control of the organization shall not be deemed a necessary operating expense.

Classification means that division of businesses by major groups subject to the same license rate, as determined by a calculated index of ability to pay based on national averages, benefits, equalization of tax burden, relationship of services, or other basis deemed appropriate by county council.

County means the County of Beaufort, South Carolina.

Gross receipts means the total revenue of a business, received or accrued, for one calendar or fiscal year collected or to be collected by the businesses, excepting income from business done wholly outside of the unincorporated area of the county and fully reported to a municipality or other county. The term "gross receipts" means the value proceeding or accruing from the sale of tangible business personal property, including merchandise and commodities of any kind and character and all receipts, by the reason of any business engaged in, including interest, dividends, discounts, rentals of real estate or royalties, without deduction on the account of the cost of the property sold, the cost of the materials used, labor or service cost, interest paid, or any other expenses whatsoever and without any deductions on account of losses. Gross income for business license purposes, may be verified by inspection of returns filed with the Internal Revenue Service, the South Carolina Department of Revenue, the South Carolina Insurance Commission, or other government agency. In case of brokers or agents, gross income means commissions received or retained, unless otherwise specified. Gross income for insurance companies means gross premiums collected. Gross income for business license tax purposes shall include the value of bartered goods and/or trade-in merchandise.

License official means the county employee, or other individuals, designated by the county administrator to perform the duties set forth in this article.

Person means any individual, firm, partnership, LLP, LLC, cooperative nonprofit membership, corporation, joint venture, association, estate, trust, business trust, receiver, syndicate, holding company or other group or combination acting as a unit, in the singular or plural, and the agent or employee having charge or control of a business in the absence of the principals.

Wholesaler means a business where the product the business sells is to be resold (retailed); where the supplier is truly a wholesaler, a business license is not required, however, if a warehouse or place of business is maintained in the county, or if a product is sold to an end user, its ultimate customer, a business license is required. Therefore, paper goods distributors who sell supplies to hotels and building supply distributors who sell to contractors or owners for buildings under construction are required to obtain a business license. Such distributors' customers are the end users of the products.

([Ord. No. 2014/11, 5-12-2014](#))

Cross reference— Definitions generally, § 1-2.

Sec. 18-48. - Administration.

The license official shall administer the provisions of this article, collect license taxes, issue licenses, make or initiate investigations and audits to ensure compliance, initiate denial or revocation procedures, report violators to code enforcement, produce forms, make reasonable regulations relating to the administration of this article, and perform such other duties as may be assigned by the county administrator.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-49. - Violations.

Any persons violating any provision of this article shall be deemed guilty of an offense and subject to a fine of up to \$500.00 or imprisonment for not more than 30 days or both, upon conviction. Each day of violation shall be considered a separate offense. Punishment for violation shall not relieve the offender of liability for delinquent taxes, penalties and costs provided for in this article.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-50. - License required.

Every person engaged or intending to engage in any calling, business, occupation or profession whether listed in the rate classification index or not, shall register the business and make application for a business license and will be required to pay an annual license tax and obtain a business license as provided in this article. A new business shall be required to have a business license prior to operation within the county.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-51. - License tax.

- (a) The required license tax shall be paid for each business subject to this article according to the applicable rate classification on or before May 31 in each year, except for those businesses in Rate Class 8 for which a different due date is specified.
- (b) A separate license shall be required for each place of business and for each classification of business conducted at one place. If gross income cannot be separated for classifications at one location, the license tax shall be computed on the combined gross income for the classification requiring the highest rate.
- (c) A license tax based on gross income shall be computed on the gross income for the preceding calendar or fiscal year, and on a 12-month projected income based on the monthly average for a business in operation for less than one year. The tax for a new business shall be computed on the estimated probable gross income stated in the license application for the balance of the calendar year. No refund shall be made for a business that is discontinued, annexed into a municipality or has rendered an overpayment of a prior year license tax.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-52. - Effective date.

The business license tax shall be implemented on an annual basis for calendar year 2000 and all subsequent years. The required due date for the payment of all taxes and the display of license for calendar year 2000 shall be May 31, 2000. In all subsequent years the due date shall be as specified in section 18-53.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-53. - Registration required.

- (a) The owner, agent or legal representative of every business subject to this article, whether listed in the classification index or not, shall register the business and make application for a business license on or before May 31 of each year, except that a new business shall be required to have a business license prior to operation within the county. A license for a bar must be issued in the name of the individual who has been issued a state ABC license and will have actual control and management of the business.
- (b) Application shall be on a form provided by the license official which shall contain the social security number and/or the federal identification number, the South Carolina Retail License Number (if applicable), the business name as reported on the state income tax return, and all other information about the applicant and the business deemed necessary to carry out the purposes of this article by

the license official. Applicants may be required to submit copies of state and federal income tax returns reflecting gross income figures.

- (c) The applicant shall certify under oath that the information given in the application is true, that the gross income is accurately reported, or estimated for a new business, without any unauthorized deductions, and that all assessments and personal property taxes on business property due and payable to the county have been paid.
- (d) Insurance agents and brokers shall report the name of each insurance company for which a policy was issued and the total premiums collected for each company for each type of insurance coverage on a form approved by the license official. An insurance agent not employed by an insurance company, or employed by more than one company, shall be licensed as a broker.
- (e) Every business, which either acts as an agent, broker or representative for any other person or has contractual arrangements with persons who are acting as independent contractors for it shall supply the following information: name, address, telephone number and estimated payments or premiums due to that person. Such information shall be supplied upon the request of the license official and shall be a condition precedent to obtaining the license required under this article.
- (f) Elimination of commercial waste. On the business license application form, each business shall fully disclose its method of solid waste handling and shall present proof of such solid waste disposal before a license is granted.
- (g) No business license shall be issued until the applicant first submits documents necessary to establish compliance with Beaufort County Zoning Ordinance, Building Code, and other regulatory codes as adopted by Beaufort County Council.
- (h) Any person desiring to peddle goods anywhere in unincorporated Beaufort County must first meet all regulations pursuant to the provisions of S.C. Code 1976, § 40-41-10 and are also subject to being in compliance with the zoning and building codes.
- (i) Miscellaneous sales (antique malls, flea markets or leased space sales). Any person leasing space for the sale of merchandise from an established business shall be required to have a business license, whether or not the sales are made through a central cash register. Furthermore, it shall be the responsibility of the leasor of the spaces to advise the business license office of persons leasing space.
- (j) Beaufort County shall not grant a business license to any applicant for a use identified in section 106-1098 of and regulated by section 106-1281 of Beaufort County's Zoning Development Standards Ordinance if such use shall be located within 500 feet of a residence, church, school or day care center.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-54. - Deductions and exemptions.

- (a) No deductions from gross income shall be made, except income from business done wholly outside of the county jurisdiction on which a license tax is paid to another county or a municipality, or income which cannot be taxed pursuant to state law. The applicant shall have the burden to establish the right to a deduction by satisfactory records and proof. No person shall be exempt from the requirements of this article by reason of the lack of an established place of business within the county, unless exempted by state or federal law. The license official shall determine the appropriate classification and licensing for each business. No person shall be exempt from this article by reason of the payment of any other tax, unless exempted by state law, and no person shall be relieved of the liability for the payment of any other tax by reason of the application of this article.
- (b) The provisions of this article shall not extended to those businesses which are contained within NAICS Major Business ~~Group 04: agriculture production; crops, or Group 02: agriculture production; livestock and animal specialties, or Group 08: forestry, or Group 09: fishing,~~ nor shall it apply to the

manufacture or sale of sea island grass products, but shall extend and apply to vendors of every other class and kind of goods.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-55. - False application unlawful.

It shall be unlawful for any person subject to the provisions of this article to make a false application for a business license, or to give or file, or direct the giving or filing, of any false information with respect to the license or tax required by this article.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-56. - Display and transfer.

- (a) All persons shall display the license issued to them under this article on the original form provided by the license official, in a conspicuous place, in the business establishment, at the address shown on the license. A transient or nonresident shall carry the license upon his person or in a vehicle used in the business readily available for inspection by any authorized agent of the county.
- (b) A change of address must be reported to the license official within ten days after removal of the business to a new location, and the license will be valid at the new address upon written notification of the license official and compliance with zoning and building codes. Failure to obtain the approval of the license official for a change of address shall invalidate the license and subject the licensee to prosecution for doing business without a license. A business license shall not be transferable, and a transfer of ownership shall be considered a termination of the old business and the establishment of a new business requiring a new business license, based on old business income.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-57. - Inspections and audits.

- (a) For the purpose of enforcing the provisions of this article the license official or other authorized agent of the county is empowered to enter upon the premises of any person subject to this article to make inspections and examine and audit books and records. It shall be unlawful for any person to fail or refuse to make available the necessary books and records. during normal business hours with 24 hours' prior written notice. If an audit or inspection reveals that false information has been filed by the licensee, the costs of the audit shall be added to the correct license tax and late penalties in addition to other penalties provided in this article. Each day of failure to pay the proper amount of license tax shall constitute a separate offense.
- (b) The license official may make random inspections of any businesses within the county to insure compliance with this article. Records of inspections and audits shall not be deemed public records. The license official shall not release the reported gross income of any person by name without permission of the licensee, provided that statistics compiled by classifications may be made public.
- (c) The license official, upon approval of the county administrator, may disclose gross income of licenses to the Internal Revenue Service, South Carolina Department of Revenue, Beaufort County Tax Appraiser and other county and municipal business license offices for the purpose of assisting tax assessments, tax collections and enforcement of the business license. Such disclosures shall be for internal, confidential and official use by these governmental agencies and shall not be deemed public records.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-58. - Assessments.

- (a) When any person shall have failed to obtain a business license or to furnish the information required by this article or the license official, the license official shall proceed to examine the records of the business or any other available records as may be appropriate and to conduct investigations and statistical surveys as he/she may deem appropriate to assess a license tax and penalties as provided in this article.
- (b) A notice of assessment shall be served by certified mail and any application for adjustment of the assessment may be made to the license official within five days after the notice is mailed or the assessment will become final. The license official shall establish by regulation the procedure for hearing an application for adjustment of assessment and issuing a notice of final assessment.
- (c) A final assessment may be appealed to county council only by payment in full of the assessment under protest within five days and the filing of written notice of appeal within ten days after payment pursuant to the provisions of this article relating to appeals to county council. With regard to assessments of insurance companies and brokers for nonadmitted insurance companies, the state association of counties is designated as the exclusive agent of the county and is empowered to utilize all procedures and actions authorized by ordinance or state law.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-59. - Delinquent license taxes.

For nonpayment of all or any part of the correct license tax under this article, the license official shall levy and collect a late penalty of five percent of the unpaid tax for each month or portion thereof after the due date until paid. If any license tax shall remain unpaid for 60 days after its due date, the license official shall issue an execution which shall constitute a lien upon the property of the licensee for the tax, penalties and cost of collection, and shall proceed to collect in the same manner as prescribed by law for the collection of other taxes. Upon identification of a delinquent account the director of business license or his/her designee has the authority to establish payment plans, revenue procedures, and reduce or waive penalties based upon the revenue procedures as adopted with this amendment.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-60. - Notices.

The license official may but shall not be required to serve or mail written notices that license taxes under this article are due, but he shall publish a notice of the due date in a newspaper of general circulation within the county three times prior to the due date in each year. With regard to providing notice to insurance companies and brokers for nonadmitted insurance companies that license taxes are due, the South Carolina State Association of Counties is designated as the exclusive agent of the county and is empowered to utilize all procedures and actions authorized by ordinance or state law. Failure to receive notice shall not constitute a defense to prosecution for failure to pay the tax due or grounds for waiver of penalties.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-61. - Denial of license.

The license official shall deny a license under this article to an applicant when the application is incomplete, contains a misrepresentation, false or misleading statement, evasion or suppression of a material fact, does not comply with all other applicable county ordinances, or when the activity for which a

license is sought is unlawful or constitutes a public nuisance. A decision of the license official shall be subject to appeal to county council as provided in this article. Denial shall be written with reasons stated.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-62. - Suspension or revocation of license.

When the license official determines that:

- (1) A license has been mistakenly or improperly issued or issued contrary to law;
- (2) A licensee has breached any condition upon which the license was issued or has failed to comply with the provisions of this article;
- (3) A licensee has obtained a license through a fraud, misrepresentation, a false or misleading statement, evasion or suppression of a material fact on the license application;
- (4) A licensee has been convicted of an offense under a law or ordinance regulating business, a crime involving moral turpitude, or an unlawful sale of merchandise or prohibited goods;
- (5) A licensee has engaged in an unlawful activity or nuisance related to the business; or
- (6) The business is not in compliance with all other applicable county ordinances;

The license official shall give written notice to the licensee or the person in control of the business within the county by personal service or certified mail that the license is suspended pending a hearing before county council for the purpose of determining whether the license should be revoked. The notice shall state the time and place at which the hearing is to be held, which shall be within 30 days from the date of service of the notice. The notice shall contain a brief statement of the reasons for suspension and proposed revocation and a copy of the applicable provisions of this article.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-63. - Appeals to county council.

- (a) Any person aggrieved by a final assessment, or a denial of a business license under this article by the license official may appeal the decision to county council by written request stating the reasons therefor filed with the license official within ten days after the payment of the assessment under protest or notice of denial is received.
- (b) An appeal or a hearing on revocation shall be held by county council within 30 days after receipt of a request for appeal or service of notice of suspension at a regular or special meeting of which the applicant or licensee has been given written notice. At the hearing all parties shall have the right to be represented by counsel, to present testimony and evidence and to cross examine witnesses. The proceedings shall be recorded and transcribed at the expense of the party so requesting. The rules of evidence and procedure prescribed by county council shall govern the hearing. The county council shall by majority vote of members present, render a written decision based on findings of fact and the application of the standards in this article which shall be served upon all parties or their representatives and shall be final unless appealed to a court of competent jurisdiction within ten days after service
- (c) No person shall be subject to prosecution for doing business without a license until the expiration of ten days after written notice of denial or revocation which is not appealed or until after final judgment of court upholding denial or revocation.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-64. - Confidentiality.

Except in accordance with proper judicial order or as otherwise provided by law, it shall be unlawful for any official or employee to divulge or make known in any manner the amount of income or any particulars set forth or disclosed in any report or return required under this article. Nothing in this section shall be construed to prevent the identification of particular reports or returns.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-65. - Classification rates and schedules.

- (a) The license tax for each class of business shall be computed in accordance with the rates set forth in sections 18-66—18-68 and the North American Industrial Classification System (NAICS), except ~~that, in cases of conflict between the provisions of the NAICS and this Code, the provisions of this Code shall prevail.~~
- (b) Unless otherwise specifically provided, all rates shall be doubled for businesses and itinerants having no fixed place of business within the county and triple for businesses located out of state.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-66. - Class 8 rates.

Each NAICS number designates a separate subclassification. The businesses in this section are treated as separate and individual subclasses due to provisions of state law, regulatory requirements, service burdens, tax equalization considerations, etc., which are deemed to be sufficient to require individually determined rates. Nonresident rates do not apply except where indicated.

~~15, 16, 17 Contractors, construction, all types. See the rate schedule in section 18-68.~~

- (1) For nonresident contractors, the total tax for the full amount of the contract shall be paid prior to issuing a building permit or commencement of work and shall entitle the contractor to complete the job without regard to the normal license expiration date. An amended report shall be filed for each new job and the appropriate additional license tax per \$1,000.00 of the contract amount shall be paid prior to commencement of new work. Only one base tax shall be paid in a calendar year. A trailer at the construction site, a home office or structure in which the contractor resides is not a permanent place of business under this article.
- (2) No contractor shall be issued a business license until all state and county qualification examinations and trade license requirements have been met. Each contractor shall post a sign in plain view on each job identifying the contractor with the job. In addition, each contractor shall furnish the license official with a list of all subcontractors furnishing labor or materials for each project.
- (3) Subcontractors shall be licensed on the same basis as general, prime or manager for the same job, and no deductions shall be made by a general or prime contractor or manager for value of work performed by subcontractors. General or prime contractors will be responsible and will pay for the business license of any subcontractor doing work on the project if the subcontractor is found to be operating without a county business license.
- (4) No contractor shall be issued a business license until all performance and indemnity bonds required by the county building code have been filed and approved. Zoning permits must be obtained when required by the county zoning ordinance codified in Chapter 106.

~~49 Railroad companies. See S.C. Code 1976, § 12-23-210.~~

~~44~~ *Passenger transportation.* On gross income, appropriate rate class-7 plus each vehicle per year, \$25.00.

- (5) Permission to use streets required. It shall be unlawful for any person to construct, install, maintain, or operate in, on, above or under any street or public place under control of the county any line, pipe, cable, pole, structure or facility for utilities, communications, cablevision or other purposes without a consent agreement or franchise agreement issued by the county council by ordinance which prescribes the term, fees and conditions for use.
- (6) Consent, franchise, or business license tax required. The annual fee for use of streets or public places authorized by a consent agreement or franchise agreement shall be set by the ordinance approving the agreement and shall be based on gross revenues derived from activities in the county, the length of lines installed in streets and public places, or other formula deemed appropriate by county council. No consent fee or franchise fee shall be construed to be in lieu of a business license tax based on gross revenue unless specifically provided by ordinance. Credits for business license tax paid may be applied to taxes set by ordinance granting consent or a franchise when specifically authorized by the ordinance.

~~484~~ *Telephone companies not using public streets under franchise or consent.* Establishments providing local or long distance telephone communications as described in North American Industrial Classification System (NAICS) 5733, including voice and data communications; radio telephone services; cellular telephone services; paging and beeper services; leasing lines, fiber optic cables, microwave or satellite facilities; selling access and reselling use of facilities or methods to others, shall pay an annual business license tax of 0.3 percent of gross receipts from all communications activities conducted in the county and for communications services billed to customers located in the county on which a business license tax has not been paid to another municipality.

~~4844~~ *Television, cable or pay.* Basic fee, consent or franchise.

~~491—493~~ *Electrical and gas companies.* Consent or franchise.

~~55~~ *Automotive, motor vehicle dealers and farm machinery, retail.* ~~See the rate schedule in section 48-68.~~

- (1) One sales lot not more than 400 feet from the main showroom may be operated under this license provided that proceeds from sales at the lot are included in gross receipts at the main office when both are operated under the same name and ownership.
- (2) Gross receipts from this classification shall include full sales price without deduction for trade-ins.
- (3) Dealer transfers shall not be included in gross receipts.

~~5999~~ *Promoter/coordinator of arts and crafts shows.* Class rates apply ~~See the rate schedule in section 48-68.~~

5999	Promoter/Coordinator of Arts and Crafts Shows	Base Rate/Tax	Incremental Rate per Thousand
	First \$5,000.00	\$50.00	
	Over \$5,000.00		\$0.49
	Plus, for each participating vendor	Class rates apply	

This shall be a special license issued only for special arts and crafts events sanctioned as such and be valid solely for the time period and the specific location stated thereon. This special license must be applied for and obtained before commencement of the event for which it is to be used.

It is the responsibility of the special events promoter or coordinator to ensure that all participating vendors are included in this special arts and crafts license.

Each participating vendor must be the creator of the art or craft which is to be sold. This includes any person who desires to engage in the business of offering for public sale flower arrangements or any hand-crafted item produced in the home. Goods purchased for sale or resale cannot be vended on this special license.

Inspections may be made on site during the sale.

Other merchants and vendors at such special events, not qualifying for this special license under arts and crafts, shall be required to obtain a regular business license.

Merchants and vendors now operating under valid licenses shall be allowed to operate on those licenses, incorporating such gross sales in the annual gross receipts to be reported on the succeeding year's application.

~~63~~ *Insurance companies.*

- (1) On gross premiums collected through offices or agents located in the county, wherever the risk is located in the county, or collected on policies written on property or risks located in the county, wherever the premiums are collected.
- (2) Gross premiums shall include new and renewal business without deductions for any dividend, credit, return premiums or deposit.
- (3) Solicitation for insurance, receiving or transmitting an application or policy, examination of a risk, collection or transmitting of a premium, adjusting a claim, delivering a benefit, or doing any act in connection with a policy or claim shall constitute doing business within the county whether or not an office is maintained therein. A premium collected on property or a risk located within the county shall be deemed to have been collected within the county.

~~631—632~~ *Life, health and accident insurance.* The rate is 0.75 percent of gross premiums. Declining rates shall not apply.

~~633—635~~ *Fire and casualty insurance.* The rate is two percent of gross premiums. Declining rates shall not apply.

~~636~~ *Title insurance.* The rate is two percent of gross premiums. Declining rates shall not apply.

~~6411~~ *Brokers for fire and casualty insurers.* The rate is two percent of gross premiums. Declining rates shall not apply. Nonadmitted: On gross premiums collected on policies of companies not licensed in the state, the broker shall collect and remit annually to the state association of counties, with a copy of the report required by the insurance commission showing the location of the risks insured. (Premiums for nonadmitted business are not included in broker's gross commissions for other business.)

Notwithstanding any other provision of this article, license taxes for insurance companies and brokers for nonadmitted insurers shall be payable on or before May 31 in each year without penalty. Pursuant to the S.C. Code 1976, § 5-7-300, the agreement with the state association of counties on

file with the clerk for collection of current and delinquent license taxes from insurers and brokers is approved.

~~7993~~ Amusement machines, (coin-operated (except gambling)).

- (1) Music machines, juke boxes, kiddie rides, video games, pin tables with levers and other amusement machines with or without free play licensed pursuant to S.C. Code 1976, § 12-21-2720(A)(1) and (A)(2), Type I and Type II:
 - a. Operator of machine (S.C. Code 1976, § 12-21-2746) (For operation of all machines, not on gross income), \$12.50 per machine, plus \$12.50 business license.
 - b. Distributor selling or leasing machines. (Not licensed by the state as an operator pursuant to S.C. Code 1976, § 12-21-2728, see schedule in section 18-68 (nonresident rates apply)).

~~7993~~ Amusement machines, coin-operated non-payout. Amusement machines of the non-payout type or in-line pin game licensed by S.C. Department of Revenue pursuant to S.C. Code 12-21-2720(A)(3) Type III:

- a. Operator of machines (owner of business): \$180.00 per machine
(S.C. Code § 12-21-2720(B)): plus \$12.50 business license
- b. Distributor selling or leasing machines, not licensed by the state as an operator pursuant to S.C. Code 1976, § 12-21-2728, ~~see schedule in section 18-68~~. (Nonresident rates apply.)

~~7993~~ Billiard, Pool Tables, Football Table, Bowling Lane Table.

Measuring three and one-half [feet wide] x seven feet long: \$5.00

Tables longer than three and one-half [feet wide] x seven feet [long]: \$12.50

And Gross income of all business where located, the following rates apply:

First \$5,000.00 gross income: ~~\$43.75~~ Class rates apply

Over \$5,000.00: ~~\$0.38/thousand~~ Class rates apply

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-67. - Rate classification index.

The license tax for each class of businesses subject to this ordinance shall be computed in accordance with the North American Industry Classification System as promulgated by the Office of Management and Budget and published in the Federal Register.

~~The rate classification index for businesses licensed pursuant to this article shall be as follows:~~

NAICS	Rate Class 1 Business Group
47	Travel agencies

53	General merchandise stores
54	Food stores
553—554	Automotive supply stores and gasoline service stations
56	Apparel and accessory stores
58	Eating places
86	Membership organizations

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NAICS	Rate Class 2 Business Group
01	Agricultural production, crops
02	Agricultural production, animals
20	Food and kindred products
22	Textile mill products
23	Apparel and other finished products from fabrics and similar materials
25	Furniture and fixtures
30	Rubber and miscellaneous plastic products
31	Leather and leather products
32	Stone, clay, glass and concrete products
33	Primary metal industries
34	Fabricated and metal products (except machinery and transportation equipment)

37	Transportation equipment
39	Miscellaneous manufacturing industries
50	Wholesale trade, durable goods
51	Wholesale trade, nondurable goods
52	Building materials, hardware, garden supply and mobile home dealers
57	Furniture, home furnishings and equipment stores
70	Hotels, roominghouses, camps and other lodging

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SIC	Rate Class 3 Business Group
07	Agricultural service
24	Lumber and wood products (except furniture)
26	Paper and allied products
29	Petroleum refining and related industries
36	Electrical and electronic machinery, equipment and supplies
42	Motor freight transportation and warehousing
44	Water transportation
45	Transportation by air
59	Miscellaneous retail (except vending machines, peddlers and pawnbrokers)
61	Credit agencies other than banks

75	Automotive repair, services and garages
78	Motion pictures
79	Amusement and recreation services (except motion pictures, amusement machines and carnivals)
89	Miscellaneous services

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NAICS	Rate Class 4 Business Group
27	Printing, publishing and allied products
28	Chemicals and allied products
35	Machinery, except electrical
48	Communication (except telephone)
76	Miscellaneous repair services

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NAICS	Rate Class 5 Business Group
09	Fishing, hunting and trapping
14	Mining — Minerals
38	Measuring, analyzing and controlling instruments; photographic, medical and optical goods; watches and clocks
41	Local and suburban transit and interurban highway passenger transportation
62	Security and commodity brokers, dealers — Exchanges and services

73	Business services
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NAICS	Rate Class 6 Business Group
49	Sanitary services
72	Personal services

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NAICS	Rate Class 7 Business Group
08	Forestry
10	Mining — Metals
21	Tobacco manufacture
46	Pipelines (except natural gas)
64	Insurance agents, brokers and service
65	Real estate
67	Holding and other investment offices
80	Health services
81	Legal services
82	Educational services
83	Social services

87	Engineering, accounting, research, management and related services
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NAICS	Rate Class 8 Business Group
15, 16, 17	Contractors, construction, all types
40	Railroad companies
4121	Taxicabs
481	Telephone communication
491— 493	Electric and gas services
55	Automotive and motor vehicle dealers and farm machinery, retail (except auto supply store 553 and gasoline service stations 554)
5093	Junk and scrap dealers
5813	Drinking places (alcoholic beverages—License must be issued in the name of the individual who has been issued a state ABC license and will have actual control and management of the business)
5932	Pawnbrokers
5962	Vending machines (automatic merchandising)
5963	Peddlers, itinerant
63	Insurance companies
6411	Brokers for nonadmitted insurers
7993	Amusement machines, coin-operated

7999	Billiard or pool tables, all types
7999	Carnivals and circuses

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([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-68. - Rate schedule.

The tax schedule for businesses licensed pursuant to this article shall be as follows except where nonresident rates apply:

Business Class	Gross Revenue \$0—\$5,000 Minimum Tax	Rate per 1,000 or Fraction Thereof Over \$5,000 in Gross Revenue
Class 1	\$37.50	\$0.27
Class 2	43.75	0.38
Class 3	50.00	0.49
Class 4	56.25	0.60
Class 5	62.50	0.71
Class 6	68.75	0.82
Class 7	75.00	0.93
Class 8	43.75	0.38

Alphabetical Business Classification Index

~~This index is not intended to be a complete listing of all types of businesses. It is an aid in finding classifications by common name and reference to the Standard Industrial Classification manual group number. All businesses not exempt by law which are in the major groups listed under each rate class are subject to a license tax whether found in the alphabetical index or not. The license official shall determine the proper classification of a business not listed.~~

Alphabetical Business Classification Index		
Name	SIC	Class
Abattoirs	2011	2
Abstract land title or warranty companies	6541	7
Accounting and bookkeeping services	8721	7
Acupuncture—(except medical doctor)	8049	7
Administrative office	7389	5
Advertising agencies or agents	7311	5
Advertising novelties, signs, placards, etc.	7319	5
Air conditioning:		
—Contractor	1711	8
—Service and repair	7623	4
Aircraft:		
—Retail	5599	8
—Supplies—wholesale	5088	2
—Service and repair	4581	3
Airport limousine service	4111	5
Alterations, clothing	7219	6
Ambulance service	4119	5
Amusement and recreation services	7999	3

Amusement machines, coin-operated	7993	8
Amusement parks	7996	3
Animal hospital	0742	3
Answering service	7399	5
Antenna—installation—except household	1799	8
—Sales—household	5731	2
—System—satellite, master	4841	4
Antiques—retail	5932	3
Apartment complexes or buildings rental	6513	7
Appliances household—repair	7629	4
—Retail	5722	2
Appraisers, real estate	6531	7
Architects	8712	7
Armature rewinding shops	7694	4
Armored car services	7381	5
Art glass, dealers in	5999	3
Artificial flowers, dealers in	5999	3
Artists:		
—Portrait	8999	3
—Commercial	7336	5

—Studios	8999	3
—Supplies, retail	5999	3
Assignment, purchasers of accounts, factors	6153	3
Astrologers	Prohibited	
Athletic arena	7941	3
Athletic clubs:		
—Admission charged	7991	3
—Membership	7997	3
Attorneys	8111	7
Auction houses	5999	3
Auctioneers — regulated by state law		
Automatic sprinklers — installation	1711	8
Automobile:		
—Accessories — retail	5531	1
—Automatic car wash	7542	3
—Body, paint and trim shop	7532	3
—Club, membership	8699	1
—Dealers new or used — retail	5511	8
—Detailers	7542	3
—Leasing — long term	7515	3

—Manufacturing	3711	2
—Parts—new—wholesale	5013	2
—Parts—new—retail	5531	1
—Parts—used—wholesale/retail	5015	2
—Rental	7514	3
—Repairs and service	7538	3
—Salvage or scrap	5093	2
—Service station	5541	1
—Tires, recapping	7534	3
—Tires, wholesale	5014	2
—Tires, retail	5531	1
—Towing service	7549	3
Awning and tent:		
—Makers	2394	2
—Rentals	7359	5
—Repair	7699	4
Bags, bagging and ties, dealers in	5113	2
Bail bondsman	7389	5
Bakery:		
—Retail	5461	1

—Wholesale	5149	2
Ballroom, leased or rented	7911	3
Barber:		
—Schools	7241	6
—Shops	7241	6
—Supplies—wholesale	5087	2
Barrel and drum makers and dealers	5085	2
Bars—drinking places	5813	8
Baskets, boxes, crates, bags, etc., dealers	5113	2
Bath houses	7999	3
Bath, turkish, sauna or vapor	7299	6
Batteries:		
—Manufacture	3692	3
—Vehicle—retail or wholesale	5531	1
Bearings—wholesale	5085	2
Beauty:		
—Schools	7231	6
—Shops	7231	6
—Supplies—wholesale	5087	2
Bed and breakfast inns	7011	2

Beeper service, radio pager	4812	8
Belting—wholesale	5085	2
Beverage coolers—wholesale	5087	2
Bicycle:		
—Retail	5941	3
—Rental	7999	3
—Repair	7699	4
—Supplies—wholesale	5091	2
Bill distributors, handbills	7319	5
Billboards, erection and lease	7312	5
Billiard or pool hall	7999	8
Bingo	7999	3
Blacksmith	7699	4
Blood bank	8099	7
Blueprinting	7334	5
Boarding house	7021	2
Boats—sightseeing operation	4489	3
—Supplies and accessories—wholesale	5091	2
—Supplies and accessories—retail	5551	8
—Boatyards, storage, repair and rental	4499	3

Boiler:		
—Installation	1711	8
—Repair	7699	4
—Wholesale	5074	2
Bolts and screws — wholesale	5072	2
Bondsman	7389	5
Book publisher	2731	4
Book store — retail	5942	3
Bookbinder	3555	4
Booking Agent, films	7829	3
Bootblack, bootblack stand	7251	6
Bottlers:		
—Flavored milk	2087	2
—Soft drinks	2086	2
Supplies — wholesale	5085	2
Bowling:		
—Apparel and accessories	5699	1
—Lane equipment and supplies	5941	3
—Lanes and centers	7933	3
Box, manufacturing	2653	3

Boxing or wrestling matches	7941	3
Brick, agents for	5211	2
Brokers. See heading under type of broker		
Building construction — general contractors	1541	8
Building materials and supplies:		
— Brick and stone		
— Wholesale	5032	2
— Construction materials		
— Retail	5211	2
— Wholesale	5039	2
— Roofing, siding and insulation — wholesale	5033	2
Burglar alarms — installation only	1731	8
— Sale and installation	7382	5
Bus, charter	4141	5
Bus and motor coach company	Franchise/NA	
Bus terminal	4173	5
Business broker, selling businesses	7389	5
Business college	8244	7
Business consultant	8748	7
Business forms, manufacturing	2759	4

Business forms—retail	5943	3
Business services, not elsewhere classified	7389	5
Cablevision	4841 Franchise	
Cabaret	5813	8
Cabinets:		
—Custom order	5712	2
—Manufacturing	2434	3
Cafeteria	5812	1
Camera and photo supplies:		
—Repair shop	7699	4
—Retail	5946	3
—Wholesale	5043	2
Candy:		
—Retail	5441	1
—Wholesale	5145	2
Canvasser	5963	8
Car rental—short term	7514	3
Car wash	7542	3
Carnival	7999	8

Carpenter	1751	8
Carpet:		
—Cleaning	7217	6
—Installation	1752	8
—Retail	5713	2
—Wholesale	5023	2
Carriage, horse drawn for hire	4789	1
Cater	5812	1
Cement manufacture (chemical adhesives)	2891	4
Cement products (see Concrete)		
Cemetery:		
—Agent or sales of sites	6553	7
—Caretaker	0782	3
Charcoal, producers	2861	4
Chauffeur and limousine tour services	4119	5
Cheese, manufacturer or processor	2022	2
Chemical and allied products, manufacture	2819	4
Chimney cleaner	7349	5
Chiropractor	8041	7
Christmas tree sales	5241	2

Cigarettes, cigars, tobacco:		
–Manufacture	21	7
–Retail	5993	3
–Wholesale	5194	2
Circus	7999	8
Claim adjustment agent or agency	6411	7
Clay, stone and glass products, manufacture	3200	2
Clipping service, press	8999	3
Clothing:		
–Retail	5651	1
–Secondhand dealer	5932	3
–Wholesale	5130	2
Coal, wood or coke:		
–Retail	5989	3
–Wholesale	5052	2
Coffee or tea store – retail	5499	1
Coffee roasters and wholesale coffee dealers	5149	2
Coin shop – retail	5999	3
Cold storage warehouse	4222	3
Collection and claim agency	7322	5

Compact discs music retail	5735	2
Computer:		
–Consultant	7379	5
–Internet provider	7375	5
–Operator training	8243	7
–Repairs	7378	4
–Service (not repairs)	7371–7379	5
–Stores—retail	5734	2
Concession stands	5963	8
Concrete:		
–Manufacture (paving)	2951	3
–Manufacture, ready-mixed, wholesale	3273	2
–Manufacture, dry ready-mix, wholesale	3272	2
–Mixtures and products retail	5211	2
–Wholesale	5032	2
Consultant, business	8748	7
Contractors, construction—all types:	15,16,17	8
–Carpentry	1751	
–Commercial and industrial building	154	
–Concrete	1771	

–Drywall	1742	
–Electrical	1731	
–Flooring	1752	
–General contractors, residential and commercial	15	
–Grading/excavating	1794	
–Heavy construction other than residential	16	
–Masonry	1741	
–Painting and paper hanging	1721	
–Plastering, dry wall, acoustical, and insulation	1742	
–Plumbing, heating and air-conditioning	1711	
–Residential building	152	
–Roofing, siding and sheet metal	1761	
–Signs, erecting	1799	
–Special trade contractors	17	
–Tile, terrazzo, marble	1743	
Convalescent home	8052	7
Convenience store – primarily gasoline and limited food retail	5541	1
Convention promoter or decorator	7389	5
Cosmetics:		
–Manufacture	2844	4

—Retail	5999	3
—Wholesale	5122	2
Cotton brokers	6221	5
Cotton presses and warehouses	4221	3
Cotton mill	2211	2
Courier services	4215	3
Court reporting services	7338	2
Cracker manufacture	2051	2
Craft shops	5945	3
Crafters (peddlers)	5963	8
Credit reporting agency	7323	5
Dairy:		
—Products—retail	5451	1
—Products—wholesale	5143	2
—Supplies—wholesale	5084	2
Dance hall	7911	3
Dancing school	7911	3
Data processing:		
—Service	7379	5
—Systems, supplies and equipment	7372	5

Day care:		
—Adult and handicapped	8322	7
—Child	8351	7
Decorator, interior	7389	5
Delicatessen	5411	1
Delivery service:		
—Local trucking without storage	4212	3
—Messenger/courier (except air)	4215	3
Dental equipment and supplies—wholesale	5086	2
Dental laboratory	8072	7
Dentist	8021	7
Department store	5311	1
Design of machinery	8712	7
Detective service	7381	5
Diaper service	7219	6
Directory—telephone—distribution	7389	5
Dog kennel or grooming	0752	3
Dressmaker for retail trade	5699	1
Drinking place—alcoholic	5813	8
Driver training school	8299	7

Drugs—store:		
—Retail	5912	3
—Wholesale	5122	2
Dry cleaning:		
—Coin-operated	7215	6
—Retail or agents	7212	6
—Wholesale	7219	6
Dry goods:		
—Retail	5399	1
—Wholesale	5131	2
Dyeing and finishing textiles	2269	2
Eating places	5812	1
Electric appliances and supplies:		
—Repair	7629	4
—Retail	5722	2
—Wholesale	5064	2
Electric power company	4900	8
Electrical contractor	1731	8
Electrical machinery— manufacture	3600	3
Electronics, consumer— retail	5731	2

Elevator dealer—wholesale	5084	2
Elevator maintenance	7699	4
Employment agency	7361	5
Engineering services	8711	7
Engraving, metal	3479	2
Entertainment	7929	3
Equipment rental—construction	7353	5
Escort service	7299	6
Explosives—wholesale	5169	2
Exterminators	7342	5
Excavation work	1794	8
Fabrics—retail	5949	3
Factors	6153	3
Farm and industrial machinery—wholesale	5080	2
Farm machinery—retail	5599	8
Fertilizer:		
—Manufacture	2874	4
—Retail	5261	2
—Wholesale	5191	2
Field warehousing	7389	5

Film:		
–Developers for general public	7384	5
–Developers for movies and TV	7819	3
–Distributor	7822	3
Finance company	6141	3
Fire and security services	7382	5
Fireworks:		
–Retail + \$50.00 state license required +	5999	3
–Wholesale	5092	2
Fish and seafood:		
–Retail	5421	1
–Wholesale	5146	2
Fisheries	0912	5
Fishermen's equipment – retail	5941	3
Fixtures and furniture – manufacture	2500	2
Flea market operator	7389	5
Floor covering:		
–Contractor	1752	8
–Retail	5713	2
–Wholesale	5023	2

Florist:		
–Retail	5992	3
–Wholesale	5193	2
Flour – wholesale	5149	2
Flowers, real or artificial:		
–Retail	5992	3
–Wholesale	5193	2
Food:		
–Broker	5141	2
–Retail, not consumed on premises	5411	1
–Wholesale	5141	2
Food service equipment – sale and installation	1799	8
Fortune telling	Prohibited	
Foundry	3300	2
Freight forwarder	4731	1
Fruit and produce:		
–Harvesting by machine	0722	3
–Retail	5431	1
–Wholesale	5148	2
Fuel-oil:		

–Retail	5983	3
–Wholesale	5172	2
Funeral home, mortician, crematory	7261	6
Fur, clothing – retail	5632	1
Furnace:		
–Retail	5075	2
–Wholesale	5075	2
–Heating contractor	1711	8
Furniture:		
–Repair, refinishing, upholstering	7641	4
–Retail	5712	2
–Secondhand	5932	3
–Wholesale	5021	2
–Manufacture	2500	2
Garage, auto repairs	7538	3
Garbage service, collection and disposal	4953	6
Garbage, collection with disposal	4212	3
Garment pressing, alteration	7212	6
Gas:		
–Liquefied petroleum and equipment	5984	3

Natural gas company	4900	8
Gasoline/Service station:		
Retail	5541	1
Wholesale	5172	2
Gift shop	5947	3
Glass:		
Motor vehicles sale and installation	7536	3
Products, manufacture	3200	2
Retail	5231	2
Golf:		
Courses (including miniature)	7992	3
Sporting goods – retail	5941	3
Grain:		
Broker (commodity)	6221	5
Dealer – wholesale or retail	5153	2
Elevator	4221	3
Gravel:		
Retail	5211	2
Wholesale	5032	2
Greeting cards – retail	5947	3

Grocers:		
–Retail	5411	1
–Wholesale	5141	2
Guards, security	7381	5
Guns:		
–Retail or dealer	5941	3
–Wholesale	5091	2
Gunsmith	7699	4
Hair grooming	7231-7241	6
Hardware:		
–Retail	5251	2
–Wholesale	5072	2
Hats:		
–Retail	5611	1
–Wholesale	5136	2
Hazardous waste storage, disposal or transportation	4953	6
Health:		
–Club	7991	3
–Food store	5499	1
–Health services, HMO	8010	7

Health services, medical service plans (insurance)	6324	8
Home health care services	8082	7
Hearing aids—retail	5999	3
Heating contractor	1711	8
Hemstitching and pleating	7219	6
Hi-fi and stereo, retail	5731	2
Hobby shop	5945	3
Holding companies	6700	7
Home repairs (certification required)	1521	8
Horticulturist	0781	3
Hose, industrial—wholesale	5085	2
Hosiery:		
—Mill	2200	2
—Retail	5632	1
—Wholesale	5137	2
Hospital:		
—Animal	0742	3
—General medical and surgical	8062	7
—Psychiatric	8063	7
—Specialty	8069	7

Hotel	7011	2
Hotel supplies, wholesale	5046	2
House mover, wrecker	1799	8
Ice dealer:		
—Retail	5999	3
—Manufacture	2097	2
Ice cream:		
—Manufacture	2024	2
—Retail dairy products	5451	1
—Shop or stand	5812	1
—Wholesale	5143	2
Industrial chemicals—wholesale	5169	2
Industrial and farm machinery and equipment	5080	2
Inn, food and lodging	7011	2
Insulation contractor	1742	8
Insurance—adjuster	6411	7
—Agent, broker (see 8 for nonadmitted), solicitor	6411	7
—Broker for nonadmitted insurer	6411	8
—Company, fire and casualty	633—635	8
—Company, life and health	631—632	8

—Company, title and others not elsewhere classified	636—639	8
—Consultant or engineer	6411	7
Interior decorator	7389	5
Internet:		
—Provider, information retrieval	7375	5
—E-Mail (electronic mail service only)	4822	4
Investment counselor	6282	5
Investment firm, general brokerage	6211	5
Iron and steel, semi-finished items—wholesale	5051	2
Janitor or housekeeping service	7349	5
Janitor supplies—wholesale	5087	2
Jewelry:		
—Repair	7631	4
—Retail	5944	3
—Wholesale	5094	2
Junk dealer—wholesale	5093	8
Karate school	7999	3
Kennel	0752	3
Kerosene and fuel oil, heating:		
—Retail	5983	3

—Wholesale	5172	2
Kindergarten	8211	7
Kitchen designers and contractors	1521	8
Knitting mill — textile manufacture	2253	2
Laboratory, testing, commercial	8734	7
Lamps:		
—Retail	5719	2
—Wholesale	5023	2
Land title or abstract company	6361	1
Landfill, solid waste	4953	6
Landscape service	0781	3
Lapidary:		
—Retail shop	5999	3
—Supplies and equipment — wholesale	5085	2
Laundries	7215	6
Laundry agent or pickup station	7211	6
Lawn care service	0782	3
Lawnmowers:		
—Repair	7699	4
—Retail	5261	2

—Wholesale	5083	2
Leased equipment, not otherwise listed	7359	5
Leasing company, vehicles, and non-expendable equipment	7510	3
Leather goods, retail	5948	3
Leather and products, manufacture	3111	2
Legal services, attorney	8111	7
Libraries, lending and depositories in stores	8231	7
Limousine service	4111	5
Linen service	7213	6
Livestock dealer and services	0751	3
Locker rental, cold storage of food	4222	3
Locksmith	7699	4
Lodging and roominghouses	7021	2
Luggage—retail	5948	3
Lumber:		
—Manufacture	2400	3
—Retail	5211	2
Machine shop	3599	4
Magazine, sales or subscriptions, door-to-door	5963	8
Mail order business	5961	3

Management consultant	8742	7
Manicurist	7231	6
Manufactured home (See mobile home)		
Manufacturing:		
–Apparel	2300	2
–Chemicals and allied products	2800	4
–Clay, stone and glass products	3200	2
–Computer equipment	3500	4
–Electrical machinery, equipment, supplies	3600	3
–Furniture and fixtures	2500	2
–Leather and leather products	3100	2
–Lumber	2400	3
–Machinery – industrial, commercial, computer	3500	4
–Medicine	2833	4
–Metals, primary	3300	2
–Metal products	3400	2
–Miscellaneous manufacturing (not listed)	3900	2
–Paper and allied products	2600	3
–Petroleum refining and related	2900	3
–Rubber and miscellaneous products	3000	2

Soap	2841	4
Textile mill products	2200	2
Tobacco products	2100	7
Transportation equipment	3700	2
Manufacturing not otherwise listed	3900	2
Marble, building—cut and shape	3281	2
Marble, granite and other stone yards	5032	2
Marina	4493	3
Massage	7299	6
Mattress:		
Manufacture	2515	2
Retail	5712	2
Meat processing	2013	2
Meat:		
Retail market	5421	1
Wholesale	5147	2
Medical and health services	8000	7
Medical, dental, hospital equipment and supplies—wholesale	5047	2
Medicine—manufacture	2833	4
Men's and boys wearing apparel—retail	5611	1

Messenger service	4215	3
Metal jobber—wholesale	5051	2
Metal products, manufacture	3400	2
Milk:		
—Retail	5451	1
—Wholesale	5143	2
Millinery:		
—Retail	5632	1
—Wholesale	5137	2
Mining:		
—Metals	1000	7
—Minerals	1400	5
Miscellaneous business services, not listed	8999	3
Mobile home:		
—Sites, rental	6515	7
—Repairs	7699	4
—Retail	5271	2
Money lender—industrial loans, finance company (not banks)	6141	3
Monuments—retail	5999	3
Mortgage broker	6163	3

Motel	7011	2
Motion picture:		
—Film agent	7829	3
—Operator	7832	3
—Supply house	5043	2
—Theater and drive-in	7833	3
Motor freight line	4231	3
Motor vehicle driver training school	8299	7
Motorcycles:		
—Dealer or agent	5571	8
—Parts and accessories	5531	1
—Rental	7999	3
—Repairs	7699	4
Motor vehicle dealer—retail	551-552	8
Motors, outboard—retail	5551	8
Movers, trucking and storage	4214	3
Multigraphing or photocopying	7334	5
Music—sheet music and musical instruments:		
—Retail	5736	2
—School	8299	7

—Tapes and compact discs—retail	5735	2
—Teachers and educational services	8299	7
—Wire transmitted, systems	7389	5
Musicians—entertainers	7929	3
Natatorium or swimming pool	7999	3
Neckwear—retail	5611	1
News syndicate	7383	5
Newspaper:		
—Advertising	7311	5
—Publishing	2711	4
—Retail	5994	3
—Wholesale	5192	2
Newsstand	5994	3
Nightclub	5813	8
Notions, novelties:		
—Retail	5947	3
Nursery, day	8351	7
Nursery or horticulturist	5261	2
Nurses registry	7361	5
Nursing home:		

—Skilled care	8051	7
—Intermediate care	8052	7
—Assisted living with health care	8053	7
Office building, rental	6531	7
Office building, rental agent	6531	7
Office furniture:		
—Rental	7359	5
—Retail	5999	3
—Wholesale	5021	2
Office machines:		
—Rental	7359	5
—Retail	5999	3
—Service and repair	7629	4
—Wholesale	5044	2
Office supplies:		
—Retail	5999	3
—Wholesale	5112	2
Oil, fuel only:		
—Retail	5983	3
—Wholesale	5172	2

Ophthalmic goods—wholesale	5048	2
Optical goods:		
—Retail	5995	3
—Wholesale	5048	2
Optometrist	8042	7
Osteopathic, physicians and clinics	8031	7
Packing house, cold storage	4222	3
Paging service, electronic	4812	8
Paint:		
—Manufacture	2851	4
—Retail	5231	2
—Wholesale	5198	2
—Contractor/wallpaper hangers	1721	8
Paper and allied products:		
—Manufacture	2621	3
—Retail	5943	3
—Wholesale	5113	2
Parcel delivery company	4215	3
Parking lots and garages	7521	3
Parking spaces, trailer park	6515	7

Party shop	5411	1
Pawnbrokers, (South Carolina Certificate of Authority and Precious Metals Permit required)	5932	8
Peanut and popcorn stands	5441	1
Peddlers, all types	5963	8
Personal holding company	6719	7
Personal services, miscellaneous	7299	6
Personnel supply services	7361	5
Personnel, management consultants	8742	7
Pest control—exterminators	7342	5
Pet:		
—Grooming, kennel, boarding, training	0752	3
—Shop	5999	3
Pharmacy	5912	3
Photocopying	7334	5
Photograph developing and retouching	7384	5
Photographer:		
—Commercial	7335	5
—Portraits	7221	6
Photo supply store—retail	5946	3

Physical fitness center	7991	3
Physician	8011	7
Piano tuner	7699	4
Pianos—retail	5736	2
Pictures or picture frames—retail	5999	3
Plating, silver etc.	3471	2
Plumbing:		
—Contractor	1711	8
—Supplies and equipment		
—Retail	5211	2
—Wholesale	5074	2
Pool cleaning	7349	5
Polygraph service	7381	5
Printing or duplicating, all types	2700	4
Produce—retail and wholesale	5141	2
Promoters, sports and entertainment	7941	3
Protective services, security	7381	5
Public relations	8743	7
Publisher	2731	4
Pulpwood yards, wholesale	5099	2

Pumps:		
–Retail	5999	3
–Wholesale	5084	2
Radiator repairs	7539	3
Radio and TV:		
–Retail	5731	2
–Rental or lease	7359	5
–Repairs	7622	4
–Stations	4832	4
–Supplies, parts, wholesale	5065	2
Railroad company	4000	8
Real estate:		
–Operator, lessors with more than one dwelling unit	651	7
–Agent broker, realtor, manager	6531	7
–Developer, subdivider	6552	7
Recreation center	7999	3
Recreation vehicle dealer – retail	5561	8
Refrigerators:		
–Retail	5722	2
–Wholesale	5064	2

Rehabilitation house, after care	8081	7
Rental property income (more than one dwelling unit)	6514	7
Rental service, miscellaneous, not listed	7359	5
Repair services, miscellaneous	7699	4
Reporter, stenographer, fee or commission	7338	5
Repossession service	7389	5
Representative, business	7389	5
Residential care—home	8361	7
Restaurant (without alcohol)	5812	1
Retail trade:		
—Apparel and accessories	5699	1
—Building materials, hardware, farm equipment, etc.	5200	2
—Food	5411	1
—Furniture, home equipment	5712	2
—General merchandise	5399	1
—Miscellaneous, not listed	5999	3
Retirement center	8361	7
Riding school, academy	7999	3
Roofing:		
—Contractor	1761	8

—Manufacture	2952	3
—Retail	5211	2
—Wholesale	5033	2
Rooming house	7021	2
Rubber-related products—manufacture	3069	2
—Stamps—manufacture	3999	2
—Stamps—retail	5999	3
Rug cleaning	7217	6
Rugs and carpets—retail	5713	2
Safes—dealer or agent	5044	2
Sales, door-to-door or by telephone	5963	8
Sales engineer	7389	5
Sales office. See heading under product		
Sales promotion	7389	5
Sand:		
—Retail	5211	2
—Wholesale	5032	2
Sandwiches:		
—Manufacture and wholesale	5149	2
—Retail	5812	1

Sanitarium	8051	7
Satellite antenna—sales and installation—household	5731	2
Satellite master antenna systems—services	4841	4
Sausage factory	2013	2
Saw mill, planing mill	2421	3
Saws—wholesale	5072	2
Scales:		
—Retail	5999	3
—Wholesale	5046	2
School:		
—Acting	8299	7
—Dance	7911	3
—Educational or vocational	8200	7
—Supplies and books—retail	5943	3
—Supplies and desks—wholesale	5021	2
Scrap Yards—wholesale	5093	8
Screens, doors, windows:		
—Manufacture	2431	3
—Retail	5211	2
—Wholesale	5051	2

Secondhand goods, all types	5932	3
Secretarial service	7338	5
Security and guard services	7381	5
Seeds -- retail	5261	2
Sewer pipe -- wholesale	5032	2
Sewing machines:		
--Manufacture	3634	3
--Retail	5722	2
--Wholesale	5064	2
Shipyards	3731	2
Shirts, manufacture	2326	2
Shoes:		
--Repair	7251	6
--Retail	5661	1
--Wholesale	5139	2
Shooting gallery	7999	3
Shopping centers leasing	6512	1
Shopping service for individuals	7299	6
Shuffleboards	7999	3
Sightseeing buses	4141	5

Sign painter	7389	5
Signs, erecting	1799	8
Silver and gold dealers—retail	5944	3
Skating rink—ice or rollerskate	7999	3
Soap:		
—Manufacture	2841	4
—Wholesale	5122	2
Soda fountain	5812	1
Soda fountain supplies—wholesale	5145	2
Soda water—wholesale	5145	2
Soft drinks—wholesale	5145	2
Soft drink stands—retail	5812	1
Solicitor (see peddler)	5963	8
Spa—health club	7991	3
Sporting goods:		
—Retail	5941	3
—Wholesale	5091	2
Stable, feed, boarding or sales	7999	3
Stamp shop—retail (philatelist)	5999	3
Stationery, including books	5943	3

Statuary—retail	5999	3
Steam, heating and cooling contractor	1711	8
Stenographer, fee or commission	7338	5
Stevedoring	4491	3
Stock broker or dealer	6211	5
Stone, clay, glass products—manufacture	3299	2
Stoves:		
—Repair	7699	4
—Retail	5722	2
—Wholesale	5064	2
—Manufacture	3631	3
Sugar—wholesale	5149	2
Surgical instruments—wholesale	5047	2
Surveyor	8713	7
Sweeping service, road, bridges, etc.	4959	6
Swimming pool contractor	1799	8
Tailor, custom—retail	5699	1
Tailor shop—repair	7219	6
Talent agent	7399	5
Tanning salon	7299	6

Tape recorders—retail	5731	2
Tapes, music—retail	5735	2
Tavern	5813	8
Tax service	7291	6
Taxi cab	4121	7
Taxidermist	7699	4
Tea, coffee—retail	5499	1
Telegraph or signal company agent	4822	4
Telephone:		
—Answering service	7389	5
—Beeper service, radio pager	4812	8
—Billing services	7389	5
—Communication services (based on gross receipts billed to customers within the county)	4811	8
—Company	481	8
—Directories, distribution	7389	5
—Equipment leasing	7359	5
—Equipment sales—retail	5999	3
—Installation	1731	8
—Maintenance	7629	4

—Paging service, electronic	4812	8
—Pay phones, public	7389	5
—Solicitation service	7389	5
Television:		
—Broadcast station	4833	4
—Closed circuit system	4841	4
—CATV	Franchise	
Pay TV	Franchise	
Television and VCR:		
—Rent or lease	7359	5
—Repair	7622	4
—Tape rental	7841	3
Temporary employment agency	7363	5
Tents:		
—Manufacture	2394	2
—Repair	7699	4
—Retail	5999	3
Textile Mill, fiber, fabric or goods production, dyeing, finishing, printing	2200	2
Theater:		
—Motion picture	7832	3

—Stage	7922	3
Theatrical or night club act, agent	7922	3
Ticket agent, bureau	7922	3
Title:		
—Contractor	1743	8
—Manufacture	3253	2
—Retail	5211	2
—Wholesale	5032	2
Tin and metal shop, repair only	7699	4
Tires, recapping	7534	3
Tobacco products:		
—Manufacture	21	7
—Retail	5993	3
—Wholesale	5194	2
Tour buses	4141	5
Tourist guides	7999	3
Towel service and rental—uniforms, rags, etc.	7213	6
Toys:		
—Retail	5945	3
—Wholesale	5092	2

Tractors. See industrial and farm machinery		
Trade shows:		
—Promoters	7389	5
—Sales (see peddlers)	5963	8
Trading stamps, dealers or companies	7389	5
Trailer parks	6515	7
Transportation—Equipment—manufacture	3799	2
—Freight agent, broker	4731	1
—Mobile unit handicapped, nursing care	4119	5
Travel—agency, bureau—domestic and foreign	4724	1
—Ticket office not operated by transportation company	4729	1
—Tour operator	4725	1
Tree trimming, arborist	0783	3
Trophy shop	5999	3
Truck and auto rental or leasing	7513	3
Trucking or hauling, local (without storage)	4212	3
Trusses, dealers	5999	3
Tuxedo rental	7299	6
Typesetting	2791	4
Typewriters and office machines:		

—Retail	5999	3
—Wholesale	5044	2
Typing service	7338	5
Uniform rental	7299	6
Uniform supply service	7213	6
Upholstery shop	7641	4
Vacuum cleaners:		
—Retail	5722	2
—Wholesale	5064	2
Variety store	5331	1
Vehicles. See heading under type		
Vending machines:		
—Sale of products	5962	8
—Wholesale	5046	2
Veterinarian	0742	3
Video poker, coin-operated machines	7993	8
Video tape:		
—Rental	7841	3
—Sales—retail	5735	2
Vinyl siding—installation	1761	8

Wall paper:		
–Retail	5231	2
–Wholesale	5198	2
Warehouse and storage	4225	3
Washing cars	7542	3
Washing machines – retail	5722	2
Waste paper and rags – wholesale	5093	2
Watchmaker – repairs	7631	4
Water or steam hose – wholesale	5085	2
Water transportation services	4400	3
Waterbeds retail	5712	2
Weather stripping:		
–Installation	1799	8
–Retail	5211	2
Weight control – reducing facilities	7991	2
Welding shop	7692	4
Welding supplies – wholesale	5085	2
Wholesalers – not otherwise listed:		
–Durable goods	5099	2
–Nondurable goods	5199	2

Wigs:		
–Retail	5699	1
–Wholesale	5199	2
Window-cleaning service	7349	5
Women's wearing apparel, retail	5611	1
Wood sawyer, sawing wood by machinery	2421	3
Woodenware – retail	5999	3
Woolen mill	2282-4	2
Wrecker, towing service	7549	3
Wrecking buildings	1795	8
X-ray laboratories	8071	7
X-ray machines – wholesale	5047	2
Yacht basins – operation	4493	3
Yacht clubs	7997	3
Yacht sales	5551	8
Yard cleaning	0782	3
Yard goods:		
–Retail	5949	3
–Wholesale	5131	2
Yarn:		

–Manufacture	2281	2
–Retail	5949	3
Yogurt:		
–Manufacture	2024	2
–Retail shop, stand	5812	1
–Wholesale	5143	2

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([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-69. - Interstate commerce.

Exemptions in the business license ordinance for income from business in interstate commerce are hereby repealed. Properly apportioned gross income from interstate commerce shall be included in the gross income for every business subject to a business license tax.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-70. - Applicability and effective date.

- (a) This article shall become effective on January 1, 2011.
- (b) The business license department is authorized to adopt guidelines, policies and procedures to implement this article.

([Ord. No. 2014/11, 5-12-2014](#))

Sec. 18-71. - Severability.

If any part of the ordinance [codified in this article] is held by a court of competent jurisdiction be unconstitutional, illegal, or invalid for any reason, it shall be construed to have been the legislative intent of the county council of Beaufort County, South Carolina, to pass this [Ordinance No. 2014/11](#) without such unconstitutional, illegal or invalid provision, and the remainder of this [Ordinance No. 2014/11](#) shall be deemed and held to be constitutional, lawful and valid as if such portion had not been included. If this [Ordinance No. 2014/11](#) or any provision thereof is held by a court of competent jurisdiction to be inapplicable to any person, group of persons, property, kind of property, circumstances, or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property or circumstances.

([Ord. No. 2014/11, 5-12-2014](#))

DONE, this ____ day of _____, 2017.

COUNTY COUNCIL OF BEAUFORT COUNTY

By: _____
D. Paul Sommerville, Chairman

APPROVED AS TO FORM:

Thomas J. Keaveny, II, County Attorney

ATTEST:

Ashley Bennett, Clerk to Council

First Reading: February 20, 2017

Second Reading:

Public Hearing:

Third and Final Reading: