

COUNTY COUNCIL OF BEAUFORT COUNTY
ADMINISTRATION BUILDING
BEAUFORT COUNTY GOVERNMENT ROBERT SMALLS COMPLEX
100 RIBAUT ROAD
POST OFFICE DRAWER 1228
BEAUFORT, SOUTH CAROLINA 29901-1228

D. PAUL SOMMERVILLE
CHAIRMAN

GERALD W. STEWART
VICE CHAIRMAN

COUNCIL MEMBERS

CYNTHIA M. BENSCH
RICK CAPORALE
GERALD DAWSON
BRIAN E. FLEWELLING
STEVEN G. FOBES
ALICE G. HOWARD
WILLIAM L. MCBRIDE
STUART H. RODMAN
ROBERTS "TABOR" VAUX

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GARY T. KUBIC
COUNTY ADMINISTRATOR

JOSHUA A. GRUBER
DEPUTY COUNTY ADMINISTRATOR
SPECIAL COUNSEL

SUZANNE M. RAINEY
CLERK TO COUNCIL

AGENDA
FINANCE COMMITTEE

Monday, March 16, 2015
2:00 p.m.

Conference Room, Building 3
Beaufort Industrial Village
104 Industrial Village Road, Beaufort

Committee Members:

Jerry Stewart, Chairman
Steve Fobes, Vice Chairman
Cynthia Bensch
Rick Caporale
Brian Flewelling
William McBride
Stu Rodman

Staff Support:

Suzanne Gregory, Employee Services Director
Alicia Holland, Assistant County Administrator, Finance
Chanel Lewis, Controller

1. CALL TO ORDER – 2:00 P.M.
2. AN ORDINANCE TO AMEND BEAUFORT COUNTY ORDINANCE 2014/14, FY 2014-2015 BEAUFORT COUNTY BUDGET BY DELETING EXISTING APPROPRIATION LEVELS SO AS NOT TO EXCEED ANTICIPATED GENERAL REVENUES ([backup](#))
3. PRESENTATION / FY 2015-2016 COUNTY BUDGET PROPOSAL
4. LEASE AGREEMENT / DIAMOND TRANSPORTATION TO PARK SOME OF THEIR VEHICLES ON THE PORTION OF PROPERTY THAT IS NOT IN THE AIRPORT OBSTACLE FREE AREA ([backup](#))
5. RESOLUTION / RETIREE HEALTHCARE PLAN / BLUFFTON TOWNSHIP FIRE DISTRICT / COUNTY COUNCIL
6. DISCUSSION / PEPPER HALL PURCHASE
7. AN ORDINANCE TO APPROPRIATE FUNDS NOT TO EXCEED \$150,000 FROM THE LOCAL 3% ACCOMMODATIONS TAX FUND TO THE COUNTY GENERAL FUND FOR SANTA ELENA FOUNDATION ([backup](#))
8. AN ORDINANCE OF THE COUNTY OF BEAUFORT, SOUTH CAROLINA, TO AMEND SECTION 2-28 OF THE BEAUFORT COUNTY CODE OF LAWS ESTABLISHING REELECTION OR REAPPOINTMENT INCREASE FOR COUNTY COUNCIL MEMBERS ([backup](#))
9. CONSIDERATION OF REAPPOINTMENTS AND APPOINTMENTS
 - A. Accommodations (2%) Tax Board
 - B. Airports Board
 - C. Tax Equalization Board
10. ADJOURNMENT

Unresolved and Pending Items

Memorandum of Understanding with Board of Education



ORDINANCE NO. 2015/

AN ORDINANCE TO AMEND BEAUFORT COUNTY ORDINANCE 2014/14, FY 2014-2015
BEAUFORT COUNTY BUDGET BY DELETING EXISTING APPROPRIATION LEVELS SO AS
NOT TO EXCEED ANTICIPATED GENERAL REVENUES

WHEREAS, on June 23, 2014, Beaufort County Council adopted Ordinance 2014/14 which established the County's FY 2014-2015 budget; and

WHEREAS, an amount of \$102,258,280.00 was appropriated to the General Fund; and

WHEREAS, this Ordinance contained a three percent (3%) vacancy restructuring factor in the amount of \$1,916,536.00 which restricts General Fund expenditures to \$100,341,744.00; and

WHEREAS, the midyear analysis of the three percent (3%) vacancy restructuring factor projects an achievable reduction of approximately \$400,000.00, it is now necessary to delete General Fund appropriations throughout the current authorized budget so as to avoid a reduction in the County's General Reserve Fund or additional staffing eliminations; and

WHEREAS, the County has reviewed the approved elected official budgets, the corresponding current and anticipated rate of General Fund expenditures and has identified the capability to make one-time reductions in appropriations for this budget year to achieve the \$1,916,536.00 restructuring target; and

WHEREAS, South Carolina Code of Laws Section 8-15-65 states that any reduction of expenditures in the operations of the offices of county elected officials without the elected official's consent may result in a corresponding reduction to the distribution that would otherwise be due the county pursuant to Chapter 27 of Title 6, the State Aid to Subdivisions Act.

NOW, THEREFORE, Beaufort County Council does hereby amend Ordinance 2014/14 so as to reflect a reduction in the amount of authorized appropriations so as to not exceed the anticipated amount of revenue identified in the FY 2014-2015 budget.

Those items that are underscored are hereby added to the document and those items that contain a ~~striketrough~~ are hereby stricken from the document.

SECTION 4. COUNTY OPERATIONS APPROPRIATION

An amount of ~~\$100,341,744~~ includes a three percent (3%) vacancy factor in the amount of ~~\$1,916,536~~ and \$99,977,030 is appropriated to the Beaufort County General Fund to fund County operations and subsidized agencies as follows:

I. Elected Officials and State Appropriations:

A. Sheriff	\$	24,750,664	<u>24,450,664</u>
Emergency Management	\$	7,407,119	
B. Magistrate	\$	2,133,759	
C. Clerk to Court	\$	<u>1,404,379</u>	<u>1,304,379</u>
D. Treasurer	\$	<u>1,178,584</u>	<u>1,078,584</u>
E. Probate Court	\$	868,289	
F. County Council	\$	760,963	
G. Auditor	\$	686,416	
H. Public Defender	\$	600,000	
I. Coroner	\$	506,566	<u>481,566</u>
J. Master-in-Equity	\$	344,234	
K. Social Services	\$	147,349	
L. Legislative Delegation	\$	93,840	
M. Solicitor	\$	1,060,000	
Total	\$	<u>41,942,162</u>	<u>41,417,162</u>

Management of these individual accounts shall be the responsibility of the duly elected official for each office. At no time shall the elected official exceed the budget appropriation identified above without first receiving an approved appropriation by County Council.

II. County Administration Operations:

A. Public Works	\$	<u>14,613,967</u>	<u>14,463,967</u>
B. Detention Center	\$	6,463,861	
C. Administration	\$	6,214,868	<u>6,014,868</u>
D. EMS	\$	6,800,513	
E. Library	\$	3,852,812	
F. Education Allocation	\$	4,000,000	
G. Parks and Leisure Services	\$	3,547,784	
H. Community Services	\$	3,670,097	<u>3,220,097</u>
I. Assessor	\$	2,000,452	
J. Public Health	\$	1,423,789	<u>923,789</u>
K. Mosquito Control	\$	1,639,417	
L. General Government Subsidies	\$	436,629	<u>380,379</u>
M. Employee Services	\$	1,033,095	<u>633,095</u>
N. Building Codes and Enforcement	\$	999,795	
O. Voter Registration	\$	797,173	
P. Planning	\$	592,640	
Q. Animal Shelter	\$	815,556	
R. Traffic Engineering	\$	634,136	
S. Register of Deeds	\$	575,011	
T. Zoning	\$	204,523	
Total	\$	<u>60,316,118</u>	<u>58,559,868</u>

The detailed Operations budget containing line-item accounts by department and/or agency is hereby adopted as part of this Ordinance.

This Ordinance shall become effective upon its adoption.

DONE this ____ day of April, 2015.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: _____
D. Paul Sommerville, Chairman

APPROVED AS TO FORM:

Joshua A. Gruber, Deputy County Administrator
Special Counsel

ATTEST:

Suzanne M. Rainey, Clerk to Council

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

RENTAL AGREEMENT

THIS RENTAL AGREEMENT ("Agreement") is made and entered into this ____ day of _____, 2015, by and between BEAUFORT COUNTY (the "Landlord") and DIAMOND TRANSPORTATION, LLC (the "Tenant").

WITNESSETH:

WHEREAS, Beaufort County is the owner of that certain property located at 16 Hunter Road, Hilton Head Island, South Carolina (the "Property"); and

WHEREAS, Diamond Transportation, LLC has occasionally used this Property to park its rental vehicles that service the Hilton Head Island Airport and it is the desire of the Landlord and Tenant to formalize an agreement by which Diamond Transportation, LLC may rent this Property on a month-to-month basis from Landlord.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged by the parties hereto, Landlord and Tenant agree as follows:

1. Rent. The rent to be paid by the Tenant to the Landlord shall be Three Hundred Fifty and No/100 (\$350.00) Dollars per month.
2. Term. The term of this Agreement will commence on _____ and shall terminate on an undetermined time unless sooner terminated pursuant to the provisions of this Agreement. See Paragraph 11.
3. Use of the Property. Tenant's intended use of the Property is to park vehicles that service the Hilton Head Island Airport. Such use shall be limited to the area designated on the attached Exhibit "A" as being green and/or that area closest to Dillon Road. Landlord shall also physically mark the parking line on the Property.
4. Subletting and Assignment. Tenant shall not be allowed to sublet, assign, share or rent the Property to any other entity, company, corporation, contractor, subcontractor, their agents, officers, employees or assigns without the prior written consent of Landlord.
5. Insurance. Tenant understands and agrees that Tenant bears full responsibility for insuring Tenant's personal property. Tenant shall also carry comprehensive general liability insurance insuring Landlord and its agents and Tenant. Tenant shall obtain and keep in force during the term of this Agreement public liability insurance insuring Tenant against liability arising out of ownership, use, occupancy or maintenance of the Property.
6. Indemnification. Tenant shall indemnify Landlord from any loss or damage, fraud, gross negligence, or willful misconduct on the part of Tenant or Tenant's employees, agents, contractors, subcontractors or members and shall protect, defend, indemnify and hold Landlord harmless from and against any and all claims, liabilities, losses, or expenses arising from injury

14. Compliance with Law. The Tenant shall comply with all laws, orders, ordinances and other public requirements now or hereafter pertaining to the Tenant's use of the Property.

15. Default. If a party shall breach a provision of this Agreement and fails to cure the default within ten (10) days of written notice thereof, the non-defaulting party shall have the right to pursue any and all available remedies at either law or equity.

16. Entire Agreement. The parties acknowledge that they have read and understand the terms of this Agreement. This Agreement contains the entire agreement and understanding between the parties regarding the Property and is subject to no agreements, conditions or representations that are not expressly set forth herein. This Agreement may only be amended in a writing signed by both the Landlord and the Tenant.

17. Binding Effect. This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective successors, legal representatives and assigns where permitted.

IN WITNESS WHEREOF, the parties have executed this Rental Agreement on the day and year first written above.

LANDLORD:

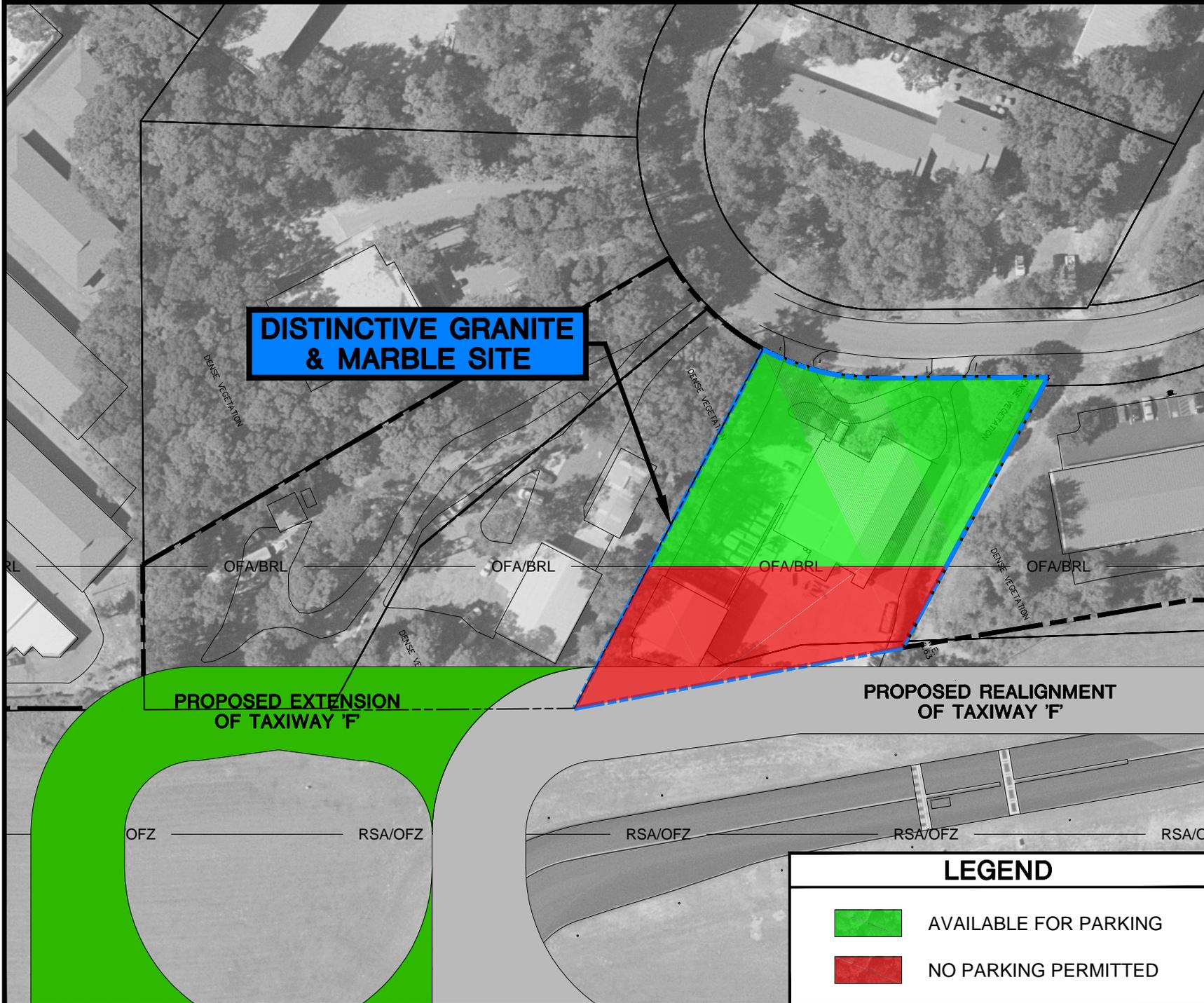
BEAUFORT COUNTY

By: _____
Name: _____
Title: _____

TENANT:

DIAMOND TRANSPORTATION, LLC

By: _____
Name: _____
Its: _____



**TALBERT, BRIGHT
& ELLINGTON**
 ENGINEERING & PLANNING CONSULTANTS
 494 PARKWAY PLAZA BOULEVARD, SUITE 350
 CHARLOTTE, NORTH CAROLINA 28217
 PHONE: 704-366-0070 FAX: 704-366-0080

Hilton Head Island Airport
Distinctive Granite & Marble Site
Available Parking Area

A historical map of South Carolina is shown in a dark, sepia-toned style. A large silhouette of a three-masted sailing ship is overlaid on the map, positioned in the lower-left quadrant. The map includes various geographical features and small illustrations of buildings and animals. The text is overlaid on the map in a white, serif font.

Coming to
Beaufort

South Carolina

2015

Phillip II of Spain declared in 1559:

*“It was fitting and very **necessary to make a strong settlement at the Punta de Santa Elena...**to bring the people of that land to our Holy Catholic faith, and in order that ships which come from New Spain...may find shelter...and to prevent people from France...from entering there to settle or take possession of our lands...**the first of all the settlement we have ordered must be made at the Punta.**”* (Priestley, ed., Luna Papers, 2: 16-17, 1560, P.K. Yonge Library, Gainesville, FL.)

Progress telling the story well:

- Pursuing ongoing research with expert historians and archaeologists.
- Presented archaeological research proposal to MCRD Parris Island.
- Launched five committees to address diverse needs from fund-raising, to marketing plans, to exhibit design.
- Gained commitment from Spain on first option for 16th Century exhibit.
- Conducting regular educational presentations to groups as large as 100.

The historic County building on Bay Street provides the Foundation with “place”, essential to move forward.

Upcoming Opportunities

- \$50K - Repurpose County building
- \$50K – Acquire & Install inaugural exhibit from Spain
- \$48K – Parking Lease
- \$150K - Upgrade and expand initial exhibit
- \$100K - Launch aggressive marketing program

- \$500K – Fund public access to Menendez papers and records
- \$150K - Fund Archaeological research at Santa Elena
- \$80K - Fund USCB faculty focused on 16th Century history
- \$1.25M - Fund 450th commemoration 2016



SANTA ELENA
FOUNDATION

SANTA ELENA – 1566 to 1587

WHERE AMERICA BEGAN

Port Royal Sound, Beaufort County, South Carolina

ORDINANCE 2015 _____

AN ORDINANCE OF THE COUNTY OF BEAUFORT, SOUTH CAROLINA TO AMEND SECTION 2-28 OF THE BEAUFORT COUNTY CODE OF LAWS ESTABLISHING REELECTION OR REAPPOINTMENT INCREASE FOR COUNTY COUNCIL MEMBERS

WHEREAS, Standards that are underscored shall be added text and Standards that are ~~line through~~ shall be deleted text.

WHEREAS, the County Council of Beaufort County has established a stipend in addition to the base annual pay received for service on Council for each County Council Member and the Chairman; and

WHEREAS, the County Council of Beaufort County deems it advisable to modify the County Council stipend; and

NOW, THEREFORE, BE IT ORDAINED by County Council of Beaufort County in a meeting duly assembled, by their authority to modify the meeting cap and stipend by Ordinance does hereby amend Beaufort County Code of Laws Section 2-28, to read as follows:

Section 2-28 – Salary and Reimbursement

- (a) *Base annual pay.* The members of council shall receive base annual pay for each fiscal year as follows:
 - (1) *Council member.* Each member of council, with the exception of the chairman, shall receive \$11,038.00; and
 - (2) *Council chairman.* The chairman of council shall receive \$14,349.00; and
 - (3) *Cost of living.* Each member of council shall receive the county's annual cost of living adjustment.
 - (4) *Reelection or reappointment.* A County Council Member, who is reelected and/or reappointed to his/her same office, without a break in service, will receive a five (5%) percent increase at the beginning of his/her new term of office.
- (b) *Council stipend.* In addition to the base annual pay received for service on council, members and/or the chairman may be paid a stipend of \$40.00 per meeting for his/her attendance at 144 meetings for the fiscal year of any council committee meetings and other council-related business meetings.
- (c) *Maximum amount of payment.* Payment for the council stipend shall be allowed up to the maximum amount authorized per fiscal year, as follows:
 - (1) *Councilmember.* Payment of base annual pay in the fiscal year plus stipend (144 meetings x \$40.00 per meeting) for the fiscal year shall not exceed \$16,798.00 per fiscal year; and

- (2) *Council chairman.* Payment of base annual pay in the fiscal year plus stipend (144 meetings x \$40.00 per meeting) for the fiscal year shall not exceed \$20,109.00 per fiscal year; and
- (3) A specially called (unscheduled) meeting of the county council of Beaufort County; and
- (4) A specially called (unscheduled) work session of the county council of the county council of Beaufort County; and
- (5) Any other business meeting at which the councilmember is in attendance in his/her official capacity as a member of council, i.e., an official meeting with an industrial prospect, an official meeting with another governmental entity, a meeting with a county committee, board, district, agency, authority, or commission, i.e., the Beaufort Memorial Hospital Board, the Solid Waste Advisory Council, the Beaufort-Jasper Water and Sewer Authority, any fire district, etc., or an organized meeting held within his/her district that he/she is attending in his/her official capacity as a member of council. These meetings are limited to 24 district meeting per year. This would not include attendance at parades, ribbon cutting ceremonies, or any other nonrequired functions; and
- (d) *Mileage reimbursement.* Each member of council shall be reimbursed mileage to and from their residences for all scheduled meetings, i.e., regular meetings, work sessions, public hearings; and
- (e) *Method of payment.* Base annual pay shall be divided into 26 equal payments and made biweekly through the normal payroll cycle. Payment of the stipend will be made on the second scheduled pay date of each month following the month in which the stipend was claimed; i.e., for meetings attended in January, payment would be made on the second payroll check paid in the month of February, etc.; and
- (f) *Required documentation.* An affidavit of attendance form must be completed and signed by the councilmember, and submitted to the finance department in order for payment of the stipend to be made. The affidavit provides for the recording of the date, time spent, location, and the purpose of the meeting, i.e., LCOG mileage, etc.; and
- (g) *Dual payment.* No member of council shall receive a stipend for attendance at any unscheduled meeting if any form of payment for attendance at said meeting is received by the member from another source; and
- (h) *Expenses.* Members may also be reimbursed for actual expenses incurred in the conduct of their official duties, S.C. Code 1982, § 4-9-100.