

COUNTY COUNCIL OF BEAUFORT COUNTY

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D. PAUL SOMMERVILLE
VICE CHAIRMAN

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GERALD DAWSON
BRIAN E. FLEWELLING
HERBERT N. GLAZE
WILLIAM L. McBRIDE
STEWART H. RODMAN
GERALD W. STEWART
LAURA VON HARTEN

GARY KUBIC
COUNTY ADMINISTRATOR

BRYAN J. HILL
DEPUTY COUNTY ADMINISTRATOR

JOSHUA A. GRUBER
COUNTY ATTORNEY

SUZANNE M. RAINEY
CLERK TO COUNCIL

AGENDA

COUNTY COUNCIL OF BEAUFORT COUNTY

Monday, November 26, 2012

4:00 p.m.

Council Chambers, Administration Building
Government Center
100 Ribaut Road, Beaufort

Citizens may participate in the public comment periods and public hearings from telecast sites at the Hilton Head Island Branch Library as well as Mary Field School, Daufuskie Island.

1. CAUCUS - 4:00 P.M.
Discussion is not limited to agenda items.
Executive Conference Room
2. REGULAR MEETING - 5:00 P.M.
Council Chambers
3. CALL TO ORDER
4. PLEDGE OF ALLEGIANCE
5. INVOCATION
6. REVIEW OF MINUTES
A. October 22, 2012 ([backup](#))
7. PUBLIC COMMENT
8. COUNTY ADMINISTRATOR'S REPORT
Mr. Gary Kubic, County Administrator
A. The County Channel / Broadcast Update
B. Two-Week Progress Report / County Administrator ([backup](#))
C. Two-Week Progress Report / Deputy County Administrator ([backup](#))
D. Resolution to Endorse Port Royal Sound Area Informational Signage ([backup](#))
E. Presentation of 2013 Beaufort County Land Preservation Calendar
F. Hilton Head Christian Academy Football Team
2012 South Carolina Independent Athletic Association Class 2-A State Champions



9. CONSENT AGENDA – ITEMS A THROUGH G

A. AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN EASEMENT ENCUMBERING PROPERTY OWNED BY BEAUFORT COUNTY, SOUTH CAROLINA

1. Consideration of second reading to occur November 26, 2012
2. Public hearing to occur Monday, December 10, 2012 beginning at 6:00 p.m. in Council Chambers of the Administration Building, Government Center, 100 Ribaut Road, Beaufort
3. First reading approval occurred November 5, 2012 / Vote 11:0
4. Public Facilities Committee discussion and recommendation to approve occurred October 23, 2012 / Vote 4:1

B. JOHN DEERE 6115M CAB TRACTOR WITH ROTARY CUTTER FOR STORMWATER MANAGEMENT DEPARTMENT ([backup](#))

1. Consideration of contract award to occur November 26, 2012
2. Contract award: Blanchard Equipment Company, Saint George, South Carolina
3. Contract amount: \$80,016.75
4. Funding: Account #13531-54200, Specialized Capital Equipment
5. Finance Committee discussion and recommendation to approve occurred November 5, 2012 / Vote 7:0

C. SOUTHERN BEAUFORT COUNTY ZONING MAP AMENDMENT / REZONING REQUEST FOR R601 031 000 0030 0000, R601 031 000 030A 0000, R601 031 000 1572 0000 AND R619 031 000 0039 0000 (4 PARCELS TOTALING 65+/- ACRES AT THE SOUTHWEST INTERSECTION OF U.S. 278 AND S.C. 46, ACROSS FROM KITTIE'S CROSSING) FROM LIGHT INDUSTRIAL (LI) AND SUBURBAN (S) ZONING DISTRICTS TO COMMERCIAL REGIONAL (CR) ZONING DISTRICT ([backup](#))

1. Consideration of first reading approval to occur November 26, 2012
2. Natural Resources Committee discussion and recommendation to approve occurred November 8, 2012 / Vote 6:0

D. TEXT AMENDMENTS TO THE BEAUFORT COUNTY ZONING AND DEVELOPMENT STANDARDS ORDINANCE/ZDSO, ARTICLE V, SECTION 106-1187(B) MULTIFAMILY RESIDENTIAL-URBAN DISTRICT (ALLOWS MULTIFAMILY USES WITHIN ONE-QUARTER (1/4) MILE OF EXISTING MULTIFAMILY USES) ([backup](#))

1. Consideration of first reading approval to occur November 26, 2012
2. Natural Resources Committee discussion and recommendation to approve occurred November 8, 2012 / Vote 6:0

E. WATER QUALITY MONITORING CONTRACT FOR BEAUFORT COUNTY ([backup](#))

1. Consideration of contract award to occur November 26, 2012
2. Contract award: GEL Engineering LLC, Charleston, South Carolina
3. Contract amount: \$91,515
4. Funding: Account #13531-51160, Stormwater Utility Fund
5. Natural Resources Committee discussion and recommendation to approve occurred November 8, 2012 / Vote 6:0

F. WATER QUALITY OFFICE AND UTILITY BALANCE UTILIZATION PLAN ([backup](#))

1. Consideration of approval to occur November 26, 2012
2. \$250,000 contribution to USC-B for lease/purchase of water quality testing equipment
3. Funding: Account #13531-51160, Stormwater Utility Fund
4. Natural Resources Committee discussion and recommendation to approve occurred November 8, 2012 / Vote 6:0

G. A RESOLUTION CONFIRMING THAT BEAUFORT COUNTY COUNCIL SHALL HAVE THREE APPOINTMENTS TO THE BOARD OF THE LOWCOUNTRY ECONOMIC ALLIANCE, THAT THE THREE SEATS SHALL BE OPEN FOR APPOINTMENT TO ANY CITIZEN OF BEAUFORT COUNTY AS MAY BE NOMINATED AND APPROVED BY COUNTY COUNCIL ([backup](#))

1. Consideration of first reading approval to occur November 26, 2012
2. Governmental Committee discussion and recommendation to approve occurred November 8, 2012 / Vote 5:0

10. AUTHORIZATION TO TRANSFER \$30,000 GRANT TO CLEMSON EXTENSION FOR FACILITY RENOVATIONS AND INFRASTRUCTURE IMPROVEMENTS FROM PENN CENTER CAMPUS TO GULLAH FARMERS COOPERATIVE ASSOCIATION

1. Consideration of approval to occur November 26, 2012

11. A RESOLUTION PUBLISHING THE RESULTS OF THE DAUFUSKIE ISLAND FERRY SPECIAL TAX DISTRICT REFERENDUM AS REQUIRED BY SOUTH CAROLINA CODE OF LAWS SECTION 4-9-30(5)(A)(1) ([backup](#))

1. Consideration of adoption to occur November 26, 2012

12. AN ORDINANCE TO AMEND THE BEAUFORT COUNTY SCHOOL DISTRICT ORDINANCE NO. 2012/11

1. Consideration of first reading, by title only, to occur November 26, 2012

13. PUBLIC HEARING

A. AN ORDINANCE TO AMEND THE FY 2011-2012 BEAUFORT COUNTY BUDGET ORDINANCE SO AS TO PROVIDE A SUPPLEMENTAL APPROPRIATION FROM THE COUNTY'S GENERAL RESERVE FUND IN AN AMOUNT NOT TO EXCEED \$7,200,000 FOR THE PURPOSE OF SATISFYING OUTSTANDING BOND OBLIGATIONS RELATIVE TO THE NEW RIVER TAX INCREMENT FINANCING DISTRICT ([backup](#))

1. Consideration of third and final reading to occur November 26, 2012
2. Second reading approval occurred November 15, 2012 / Vote 9:0
2. First reading, by title only, approval occurred November 5, 2012 / Vote 11:0
3. Finance Committee discussion and recommendation to approve occurred November 5, 2012 / Vote 7:0

14. COMMITTEE REPORTS ([backup](#))

15. PUBLIC COMMENT

16. EXECUTIVE SESSION

- A. Discussion of employment of a person regulated by County Council
- B. Discussion of negotiations incident to proposed contractual arrangements and proposed purchase of property

17. ADJOURNMENT

Official Proceedings
County Council of Beaufort County
October 22, 2012

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

CAUCUS

A caucus of the County Council of Beaufort County was held at 4:00 p.m. on Monday, October 22, 2012 in the large meeting room of the Bluffton Branch Library, 120 Palmetto Way, Bluffton, South Carolina.

ATTENDANCE

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

DISCUSSION ITEMS

Topics discussed during caucus included: (i) the Parks and Leisure Services fee schedule, recommendation to change from \$5.00 per day per child to \$3.75. (ii) the 2013 agencies' funding recommendations, consider amending LRTA from \$230,000 to \$220,000 and distributing the \$10,000 reduction amongst CAPA CODA, Hope Haven, and Coastal Empire Mental Health or remand to Community Services Committee. (iii) Rollover calculations, (iv) The realtor communities' concern about the significant difference between taxes paid for two like homes (primary/owner occupied home and second home). (v) Has Act 388 distorted our census numbers? How census defines a primary resident. (vi) Council has received numerous emails about the state of the recreation fields on Hilton Head Island.

REGULAR SESSION

The regularly scheduled meeting of the County Council of Beaufort County was held at 4:00 p.m. on Monday, October 22, 2012 in the large meeting room of the Bluffton Branch Library, 120 Palmetto Way, Bluffton, South Carolina.

ATTENDANCE

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

PLEDGE OF ALLEGIANCE

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

INVOCATION

Councilman Glaze gave the Invocation.

REVIEW OF PROCEEDINGS OF THE REGULAR MEETING HELD SEPTEMBER 10, 2012

It was moved by Ms. Von Harten, seconded by Mr. Glaze, that Council approve the minutes of the regular meeting held September 24, 2012. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Rodman, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. The motion passed.

BOARD AND COMMISSION MEMBERS' PUBLIC SERVICE RECOGNITION

The Chairman recognized eight individuals for their public service to County government: Kevin Farrugio, Northern Corridor Review Board; Mary T. Johnson, Alcohol and Drug Abuse Board; Leonard Law, Airports Board; Marion McCall, Disabilities and Special Needs Board; Charles Morse, Library Board; James Tiller, Southern Corridor Review Board; Murray Weiner, Disabilities and Special Needs Board; and Joseph Zimmerman, Airports Board.

PROCLAMATIONS

Purple Heart County

The Chairman proclaimed Beaufort County as a Purple Heart County. Mr. Rick A. Roszelle, Adjutant, Col. Jimmy H. Leach Chapter 1948 Beaufort, accepted the proclamation.

The Hilton Head Area Association of Realtors

The Chairman proclaimed the County's appreciation to The Hilton Head Area Association of Realtors® for 40 years of dedicated service to the citizens of Beaufort County. Mrs. Jean Beck, Executive Vice President, accepted the proclamation.

Mr. Rodman left at 5:00 p.m.

PUBLIC COMMENT

Mr. Phyllis Lambert, a Bluffton resident, thanked Council and Mr. Colin Kinton, Transportation/Traffic Engineer, for reviewing the issue of the Crossings Boulevard, Masters Way and Bluffton Parkway intersection. With her tonight are many supporters of the traffic signal.

Mr. John Putmann, a Bluffton resident, asked Council to look at the intersection design flaws.

Judge William Bodoh, a Bluffton resident, urged Council to consider both the necessity and appropriateness of supporting the establishment of the traffic control device at the Crossings Boulevard, Masters Way and Bluffton Parkway intersection.

Mr. Bob Cooke, a Hilton Head Island, has devoted his last seven years to a mission of sports through Christianity. The poor condition of the soccer fields has been ongoing every season from start to finish. They are only getting worse.

Ms. Coleen McBournie, a Bluffton resident, would accept a flashing light, except during the time when school starts and ends as well as rush hour at the Crossings Boulevard, Masters Way and Bluffton Parkway intersection.

Ms. Carol Bracken, a Bluffton resident, said the Crossing Boulevard, Masters Way and Bluffton Parkway intersection has been a safety problem for the immediate community and school as well as other drivers. The speed limit is not enforced.

DEPUTY COUNTY ADMINISTRATORS' REPORT

The County Channel / Broadcast Update

Mr. Bryan Hill, Deputy County Administrator, said The County Channel continues to produce its Beaufort History Moments. This latest episode covers indigo production.

The Burton-Dale-Beaufort Branch of the NAACP hosted a candidate forum for School Board District 3 and SC State Senator District 45. Candidates for School Board included Fred Washington, Jr., Bernie Schein, and Michael Rivers. Leilani Bessigner is challenging incumbent Clementa Pinckney for State Senate.

Parks and Leisure Services football playoffs were held this weekend, and our County Channel crew was at Burton Wells Regional Park on Saturday to catch all the action.

Two-Week Progress Report / County Administrator

Mr. Bryan Hill, Deputy County Administrator, presented the County Administrator's Two-Week Progress Report, which summarized his activities from October 8, 2012 through October 19, 2012.

Two-Week Progress Report / Deputy County Administrator

Mr. Bryan Hill, Deputy County Administrator, presented his Two-Week Progress Report, which summarized his activities from October 8, 2012 through October 19, 2012.

Monthly Budget Summary

Mr. Bryan Hill, Deputy County Administrator, submitted the actual year-to-date comparison for the period ending October 17, 2012.

Update / \$5 Million Bond Anticipation Note

Mr. David Starkey, Chief Financial Officer, gave an update on the \$5.0 million Bond Anticipation Note (BAN) offering to include a ratings and bid analysis as well as maturity of the BANs. Council approved the partial refunding through three readings and a public hearing September 24, 2012. The County borrowed \$5.0 million on October 10, 2012. Projects to be funded (net of available funds) include the Courthouse reskin project, Coroner's facility renovations, and Myrtle Park County Administration Building renovations. The interest rates of the BAN are 1.5%. The premium realized on the borrowing is \$33,300. The effective interest rate of borrowing is 0.277%. Fees associated with the borrowing are \$36,300 and are mostly covered by the premium. The \$3,000 difference comes from BAN proceeds. The reasons for the large savings follows: short-term interest rates are very low; Moody's rating of MIG1 is the highest short-term rating; and S&P rating is SP-1+ is the highest short-term rating. There were five bidders. The \$5.0 million BAN matures May 13, 2013 and corresponds with the \$2.5 million BAN maturing. Both BANs will be refinanced into one bond to save money. Millage to repay the May 2013 bonds will be assessed FY 2014.

Mr. Hill remarked the FY 2005 fund balance was approximately \$4.0 million. Today is it approximately \$22.0 million. The FY 2005 debt service bond rating was A. It is now AA Primary.

Mr. Newton asked Mr. Garrett Budds, representing the Open Land Trust, to explain the current funding levels of the Rural and Critical Lands Program (Program).

Mr. Budds said the approximate funding, based upon his rough calculation prepared this afternoon there is \$5.6 million in unrestricted funds used for acquisition of properties. There is \$1,742,000 set aside for projects negotiated that could be presented to Council for approval or approved by Council that will close. The net total is approximately \$3,875,000 of unrestricted funds for property purchase going forward, without giving specifics, on St. Helena Island, Dale, southern Beaufort County, New River watershed, Okatie River watershed, and May River watershed. The Open Land Trust took it upon itself to creative participate in the public education campaign about the Program. Open Land Trust published an educational brochure as well as a website, the latter functions as a clearinghouse for all items Program related – property updates, photographs, studies on the importance of protecting land, economic impact of protected places, and some maps. The Program is a success story by any measure.

Together for Beaufort County Project Report Card on Goals

Chancellor Jane Upshaw, USC-B, said today is a manifestation of the long collaboration between Beaufort County and USC-B. It has been very long time in coming, but the work of this team is just the beginning. The continued synergy between Together for Beaufort and USC-B will deliver many rewards for years to come. This team represents well over one hundred years of

collective expertise in the field of human services, research, analysis, and strategic thinking to move forward. They bring best practices here in Beaufort County from all over the country. What is most important for all of us to realize today is they are bringing it to the place where they have chosen to live and work going forward. Collectively, we look forward to working with the Alliance for many years to come and move Beaufort County together.

Ms. Trish Hiechel, Chairman of the Leadership Council, displayed the Together for Beaufort County decal. The report is the result of collaboration between the Alliance and USC-B. The team has brought data together from agencies, community representatives, in a manner where it is a very simple to read and see.

Dr. Randy Lampkin, Team Leader, introduced the members of the team: Dr. John Salazer, Dr. Charles Farrison and Dr. Allan Warren. A group of Beaufort County leaders in 2004 introduced Together for Beaufort County (Together). Together is a community indicators project that allows citizens to work together with Beaufort County Human Services Alliance (Alliance) members to improve quality of life. To earlier reports in 2006 and 2009 explained the methodology to assess quality of life, initial and ongoing community input and action taken to improve quality of life. The major goal of the 2012 Together for Beaufort County Indicator Database is the presentation of data for 16 communities indicates for the time 2005 – 2012. We have provided data for 2005 and each year thereafter to 2012, if available. The objects the statistics that were developed by the original consulting group were retained wherever possible.

There are four strategic goals: (1) Together will, with our Lowcountry neighbors, build an economy that supports a sustainable quality of life. (2) Together will break the cycle of illiteracy by exceeding national education standards. (3) Together we will break the cycles of poverty that impact children, elderly and the working poor. (4) Together we will balance growth in a manner that promotes and protects the health of our residents and our environment.

Strategic goal – Economy Objectives - Objective 1: By 2012, the average wage in Beaufort County will equal, or exceed South Carolina's average wage. Achievement remains outstanding. Objective 2: By 2012, the commercial tax base will double. Achievement remains outstanding. Objective 3: By 2012, housing costs for owners and renters in Beaufort County will not exceed 35% of household income. Achievement remains outstanding. Objective 4: By 2012, cost of childcare will not exceed 25% of a working family's income. Objective achieved.

Strategic goal - Education Objectives - Objective 1: By 2012, 85% of entering first graders will test at grade level as measured by a nationally normed test. Achievement remains outstanding. Objective 2: By 2012, students will exceed South Carolina averages on college admissions tests. Achievement remains outstanding. Objective 3: By 2012, at least 70% of students will meet their individual "stretch goals" as measured by a national, norm-referenced achievement test. Achievement remains outstanding. Objective 4: By 2012, the functional English literacy level of the adult population will exceed the national average. Achievement remains outstanding.

Strategic goal - Poverty Objectives - Objective 1: By 2012, the number of children living in poverty reduced to the national average. Achievement remains outstanding. Objective 2: By

2012, Beaufort County will increase the number of “aging in place villages” and the membership within them. Objective achieved. Objective 3: By 2012, the number of births to teenagers reduced to 8% of all births. Objective remains outstanding. Objective 4: by 2012, the percent of births reported as having received adequate prenatal care will be increased to more than 85%. Objective remains outstanding.

Strategic goal - Health Objectives - Objective 1: By 2012, we will reduce the percentage of overweight/obese residents and therefore the percentage of diabetes, hypertension, heart disease and stroke. Objective remains outstanding. Objective 2: By 2012, we will reduce the percentage of residents without health insurance to 10% of the population. Objective remains outstanding. Objective 3: By 2012, we will increase access to community mental health services for adults and children. Objective remains outstanding. Objective 4: By 2012, we will be good stewards of our natural resources by protecting and monitoring water Quality. Achievement is unknown.

In closing Dr. Lampkin, invited Council to attend the various public presentations: Whale Branch Early College High School on October 30, Technical College of the Lowcountry on November 7 and 8, and USC-Beaufort on November 14. The final report will become available online by December 1.

Update / Crossings Boulevard and Masters Way

Mr. Colin Kinton, Transportation/Traffic Engineering, reported staff completed its study of the intersection at Crossings Boulevard and Masters Way. Bluffton Parkway runs east and west. Masters Way is between Bluffton Parkway and McCracken Circle to the south. The cross of that is Bluffton High School. Crossings Boulevard runs north.

During morning peak hour there were 189 vehicles turning right from Masters Way onto Bluffton Parkway and 246 turning left. Usually right turn volumes typically do not warrant signals because you can usually turn right safely most anywhere. The problem with Masters Way it is only one lane. If you have a heavy right-turn volume, it is also delaying the left turns and through movements, too, even though they are light movements. Midday volumes are light. In the afternoon peak hour, when school is letting out, there is heavy through volumes on Bluffton Parkway, heavy left turn turning from Bluffton Parkway on Masters Way, and heavy right turn turning out.

There was an accident from traffic turning right out of Masters Way (property damage only accident). There was a left turn accident where someone turned left in front of traffic. There have been two rear-end accidents on Masters Way where people were impatient pulling out and rear-ended each other. There have been other accidents in the general vicinity – a deer hit, someone fell asleep at the wheel and ran off the road, and other single-vehicle type accidents, not attributed to the intersection.

Findings. Seven of the nine signal warrants were not met. Right turns make up 77% total side street traffic (94% Masters Way). Left and through traffic average 37 vehicles per hour (less

than 1 vehicle every 3 minutes per approach). Staff observed vehicle delays during peak hours minimal, most of the delays were less than 40 seconds. Two accidents have occurred over a four-year period and would have been correctable with a traffic signal. Based on staff analysis, a traffic signal is not warranted. However, there are planned improvements in order to make this intersection safer: (i) lower the speed limit to 35 mph on Bluffton Parkway (within ½ mile of the intersection). (ii) install additional warning signs approaching intersection. (iii) restrict all traffic on side streets to right-turns only during school peak hours (7:00 a.m. to 8:30 a.m. and 2:30 p.m. to 4:30 p.m.). (iv) request the School District to prevent buses from left-turn and thru movements from side streets.

Mr. Newton urged staff to monitor the situation and coordinate immediately with the Town of Bluffton. Reducing the speed limit is no more effective than not reducing it if there is no enforcement.

Sheriff P.J. Tanner said he would work with the Town of Bluffton Police Department to see if we can augment whatever personnel they have dedicated to traffic enforcement on that particular stretch of road and intersection along with other areas within the Town of Bluffton as well. Enforcement is extremely important. It would be imperative that the County engage with the Town of Bluffton and make that a lighted intersection. That is the only answer to make that a safe intersection. Making that a lighted intersection will reduce the majority of the complaints.

APPROVAL OF AN INTERGOVERNMENTAL AGREEMENT FOR THE SC 170 WIDENING PROJECT WITH THE SOUTH CAROLINA TRANSPORTATION INFRASTRUCTURE BANK AND ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$24.9 MILLION

It was moved by Mr. Stewart, seconded by Mr. Flewelling, that Council approve and execute an Intergovernmental Agreement concerning the funding and construction of the SC Highway 170 Widening Project (Phase I and II) between Beaufort County and the South Carolina Transportation Infrastructure Bank. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Rodman. The motion passed.

REQUEST TO PURCHASE SIX 2013 DODGE CHARGERS FOR SHERIFF'S OFFICE

It was moved by Mr. Caporale, seconded by Mr. Baer, that Council award a contract to Ben Chrysler of Greer, South Carolina for the purchase of six 2013 Dodge Chargers in the amount of \$137,207 for the Sheriff's Office. Funding is from Vehicle Replacements, Account #21052-54000, Vehicle Purchases. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Rodman. The motion passed.

REQUEST TO PURCHASE FOUR 2013 DODGE CHARGERS FOR SHERIFF'S OFFICE

It was moved by Mr. Caporale, seconded by Mr. Baer, that Council award a contract to Ben Chrysler of Greer, South Carolina for the purchase of four 2013 Dodge Chargers in the amount of \$91,438 for the Sheriff's Office. Funding is from Vehicle Replacements, Account #21051-54000, Vehicle Purchases. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Rodman. The motion passed.

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A QUIT CLAIM DEED TO PEACOCK VENTURES, LLC AS PART OF A SETTLEMENT AGREEMENT IN THE CASE OF BEAUFORT COUNTY V. OLD SOUTH APARTMENTS II

It was moved by Mr. McBride, seconded by Mr. Glaze, that Council approve on second reading an ordinance authorizing the execution and delivery of a quit claim deed to Peacock Ventures, LLC as part of a settlement agreement in the case of Beaufort County vs. Old South Apartments II. that Council approve on second reading an ordinance to amend the Airports Board Charter, Section 6-28(c), Membership; Section 6-28(d), Election of Officers and Terms of Office; Section 6-30(b)(k)(r) Powers and Duties. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Rodman. The motion passed.

The Chairman announced a public hearing would occur Monday, November 5, 2012 beginning at 6:00 p.m. in Council Chambers of the Administration Building, Government Center, 100 Ribaut Road, Beaufort.

TEXT AMENDMENTS TO AIRPORTS BOARD CHARTER

It was moved by Mr. McBride, seconded by Mr. Glaze, that Council approve on third and final reading an ordinance to amend the Airports Board Charter, Section 6-28(c), Membership; Section 6-28(d), Election of Officers and Terms of Office; Section 6-30(b)(k)(r) Powers and Duties. that Council approve on second reading an ordinance to amend the Airports Board Charter, Section 6-28(c), Membership; Section 6-28(d), Election of Officers and Terms of Office; Section 6-30(b)(k)(r) Powers and Duties. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Rodman. The motion passed.

AN ORDINANCE AUTHORIZING THE RELINQUISHMENT OF AN EXISTING DRAINAGE EASEMENT AND THE ACCEPTANCE OF A RELOCATED DRAINAGE EASEMENT ON PROPERTY OWNED BY THE SAME GRANTOR

t was moved by Mr. McBride, seconded by Mr. Glaze, that Council approve on first reading an ordinance authorizing the relinquishment of an easement (Lot 4) and to accept a relocated easement on lot 1 and 2 on property owned and developed by James and Pamela Love Recorded in Register of Deeds, Plat Book 133, Page 145. The vote was: YEAS - Mr. Baer, Mr. Caporale,

Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Rodman. The motion passed.

The Chairman announced a public hearing would occur Monday, November 5, 2012 beginning at 6:00 p.m. in Council Chambers of the Administration Building, Government Center, 100 Ribaut Road, Beaufort.

AN ORDINANCE OF THE COUNTY OF BEAUFORT, SOUTH CAROLINA, TO AMEND THE ZONING AND DEVELOPMENT STANDARDS ORDINANCE (ZDSO), ARTICLE V. USE REGULATIONS, SECTION 106-1218. COTTAGE INDUSTRY (TO REDUCE ACREAGE, SCREENING AND LIGHTING REQUIREMENTS AND TO REMOVE DIRECT ACCESS TO A PAVED ARTERIAL ROAD FOR COTTAGE INDUSTRIES IN RURAL ZONING)

It was moved by Mr. McBride, seconded by Mr. Glaze, that Council approve on first reading an ordinance to amend the Zoning and Development Standards Ordinance (ZDSO), Article V. Use Regulations, Section 106-1218. Cottage Industry (to reduce acreage, screening and lighting requirements for cottage industries in rural zoning). The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Rodman. The motion passed.

The Chairman announced a public hearing would occur Monday, November 5, 2012 beginning at 6:00 p.m. in Council Chambers of the Administration Building, Government Center, 100 Ribaut Road, Beaufort.

RESOLUTION AMENDING THE FEE SCHEDULE OF THE PARKS AND LEISURE SERVICES DEPARTMENT

Main motion: It was moved by Mr. Dawson, as Community Services Committee Vice Chairman (no second required), that Council adopt a resolution amending the Fee Schedule for the Parks and Leisure Services Department.

Motion to amend by substitution: It was moved by Mr. Dawson, seconded by Mr. Flewelling, that Council change \$5.00 per day per child to \$3.75 per day per child. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Rodman. The motion passed.

Vote on the amended motion, which is now the main motion, and includes the motion to amend by substitution: Council adopt a resolution amending the Fee Schedule for the Parks and Leisure Services Department to include a change from \$5.00 per day per child to \$3.75 per day per child. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Rodman. The motion passed.

2013 AGENCIES' FUNDING RECOMMENDATIONS

Main motion: It was moved by Mr. Dawson, as Community Services Committee Vice Chairman (no second required), that Council approve the 2013 agencies' funding allocations as follows: LRTA \$230,000; Coastal Empire Community Mental Health Center \$90,000, DHEC \$54,000; Senior Services of Beaufort County \$45,000; Child Abuse Prevention Association \$24,000; Citizens Opposed to Domestic Abuse \$11,000; HOPE Haven \$11,000; Literacy Volunteers of the Lowcountry \$7,000; Beaufort-Jasper Economic Opportunity Commission \$5,000; Clemson University Extension \$5,000. The total FY 2013 allocation is \$482,000.

Motion to amend substitution: It was moved by Mr. Flewelling, seconded Mr. Baer, that Council reduce LRTA funding allocation from \$230,000 to \$220,000 and redistribute that \$10,000 in some way between CAPA, CODA, Hope Haven, and Coastal Empire Mental Health. The vote was: FOR – Mr. Baer, Mr. Caporale and Mr. Flewelling. OPPOSED – Mr. Dawson, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Rodman. The motion failed.

Vote on the main motion: Council approve the 2013 agencies' funding allocations as follows: LRTA \$230,000; Coastal Empire Community Mental Health Center \$90,000, DHEC \$54,000; Senior Services of Beaufort County \$45,000; Child Abuse Prevention Association \$24,000; Citizens Opposed to Domestic Abuse \$11,000; HOPE Haven \$11,000; Literacy Volunteers of the Lowcountry \$7,000; Beaufort-Jasper Economic Opportunity Commission \$5,000; Clemson University Extension \$5,000. The total FY 2013 allocation is \$482,000. The vote was: FOR – Mr. Baer, Mr. Dawson, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. OPPOSED – Mr. Caporale and Mr. Flewelling. ABSENT – Mr. Rodman. The motion passed.

PUBLIC HEARING

AN ORDINANCE TO AMEND AND CLARIFY ORDINANCES 2005/28 AND 2005/42 ENTITLED "AN ORDINANCE TO IMPOSE A TWO AND ONE-HALF PERCENT FEE ON THE PRICE OF ADMISSIONS TO PLACES OF AMUSEMENT WITHIN BEAUFORT COUNTY, EFFECTIVE DATE, SUNSET PROVISION, AND SEVERABILITY"

The Chairman opened a public hearing at 6:35 p.m. for receiving information from the public regarding an ordinance to amend and clarify ordinances 2005/28 and 2005/42 entitled an ordinance to impose a two and one-half percent fee on the price of admissions to places of amusement within Beaufort County, effective date, sunset provision, and severability. After calling three times for public comment and receiving none, the Chairman declared the hearing closed at 6:37 p.m.

It was moved by Mr. Stewart, as Governmental Committee Chairman (no second required), that that Council approve on third and final reading an ordinance to amend and clarify ordinances 2005/28 and 2005/42 entitled an ordinance to impose a two and one-half percent fee on the price

of admissions to places of amusement within Beaufort County, effective date, sunset provision, and severability. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Rodman. The motion passed.

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

COMMITTEE REPORTS

Community Services Committee

Alliance for Human Services

Mr. Dawson, as Community Services Committee Chairman, reported members asked the Alliance for Human Services to explore the possibility of seeking grant applications to fund the agencies.

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

PUBLIC COMMENT

The Chairman recognized Ms. Deborah Ferreira Friedenfeld, a Bluffton resident, who said the approach to Crossings Boulevard is blind because Bluffton Parkway is two lanes plus a turn lane. It is very difficult for oncoming drivers to judge if anyone is in the right or left turn lanes.

Ms. Phyllis Lambert, a Bluffton resident, said she would like an explanation from Mr. Colin Kinton, Transportation/Traffic Engineer, as to why Red Cedar Street, which is approximately one mile east of Crossings Boulevard, has a traffic signal. What measurement tool was used for Red Cedar Street that is not being used for Crossings Boulevard.

CALL FOR EXECUTIVE SESSION

It was moved by Mr. Caporale, seconded by Mr. Sommerville, that Council go immediately into executive session for the discussion of negotiations incident to proposed contractual arrangements and proposed purchase of property. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Rodman. The motion passed.

EXECUTIVE SESSION

RECONVENE OF REGULAR SESSION

It was moved by Mr. Sommerville, seconded by M. Stewart, that Council approve a fee simple acquisition of 97.7 +/- acres in the amount of \$1,500,000 with funding from the Rural and Critical Lands Program. The properties represent a buffer to the Okatie River along SC Highway

170. The parcel is bounded by the Okatie River to the east, tidal creek to the north and Okatie Point PUD to the south, and Highway 170 to the west. The vote was: YEAS - Mr. Baer, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Glaze, Mr. McBride, Mr. Newton, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Rodman. The motion passed.

ADJOURNMENT

Council adjourned at 7:40 p.m.

COUNTY COUNCIL OF BEAUFORT COUNTY

By: _____
Wm. Weston J. Newton, Chairman

ATTEST _____
Suzanne M. Rainey, Clerk to Council

Ratified:

DRAFT



Memorandum

DATE: November 23, 2012
TO: County Council
FROM: Gary Kubic, County Administrator
SUBJ: County Administrator's Progress Report

The following is a summary of activities that took place November 5, 2012 through November 23, 2012:

November 5, 2012

- Sheriff's meeting re: Derelict/Unattended Boats
- Finance Committee meeting
- County Caucus meeting
- County Council meeting

November 6, 2012

- Meeting with Sheriff's personnel and County staff re: Animal Control Officers

November 7, 2012

- Meeting with Talbert & Bright representatives and Paul Andres, Director of Airports re: Hilton Head Island Airport Master Plan
- Staff meeting re: Jaz Development, LLC Development Agreement

November 8, 2012

- Natural Resources Committee
- Governmental Committee meeting

November 9, 2012

- Meeting with Deputy County Administrator Bryan Hill
- Staff meeting re: CIP Airport Funding

COUNTY COUNCIL
November 23, 2012
Page 2

- Meeting with Deputy County Administrator Bryan Hill and Staff Attorney Josh Gruber
- Lady's Island Coursen - Tate Park Dedication

November 12, 2012

- Veterans Day holiday observance

November 13-14, 2012

- Personal leave

November 15, 2012

- Staff meeting re: Borrowing
- Airports Board meeting
- Special County Council meeting

November 16, 2012

- Meeting with Darryl Ferguson re: Hurricane / Insurance issues
- Meeting with Chairman Weston Newton, Alan Linsky, and Tony Criscitiello re: Outdoor Gun Range
- Agenda review with Chairman, Vice Chairman and Executive Staff

November 19, 2012

- Meeting with Attorney Wes Jones and Palmetto Bluff representatives
- Staff Meeting Re: Certification of airport grants and timeline of approvals
- Meeting with Joe McKeown of Congressman Tim Scott's Office, and Mark Roseneau, Director of Facility Management re: Office space

November 20, 2012

- Grand Opening Celebration - Spanish Moss Trail

November 21, 2012

- Personal leave

November 22 - 23, 2012

- Thanksgiving holidays



Memorandum

DATE: November 23, 2012
TO: County Council
FROM: Bryan Hill, Deputy County Administrator
SUBJECT: Deputy County Administrator's Progress Report

The following is a summary of activities that took place November 5, 2012 through November 23, 2012:

November 5, 2012 (Monday):

- Meet with Marc Orlando, Town of Bluffton
- Meet with Phil Foot, Public Safety Director re: Animal Shelter
- Prepare for Finance Committee Meeting & County Council Meeting
- Meet with Rob Lewis, Broadcasting
- Finance Committee Meeting
- County Council

November 6, 2012 (Tuesday):

- Meet with Gary Kubic, County Administrator and P.J. Tanner, Sheriff re: Animal Control Officers
- Attend Security Meeting
- Meet with Robert McFee, Engineering and Infrastructure
- Telephone conference with Barbara Heller, Heller & Heller re: PALS Study

November 7, 2012 (Wednesday)--Bluffton:

- Bluffton Hours
- Meet with Monica Spells, Compliance Officer re: Various Issues

November 8, 2012 (Thursday):

- Meet with Monica Spells, Compliance Officer
- Attend Grand Opening of St. Helena Library

November 9, 2012 (Friday):

- Meet with Gary Kubic, County Administrator
- Attend Capital Improvement Funding for the Airport Meeting with Gary Kubic, County Administrator, Robert McFee, Engineering & Infrastructure, David Starkey, CFO and Paul Andres, Director of Airports
- Meet with Gary Kubic, County Administrator and Joshua Gruber, Staff Attorney
- Attend Lady's Island - Coursen/Tate Park Dedication
- Bluffton Hours P.M..

November 12, 2012 (Monday)--VETERANS' DAY:

- Closed

November 13, 2012 (Tuesday):

- Meet with Stewart Rodman, Councilman
- Meet with Monica Spells, Compliance Officer
- Meet with Suzanne Gregory, Employee Services Director

November 14, 2012 (Wednesday):

- Meet with Colin Kinton, Traffic Control
- Meet with Dr. Frank Murphy, Veterinarian
- Meet with Barbara Heller of Heller & Heller re: PALS Study Debriefing and Tour of Bluffton PALS Facilities

November 15, 2012 (Thursday):

- Meet with Robert McFee, Engineering & Infrastructure Director
- Meet with Joshua Gruber, Staff Attorney
- Meet with David Starkey, CFO
- Attend Borrowing Meeting with Gary Kubic, County Administrator and David Starkey, CFO
- Meet with Phillip Foot, Public Safety Director re: Codes Enforcement
- Attend Airports Board Meeting
- Attend Special County Council Meeting - Payoff Obligations - New River TIF District

November 16, 2012 (Friday)--Bluffton:

- Telephone conference with Colin Kinton, Traffic Control
- Bluffton Hours
- Agenda Review

November 19, 2012 (Monday):

- Attend Certification of Airport Grants and Timeline of Approvals Meeting
- Attend Transfer Station Location Meeting

November 20, 2012 (Tuesday):

- Tour Whale Branch Fishing Pier with Eddie Bellamy, Public Works Director and Joshua Gruber, Staff Attorney
- Attend Rail Trail Opening
- Attend Margaret Pope Presentation at Dataw Fire Station with Chief Kline

November 21, 2012 (Wednesday)--Bluffton:

- Bluffton Hours

November 22, 2012 (Thursday)--THANKSGIVING:

- Closed

November 23, 2012 (Friday)--THANKSGIVING:

- Closed

THE SOUND RESOLUTION
TO ENDORSE PORT ROYAL SOUND INFORMATIONAL SIGNS

WHEREAS, the Port Royal Sound Area is a unique and vital ecological system that has supported life for humans and many critical species for thousands of years; and

WHEREAS, 450 years ago, in 1562, the first Europeans arrived on these shores when French Captain Jean Ribaut proclaimed there to be "no fyter nor faryer place" than Port Royal Sound; and

WHEREAS, both the quality of life and the economic well being of the Port Royal Sound Area continues to be directly connected to our waterways; and

WHEREAS, unlike most estuary systems, the Port Royal Sound Area receives virtually no fresh water from inland rivers and therefore has very high levels of salinity; and

WHEREAS, the absence of fresh water rivers flowing into the Sound means any materials such as pesticides or pollutants put in the waters are not flushed into the ocean but instead remain in the Area for long periods of time; and

WHEREAS, the Port Royal Sound Area encompasses the watershed lands and many rivers including the Beaufort, Broad, Chechesse, Colleton, Coosawhatchie, May, Okatie, Pocatigo, Tulfenny and Whale Branch Rivers; and

WHEREAS, residents and visitors often identify with a single river without recognizing that the rivers all are connected and what enters one river can impact the health of the entire Area; and

WHEREAS, as part of a program to inform the public about the unique nature of the Port Royal Sound Area, it is helpful to provide signage identifying the boundaries of the Area and the rivers within the Area; and

WHEREAS, similar programs have been successful in other areas of the United States including the Chesapeake Bay, Nantucket Sound, Puget Sound and others.

NOW, THEREFORE, BE IT RESOLVED, that Beaufort County Council supports the installation of signs along the public roadways and waterways at the entry points to the Port Royal Sound Area as well as signage identifying waterways within the Area and requests regulating bodies to cooperate to facilitate installation of such signage.

Dated this 26th day of November, 2012

COUNTY COUNCIL OF BEAUFORT COUNTY

Wm. Weston J. Newton, Chairman

ATTEST:

Suzanne Rainey, Clerk to Council



COUNTY COUNCIL OF BEAUFORT COUNTY PURCHASING DEPARTMENT

Building 2, 102 Industrial Village Road
Post Office Drawer 1228, Beaufort, SC 29901-1228
Phone: (843) 255-2353 Fax: (843) 255-9437

TO: Councilman Stewart H. Rodman, Chairman, Finance Committee

VIA: Gary Kubic, County Administrator *GKubic*
Bryan Hill, Deputy County Administrator *BH*
David Starkey, Chief Financial Officer *DS*
Daniel Ahern, Storm Water Manager *DA*

FROM: Dave Thomas, CPPO, Purchasing Director *DT*

SUBJ: **Request to Purchase from State Contract for Items over \$25,000 for Beaufort County's Stormwater Department.**

DATE: November 1, 2012

BACKGROUND: The Purchasing Department received two requisitions over \$25,000 from the Stormwater Department requesting to purchase items from State Contract. The first State Contract purchase request from the Stormwater Department is to purchase a new John Deere Tractor and Rotary Cutter from Blanchard Equipment Company. This purchase will replace the old 2004 John Deere Tractor with Rotary Cutter. The second State Contract purchase request from the Stormwater Department is to purchase a new Alamo Samurai Boom Mower which will allow the department to cut along ditches and steep slopes. This is a new attachment cutting tool that will enhance the mowing capability of the Department. All equipment will be delivered by the Blanchard Equipment Company.

STATE CONTRACT/NON-COMPETITIVE VENDORS:

Cost

- | | |
|-----------------------------------------------------------------------------------------------------------------|-------------|
| 1. John Deere, Blanchard Equipment Company, Saint George ,SC
6115M John Deere Cab Tractor with Rotary Cutter | \$80,016.75 |
| 2. Alamo Industries, Blanchard Equipment Company, Saint George ,SC
Alamo Samurai 25FT Boom Mower | \$41,727.96 |

FUNDING AND COST BREAKDOWN:

1. John Deere Cab Tractor with Rotary Cutter, Account # 13531-54200, Specialized Capital Equipment
2. Alamo Samurai Boom Mower, Account # 13531-54200, Specialized Capital Equipment

RECOMMENDATION: The Finance Committee approve and recommend to County Council approval of the contract awards to the aforementioned vendors for a total amount of \$121,744.71.

cc: Richard Dimont
att: State Contract Price Quotes



JOHN DEERE

Quote Id: 7253435

ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):
John Deere Company
2000 John Deere Run
Cary, NC 27513
FED ID: 38-2382580;
DUNS#: 80-7890989

ALL PURCHASE ORDERS MUST BE SENT TO DELIVERING DEALER:
BLANCHARD EQUIPMENT CO., INC
984 HWY 15 NORTH
SAINT GEORGE, SC 29477
843-563-4522

Quote Summary

SC.TAXES MUST BE ADDED IF APPLICABLE.
PO SHOULD BE TO JOHN DEERE CO.,CARY,NC.
DELIVERING DEALER BLANCHARD EQUIP.,ST,GEORGE,SC.
PLEASE E MAIL PO.TO jbreland@blanchardequipment.com

Prepared For:
BEAUFORT CO.PUBLIC WORKS
, SC
Home : 843-2552806

Delivering Dealer:
BLANCHARD EQUIPMENT CO.,
INC
Joe M Breland
984 HWY 15 NORTH
SAINT GEORGE, SC 29477
Phone: 843-563-4522
jbreland@blanchardequipment.
com

Quote ID: 7253435
Created On: October 11, 2012
Last Modified On: October 18, 2012
Expiration Date: November 10, 2012

Equipment Summary	Suggested List	Selling Price	Qty	Extended
JOHN DEERE 6115M Cab Tractor	\$ 94,536.00	\$ 70,902.00 X	1 =	\$ 70,902.00

Contract: 75.1 - 225 PTO HP Tractors_4400002459
Price Effective Date: October 16, 2012

JOHN DEERE 709 Heavy Duty Integral Rotary Cutter with Shielded Driveline	\$ 6,114.00	\$ 4,585.50 X	1 =	\$ 4,585.50
--------------------------------------------------------------------------------	-------------	---------------	-----	-------------

Contract: 75.1 - 225 PTO HP Tractors_4400002459
Price Effective Date: October 16, 2012

Equipment Total **\$ 75,487.50**

* Includes Fees and Non-contract items

Quote Summary	
Equipment Total	\$ 75,487.50
Trade In	
SubTotal	\$ 75,487.50
Sales Tax - (6.0%)	\$ 4,529.25
Total	\$ 80,016.75
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	\$ 80,016.75

Salesperson : X _____

Accepted By : X _____

CONFIDENTIAL



Selling Equipment

Quote Id: 7253435

Customer Name:

ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

John Deere Company
2000 John Deere Run
Cary, NC 27513
FED ID: 36-2382580;
DUNS#: 60-7690989

ALL PURCHASE ORDERS MUST BE SENT TO DELIVERING DEALER:

BLANCHARD EQUIPMENT CO., INC
884 HWY 15 NORTH
SAINT GEORGE, SC 29477
843-563-4522

JOHN DEERE 6115M Cab Tractor

Contract: 75.1 - 225 PTO HP Tractors_4400002459

Price Effective Date: October 16, 2012

Suggested List *

\$ 94,536.00

Selling Price *

\$ 70,902.00

* Price per item - includes Fees and Non-contract items

Code	Description	Qty	List Price	Discount%	Discount Amount	Contract Price	Extended Contract Price
00P2L	6115M Cab Tractor	1	\$ 92,037.00	25.00	\$ 23,009.25	\$ 69,027.75	\$ 69,027.75
Standard Options - Per Unit							
1002	Series Tractor	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
0202	United States	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
0511	Base Standard Cab	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
1436	PowrQuad PLUS 24F/24R Transmission with Left Hand Power Reverser (25 mph/40 kmh)	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
2051	Standard Cab	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
2109	Comfort Seat with Mechanical Suspension	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
2510	Mirrors Standard- LH & RH	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
2557	Air Conditioning	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
2631	Panorama Windshield with RH Door	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
3232	Load Sensing Constant Flow Hydraulic System: 21.1 GPM (80 L/min), 35cc	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
3304	1 SCV Mechanical (2 Detent-200 Series) with Standard Couplers	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
3820	Rear Independent 540/1000 RPM PTO	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
4121	Draft Links with Telescopic Ball End Cat. 3N/3	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
4213	Center Link with Ball End	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
4410	Sway Control Blocks	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00



JOHN DEERE

Selling Equipment

Quote Id: 7253435

Customer Name:

ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

John Deere Company
2000 John Deere Run
Cary, NC 27513
FED ID: 38-2382580;
DUNS#: 60-7690989

ALL PURCHASE ORDERS MUST BE SENT TO DELIVERING DEALER:

BLANCHARD EQUIPMENT CO., INC
984 HWY 15 NORTH
SAINT GEORGE, SC 29477
843-563-4522

Code	Description	Qty	List Price	Discount%	Discount Amount	Contract Price	Extended Contract Price
5031	Flanged Axle, 8 Position Adjustable Steel Wheels	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
5212	18.4R34 In. 144A8 R1W Radial (480/85R34 In. 147A8 R1W Radial)	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
5999	No Tire Brand Preference	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
6043	MFWD Front Axle with Adjustable Rims	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
6220	14.9R24 In. 126A8 R1W Radial (380/85R24 In. 131A8 R1W Radial)	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
6799	No Tire Brand Preference	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
7702	Preparation for Shipping	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
8224	7-Pin Signal Interface Socket	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
8230	Inner Rear View Mirror	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
8250	Speaker & antenna installation	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
8240	Power Outlet Socket	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
8446	Remote Rear Hitch Control LH & RH	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
8746	Battery, 12V 154AH	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
8725	Beacon Light	1	\$ 199.00	25.00	\$ 49.75	\$ 149.25	\$ 149.25
8434	Swinging Drawbar with Hammerstrap	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
8762	No Handbrake	1	\$ 0.00	25.00	\$ 0.00	\$ 0.00	\$ 0.00
8030	'JD Industrial Yellow' Paint Finish	1	\$ 1,444.00	25.00	\$ 361.00	\$ 1,083.00	\$ 1,083.00
8307	Fuel Tank Bottom Guard	1	\$ 400.00	25.00	\$ 100.00	\$ 300.00	\$ 300.00
8782	Back-Up Alarm	1	\$ 456.00	25.00	\$ 114.00	\$ 342.00	\$ 342.00
Standard Options Total			\$ 2,499.00		\$ 624.75	\$ 1,874.25	\$ 1,874.25
Suggested Price							\$ 70,902.00
Total Selling Price			\$ 94,536.00		\$ 23,634.00	\$ 70,902.00	\$ 70,902.00



JOHN DEERE

Quote Id: 7253769

Quote Summary

THIS QUOTE IS STATE CONTRACT PRICE.
PLEASE MAKE PO.TO ALAMO INDUSTRIES--DELIVERING DEALER BLANCHARD EQUIPMENT/ST.
GEORGE,SC.
EMAIL PO.TO jbreland@blanchardequipment.com

Prepared For: BEAUFORT CO PUBLIC WORKS , SC	Prepared By: Joe M Breland BLANCHARD EQUIPMENT CO., INC 984 HWY 15 NORTH SAINT GEORGE, SC 29477 Phone: 843-563-4522 jbreland@blanchardequipment. com	Quote Id: 7253769 Created On: October 11, 2012 Last Modified On: October 16, 2012 Expiration Date: October 18, 2012
----------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------

Equipment Summary	Suggested List	Selling Price	Qty	Extended
ALAMO SAMURAI	\$ 53,983.00	\$ 39,366.00 X	1 =	\$ 39,366.00
Equipment Total				\$ 39,366.00

Quote Summary	
Equipment Total	\$ 39,366.00
SubTotal	\$ 39,366.00
Sales Tax - (6.0%)	\$ 2,381.96
Total	\$ 41,727.96
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	\$ 41,727.96

Salesperson : X _____

Accepted By : X _____



First Vehicle Services
Beaufort County Division
P.O. Box 6016
Beaufort, SC. 29902-6016

To: Zeke Miller

Department: Sherm Waters 3531

Subject: Evaluation Of Equipment # 22822

Subject equipment was evaluated on Date: 2/7/12
Inspection sheet is attached.

It is our opinion at First Vehicle Services that if the cost of repair ~~exceeds one third of the assets value consideration for removal and or~~ replacement should be taken. Yearly cost evaluation will accompany any evaluation requiring this consideration.

Quality Assurance - FVS/Beaufort Co.

2013 /

SOUTHERN BEAUFORT COUNTY ZONING MAP AMENDMENT / REZONING REQUEST FOR R601 031 000 0030 0000, R601 031 000 030A 0000, R601 031 000 1572 0000 AND R619 031 000 0039 0000 (4 PARCELS TOTALING 65+/- ACRES AT THE SOUTHWEST INTERSECTION OF U.S. 278 AND S.C. 46, ACROSS FROM KITTIE'S CROSSING) FROM LIGHT INDUSTRIAL (LI) AND SUBURBAN (S) ZONING DISTRICTS TO COMMERCIAL REGIONAL (CR) ZONING DISTRICT.

Adopted this ____ day of January, 2013.

COUNTY COUNCIL OF BEAUFORT COUNTY

By: _____
_____, Chairman

APPROVED AS TO FORM:

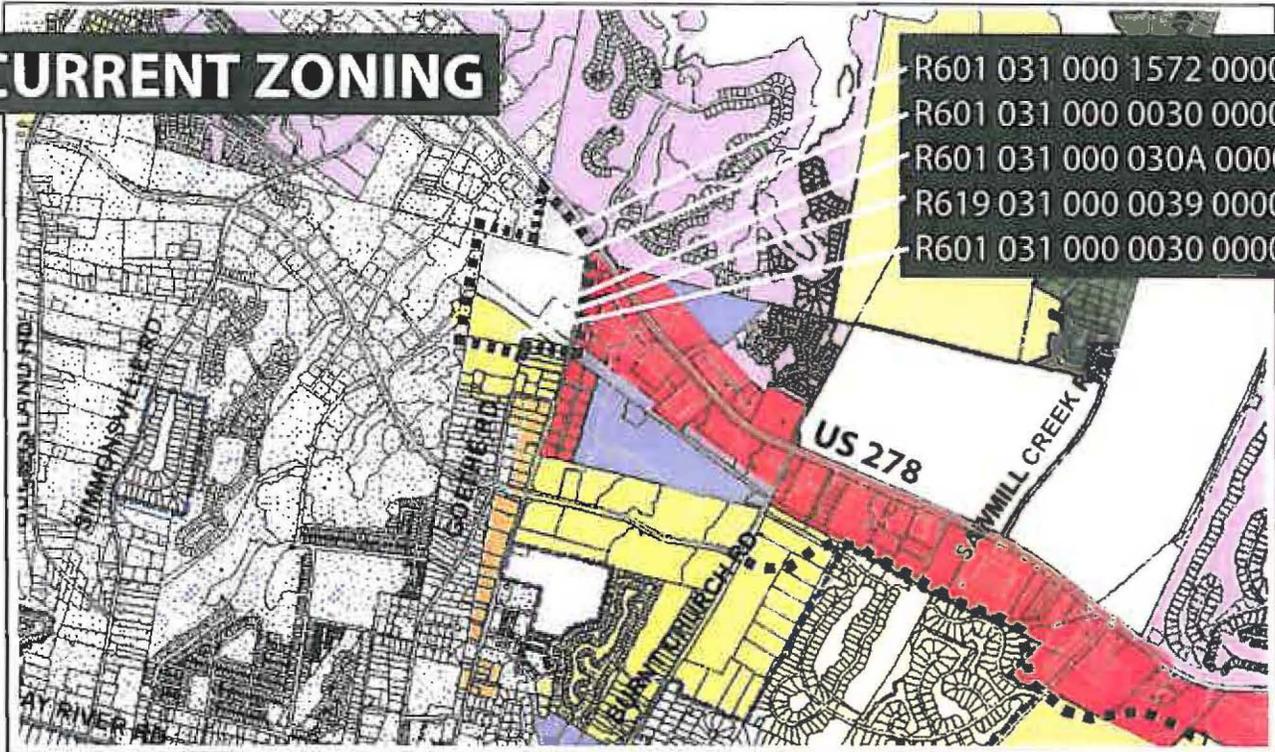
Joshua A. Gruber, Staff Attorney

ATTEST:

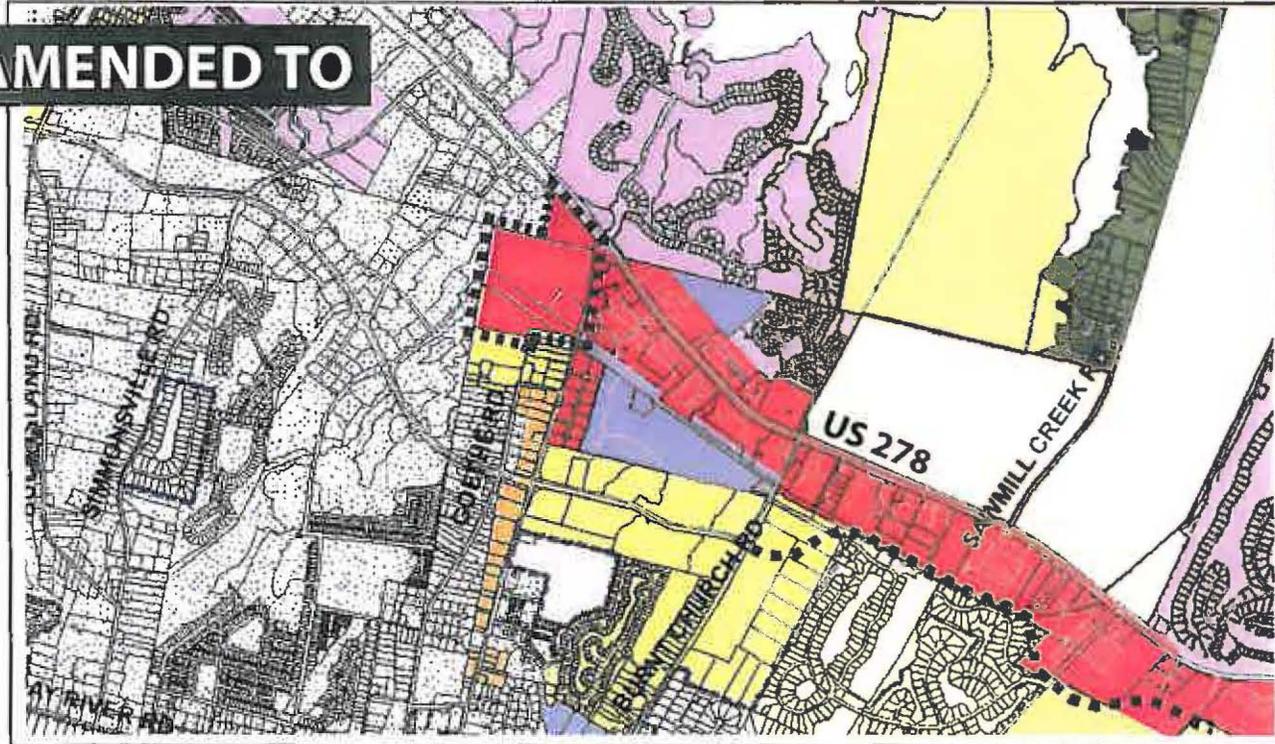
Suzanne M. Rainey, Clerk to Council

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

CURRENT ZONING



AMENDED TO



REZONING AMENDMENT

**From Light Industrial & Suburban
To Commercial Regional**

R601 031 000 1572 0000
 R601 031 000 0030 0000
 R601 031 000 030A 0000
 R619 031 000 0039 0000
TOTAL ACRES: 66.95 ac

-  Resource Conservation [RC]
-  Rural [R]
-  Rural Residential [RR]
-  Community Preservation [CP]
-  Suburban [S]
-  Planned Unit Development [PUD]
-  Commercial Suburban [CS]
-  Commercial Regional [CR]
-  Urban [U]
-  Light Industrial [LI]
-  Town of Bluffton

2013 /

TEXT AMENDMENTS TO THE BEAUFORT COUNTY ZONING AND DEVELOPMENT STANDARDS ORDINANCE/ZDSO, ARTICLE V, SECTION 106-1187(B) MULTIFAMILY RESIDENTIAL-URBAN DISTRICT (ALLOWS MULTIFAMILY USES WITHIN ONE-QUARTER (1/4) MILE OF EXISTING MULTIFAMILY USES).

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

Adopted this _____ day of January, 2013.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: _____
_____, Chairman

APPROVED AS TO FORM:

Joshua A. Gruber, Staff Attorney

ATTEST:

Suzanne M. Rainey, Clerk to Council

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

Sec. 106-1187. Multifamily residential.

(a) *Commercial suburban district.* In reviewing the site plan for multifamily residential use in a commercial suburban district, it shall be determined that the shape of the parcel, orientation of the buildings, and provision for pedestrians makes the multifamily project a suitable use for the particular site in question. See the exemption for affordable housing in section 106-2103.

(b) *Urban district.* In the urban district multifamily residential uses ~~shall only be permitted with a minimum spacing of one quarter mile between multifamily developments~~ shall be compatible with the surrounding neighborhood character in size, scale and architecture. No more than 40 dwelling units shall be constructed in any building. No more than 200 units shall be constructed as part of a single development.

(c) *Suburban district.* In the suburban district multifamily uses shall be compatible with surrounding neighborhood character in size, scale and architecture. The traffic impact analysis shall indicate required improvements, where applicable.

(d) *Reports/studies required.* All applications for this use shall include a community impact statement.



BEAUFORT COUNTY STORMWATER UTILITY
120 Shanklin Road
Beaufort, South Carolina 29906
Voice (843) 255-2801 Facsimile (843) 255-9478



TO: Councilman Paul Sommerville, Chairman, Natural Resources Committee

VIA: Gary Kubic, County Administrator *GKubic*
Bryan Hill, Deputy Administrator *BHill*
David Starkey, Chief Financial Officer *DStarkey*
David Thomas, Purchasing Director *DThomas*
Monica Spells, Compliance Officer *MSpells*
Rob McFee, P.E., Director of Engineering & Infrastructure *Rob McFee*
Robert Klink, P.E., County Engineer *RKlink*

Dan Ahern
FROM: Dan Ahern, P.E., Stormwater Manager

SUBJ: WATER QUALITY MONITORING CONTRACT FOR BEAUFORT COUNTY

DATE: October 17, 2012

BACKGROUND. The GEL Engineering firm was selected in a major joint County/Municipal selection process in 2009. The solicitation stated that the contract may be extended up to 5 years. The solicitation process is described in the attached September 30, 2009 memo to the committee. This is the fourth year of this 5 year cycle. This year's contract will be for \$91,515 and reflects the reduced costs of fewer monitoring sites. We have collected the needed data at certain existing water quality monitoring sites and have discontinued monitoring at these sites. We have also added new sites based on our ongoing watershed restoration activities. Last year's contract was for \$95,506 and was less than the previous contracts of \$123,543 and \$169,535.

The proposed contract with GEL will have two separate scopes of services. They are for monitoring north (\$56,595) and south (\$34,920) of the Broad River. The two scopes are necessary because the City of Beaufort and Town of Port Royal will be contributing approximately 25% of the cost for monitoring north of the Broad River. The Towns of Bluffton and Hilton Head Island will continue to negotiate with separate contractors for monitoring.

The contract is expected to cover the period December 1, 2012 through November 30, 2013. It is at Beaufort County's discretion to modify the scope of work and renegotiate the price at the end of each year and we may terminate this contract if USC Beaufort can develop capacity to perform this effort per an MOU approved by the Natural Resources Committee. This effort was budgeted from the Stormwater Utility fund account 13531-51160.

RECOMMENDATION. That the Natural Resources Committee approve the award of the Water Quality Monitoring contract of \$91,515 to GEL Engineering.

Attachment
September 30, 2009 memo
GEL Engineering proposal



BEAUFORT COUNTY PUBLIC WORKS
 120 Shanklin Road
 Beaufort, South Carolina 29906
 Voice (843) 470-6400 • Facsimile (843) 470-6418



TO: Councilman Paul Sommerville, Chairman, Chairman Natural Resources Committee

VIA: Gary Kubic, County Administrator
 David Starkey, Chief Financial Officer
 Rob McFee, P.E., Director of Engineering & Infrastructure
 Eddie Bellamy, Public Works Director
 Robert Klink, P.E., County Engineer

FROM: Dan Ahern, P.E., Stormwater Manager

SUBJ: **SECOND YEAR WATER QUALITY MONITORING CONTRACT FOR BEAUFORT COUNTY RFP #3918/100815**

DATE: September 30, 2009

BACKGROUND. The County's two-year plus agreement with "GEL Engineering" ends on October 31, 2009. The Stormwater Implementation Committee recommended that the County and Municipalities select one firm to do all the monitoring being conducted by the County and Municipalities. Therefore the County issued a request for proposals in July 2009 for a firm to do water quality monitoring for the county and municipalities. The proposed work was identified in four scopes of work.

The County received six (6) proposals by the August 27, 2009 deadline. The proposals were from:

Proposer	County Amount	Total Proposed
Terry Environmental Services, 1753 N. Main Street, Summerville, SC	\$212,100.00 *	\$359,700.00
WPC Engineering, 2201 Rowland Ave, Savannah GA	\$184,670.00 *	\$309,266.00
GEL Engineering, 2040 Savage Road, Charleston, SC	\$169,535.00	\$247,968.00
Tidewater Environmental Services, 3133 May Bank Hwy, John's Island, SC	\$147,917.00 *	\$217,417.00
BP Barber & Associates, 4016 Salt Pt Parkway, Charleston, SC	\$150,032.00 *	\$308,634.00
Integrated Science & Engineering, 6 E. Bryan St, Savannah, GA	\$176,356.00	\$281,043.00

* Added requested MST allowance to proposal amount

The proposals were evaluated by a panel of two county and four municipal committee members. On September 18, 2009, the committee selected two firms to present further information prior to final committee selection. GEL Engineering and Tidewater made additional presentations on September 29, 2009 and committee recommended GEL as monitoring contractor.

The proposed contract with GEL will have two separate scopes for services. They are for monitoring north (\$106,286) and south (\$63,250) of the Broad River. The two scopes are necessary because the City of Beaufort and Town of Port Royal will be contributing approximately 25% of the cost for monitoring north of the Broad River. The Towns of Bluffton and Hilton Head Island will sign separate contracts with GEL for \$20,508.00 and \$45,000.00 respectively.

The contract is expected to cover the period November 1, 2009 through October 31, 2010. The solicitation stated that the contract may be extended up to 5 years. It is at Beaufort County's discretion to modify the scope of work and renegotiate the price at the end of each year. This effort was budgeted from the Del Webb Agreement Stormwater Fund, Acct #23208-51160.

RECOMMENDATION. That the Natural Resources Committee approve and recommend Council approval of the award of the Water Quality Monitoring contract of \$169,535 to GEL Engineering.



October 10, 2012

Mr. Dan Ahern, P.E.
Stormwater Program Manager
Beaufort County Public Works
120 Shanklin Road
Beaufort, South Carolina 29906

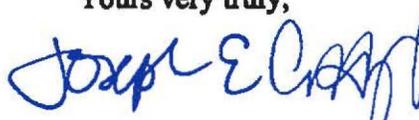
Re: Beaufort County Stormwater Quality Monitoring Program
Year 2012-2013
Beaufort County, South Carolina

Dear Mr. Ahern:

Thank you for the opportunity to respond to your request for proposal for Contract Year 2012-2013 (December 1, 2012 thru November 30, 2013) for the Beaufort County Stormwater Quality Monitoring Program. Our Cost Proposal is attached and we have, as previously requested, itemized our proposed fee for: Sampling Activities; Laboratory Analyses; and Project Management related tasks (data reduction, interpretation, presentation, reporting of results and meetings). We have further identified cost components based on locations: North of the Broad River; and South of the Broad River. Our proposal identifies the sample set locations (North of Broad and South of Broad) and numbers of sample sets as modified to the most current sampling and analysis scheme.

If you have any questions regarding our proposal, please feel free to contact me at my direct dial (843) 300-7378.

Yours very truly,



Joseph E. Coffey, Jr., P.E.
Director

encl.

fc: becy00112_proposal_coverletter_10-10-2012.doc

problem solved

**Proposed 2012 - 2013 Beaufort County
Stormwater Water Quality Sampling Stations**

North of Broad

BECY-8R
BECY-9RA**
BECY-15
BECY-17*
BECY-18
BECY-19

8 Full Sample Sets/Month

South of Broad

BECY-1
BECY-2
BECY-3
BECY-4R
BECY-16

5 Full Sample Sets/Month

*Sample station contains automated sampler (2 samples)

** Collect auto and additional fecal coliform sample

GEL Engineering, LLC
COST PROPOSAL FOR NORTH OF BROAD RIVER

Beaufort County Water Quality Monitoring Program
Request For Proposal from December 1, 2012, through November 30, 2013

GEL Engineering, LLC
Post Office Box 30712
Charleston, South Carolina 29417

Issued: 10/10/2012
becy sw 2012/2013
Project Code: becy00112
Manager: JTW

1. Stormwater Sampling (2 automated and 4 grab/ambient locations=8 sample sets)

	<u>Units (months)</u>	<u>Rate</u>	<u>Amount</u>
Sample Collection-automated & grab sampling/month	12	\$1,100.00	\$13,200.00

2. Stormwater Analyses (3 automated and 2 grab/ambient locations=8 sample sets)

GEL Laboratories, LLC	12	\$2,216.00	\$26,595.00
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**3. Project Management (data red., data interp., reporting,
data presentation, meetings)**

	12	\$1,400.00	\$16,800.00
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Combined Total Cost/Month	\$4,716.00
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Combined Total Cost/12 months	\$56,595.00
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GEL Engineering, LLC
COST PROPOSAL FOR SOUTH OF BROAD RIVER

Beaufort County Water Quality Monitoring Program

Request For Proposal from December 1, 2012, through November 30, 2013

GEL Engineering, LLC
Post Office Box 30712
Charleston, South Carolina 29417

Issued: 10/10/2012
becy sw 2012/2013
Project Code: becy00112
Manager: JTW

1. Stormwater Sampling (5 grab/ambient locations = 5 sample sets)

	<u>Units</u>	<u>Rate</u>	<u>Amount</u>
Sample Collection-automated & grab sampling/month	12	\$570.00	\$6,840.00

2. Stormwater Analyses (5 grab/ambient locations)

GEL Laboratories, LLC	12	\$1,380.00	\$16,559.00
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**3. Project Management (data red., data interp., reporting,
data presentation, meetings)**

	12	\$960.00	\$11,520.00
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Combined Total Cost/Month	\$2,910.00
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Combined Total Cost/12 months	\$34,920.00
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GEL Engineering, LLC
COST PROPOSAL FOR BEAUFORT COUNTY

Beaufort County Water Quality Monitoring Program
Request For Proposal from December 1, 2012, through November 30, 2013

GEL Engineering, LLC
Post Office Box 30712
Charleston, South Carolina 29417

Issued: 10/10/2012
becy sw 2012/2013
Project Code: becy00112
Manager: JTW

1. Stormwater Sampling (3 automated and 7 grab/ambient locations=13 sample sets)

	<u>North of Broad</u>	<u>South of Broad</u>	<u>Total</u>
Sample Collection-automated & grab sampling/month	\$13,200.00	\$6,840.00	\$20,040.00

2. Stormwater Analyses (3 automated and 7 grab/ambient locations=13 sample sets)

GEL Laboratories, LLC	\$26,595.00	\$16,560.00	\$43,155.00
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3. Project Management (data red., data interp., reporting, data presentation, meetings)

	\$16,800.00	\$11,520.00	\$28,320.00
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	\$56,595.00	\$34,920.00	
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Combined Total Cost/12 months

\$91,515.00



BEAUFORT COUNTY STORMWATER UTILITY
120 Shanklin Road
Beaufort, South Carolina 29906
Voice (843) 255-2801 Facsimile (843) 255-9478



TO: Councilman Paul Sommerville, Chairman, Natural Resources Committee

VIA: Gary Kubic, County Administrator *G. Kubic*
 Bryan Hill, Deputy Administrator *B. Hill*
 David Starkey, Chief Financial Officer *D. Starkey*
 David Thomas, Purchasing Director *D. Thomas*
 Monica Spells, Compliance Officer *M. Spells*
 Rob McFee, P.E., Director of Engineering & Infrastructure *R. McFee*
 Robert Klink, P.E., County Engineer *R. Klink*

D. Ahern
 FROM: Dan Ahern, P.E., Stormwater Manager

SUBJ: WATER QUALITY OFFICE AND UTILITY BALANCE UTILIZATION PLAN

DATE: October 17, 2012

BACKGROUND. The County Council has established two agenda goals being the:

1. Water Quality Office
2. Restoration Projects in Battery Creek, Okatie and May Rivers

The Stormwater Utility is operated as an enterprise fund and in order to maximize the benefit of the funds collected, the Stormwater Utility was requested to develop a Balance Utilization Plan with guidance that cash balance in the months of November/December be near zero. This plan, focused on funding restoration projects, was presented in a memo July 19, 2012 and approved on August 21, 2012. It was presented to the Stormwater Utility (SWU) Board at their September 5, 2012 meeting.

As another component of the Balance Utilization Plan and to support the agenda goal of a water quality office, a business plan was developed to assist in the University of South Carolina Beaufort (USCB) Water Quality Lab Expansion. This was described in a July 23, 2012 memo. It calls for \$250,000 funding from the Stormwater Utility to assist USCB in establishing their lab. In addition, the Utility had previously obtained Natural Resources approval for a proposed memorandum of understanding (MOU) that would commit the County to annual funding of approximately \$90,000 if the USCB lab developed the capacity to perform necessary monitoring. The purchase of this equipment would provide this capability. The proposed MOU was approved by the SWU Board at their July 12, 2012 meeting and the July 23, 2012 memo was presented to the Board at their October 3, 2012 meeting.

There have been delays in implementing some of the proposed restoration projects. The utility's fund balance will not be able to be utilized for some retrofit projects until FY2014.

RECOMMENDATION. Discussion and consideration be given to the best way to utilize the Stormwater Utility fund balance and direction be given on supporting the two Council Agenda goals.

- Attachment
- July 18, 2012, Water Quality Lab MOU Memo
 - July 19, 2012, Balance Utilization Plan
 - July 23, 2012, USCB Water Quality Lab Expansion



BEAUFORT COUNTY
120 Shanklin Road
Beaufort, South Carolina 29906
Voice (843) 255-2801 Facsimile (843) 255-9478



TO: Bryan Hill, Chairman, Deputy Administrator

VIA: David Starkey, Chief Financial Officer
Robert McFee, P.E. Division Director

FROM: Dan Ahern P.E., Stormwater Manager

SUBJ: **Requested Balance Utilization Plan**

DATE: July 19, 2012

BACKGROUND. On July 13, 2012 a request was made to develop and provide a plan where the Stormwater Utility cash balance in the month of November/December would be near zero.

DISCUSSION:

The Stormwater Utility is committed to supporting all the Beaufort County Council Policy and Management Agenda items. The 2012 agenda items include:

- Water Quality Office
- Restoration project in Battery Creek, Okatie and May Rivers
- Stormwater Retrofit Plan

The initial Water Quality Office effort has taken the form of the Water Quality Lab initiative, and County staff has been meeting with University of South Carolina Beaufort (USCB) faculty on transitioning all the currently contracted monitoring once this lab is fully established. The Utility has contracted directly to USCB for bacteria analysis and has coordinated with the current contractor to have bacteria analysis under the existing contract performed at USCB. The Utility has also developed a Memorandum of Understanding (MOU) that will provide clarification and commitment of Utility funds upon the development of capacity to perform required monitoring. This MOU has been presented and approved by the Stormwater Utility Board in July and will be taken to the Natural Resources Committee in August.

The implementation of the 5year Watershed Restoration Plan that was approved by the County Council in January 2012 in underway and will have a number of projects that can utilize the current fund balance to enhance our water quality.

Attached is the proposed balance utilization plan you requested.

RECOMMENDATION

That the attached Balance Utilization Plan be approved.

Attachments

Project Priority for Balance Utilization Plan

Documentation on cash balance November 2011

Project Priority for Balance Utilization Plan

July 19, 2012

Goal: Devise plan where the cash balance in months of November/December is near zero

Cash balance in November 2011 (lowest cash balance in fiscal year 2012) = \$847,658

Plan to Expend -\$847,658

1. FY2013 budget - balance utilization request - \$159,420

2. Watershed Restoration for Okatie River and Battery Creek Projects (In Priority Order)
 - a. Administrative Parking Lot Retrofit - \$330,000 *
 - b. Okatie East Retrofit - \$107,000
 - c. Highway 278 Retrofit portion -\$231,000
 - d. Okatie West Land Purchase - \$100,000
 - e. Battery Creek (Burton Hill) Retrofit - \$736,000
 - f. Okatie West Retrofit Construction- -\$1,211,000
 - g. Battery Creek (Grober Hill) -\$2,469,000
 - h. Battery Creek (West) -\$4,095,000

*All project estimates except Okatie West land purchase are consultant-generated estimates

Significant Dates with Watershed Restoration Plan

1. Completion of Ward Edwards Retrofit Project (Phase 1) January 2011
2. SW Utility Board Review of Watershed Restoration Plan July 2011
3. SW Utility Board Approval of Watershed Restoration Plan December 2011
4. Submission of Admin Parking lot Plans December 2011
5. Approval of Watershed Restoration Plan by Natural Resources January 2012
6. Approval of Watershed Restoration Plan by County Council January 2012
7. Adding Restoration Projects to Council Management Agenda February 2012
8. Design Approval for Hwy 278 Retrofit March 2012
9. Design Approval for Okatie East June 2012

Memo

To: Dan Ahern
From: Alan Eisenman
Date: 7/16/12
Re: Lowest Stormwater Cash Balance in Fiscal Year 2012

Based on a MUNIS report, the lowest equity in pooled cash balance in the Stormwater Fund in fiscal year 2012 was \$847,658. This occurred in November 2011 when the Stormwater tax bills were being mailed out to Beaufort County citizens.



Memorandum

Date: July 23, 2012

To: Bryan Hill, Beaufort County, Deputy County Administrator *J Hill*

Via: Rob McFee, Division Director, Beaufort County Infrastructure and Engineering *Rob McFee*

From: *JW* John Webber and *AW* Alan Warren, Ph.D.

CC: Gary Kubic, Beaufort County Administrator

Subj: USCB Water Quality Lab Expansion

In April Mr. Kubic requested that Alan Warren meet with John Webber to evaluate the three points listed below, and to report to him via Bryan Hill:

I. **Identification of the equipment requirements and an estimate of costs related to delivery of these additional services including these topics:**

1. Feasibility of purchasing used equipment.
2. Feasibility of lease and lease-purchase options.
3. Feasibility and likelihood of receiving equipment donations from State and Federal sources.

A. **June 12th Dan Ahern, Tony Criscitiello and John Webber met with Mr. Kubic.** Based upon this conversation a meeting was scheduled with Alan Warren, Dan Ahern and John Webber on June 15th to discuss:

1. **Additional equipment financing options.**
2. **Drafting a County-USCB MOU to detail roles and responsibilities, as a foundation for Lab expansion.**
3. **Outsourcing portions of the testing requested by the county for a period of time to allow phasing equipment purchases.**

B. **In response to Mr. Kubic's request to expand financing options the following expanded options tables were developed:**

- Table 1 - Summary of Equipment Options
- Table 2 - USCB Lab Equipment Cost Analysis: Capital Equipment Loan -Terms/Rates
- Table 3 - USCB Lab Equipment Cost Analysis: Lease-Purchase Agreement Options
- Table 4 - USCB Lab Equipment Cost Analysis: Operational Lease Agreement Options

C. **Outsourcing.**

1. The university would agree to outsource a portion of the required testing of the county.
2. The university acknowledges that outsourcing allows the county to phase equipment financing over operational cycles, therefore reducing "start-up" cost requirements.
3. If the county so chooses the University will recommend which pieces of equipment are best suited to outsourcing.

II. COST ANALYSIS OF FINANCING OPTIONS

Table 1 - Summary of Equipment Financing Options

Table 2 - USCB Lab Equipment Cost Analysis: Loan Term and Rate Options (2 Year, 5 Year, 10 Year Terms)

Table 3 - USCB Lab Equipment Cost Analysis: Lease-Purchase Option

Table 4 - USCB Lab Equipment: Operational Lease Option

TABLE 1 – SUMMARY OF EQUIPMENT FINANCING OPTIONS

	<u>2 Year</u>	<u>5 Year</u>	<u>10 Year</u>
Purchase Price (224,687)			
Loan	236,576	260,630	313,057
L/P -24	243,060		
L/P -60		267,564	
Operational Lease	191,628	223,476	

Notes:

1. L/P is an abbreviation for lease-purchase.
2. An Operational Lease agreement excludes a purchase option.
3. Loan rates vary as to term and borrower strength.

TABLE 2 - USCB LAB EQUIPMENT COST ANALYSIS: LOAN TERM and RATE OPTIONS

2 Year, 5 Year, 10 Year Terms

<u>Equipment</u>	<u>Purchase</u>	<u>Term & Rate:</u>	<u>2Year/5%</u>	<u>5Year/6%</u>	<u>10Year/7.0%</u>
Quick Chem 8500	55,660				
BOD5 Auto EZ	33,684				
CAP 6300 Duo Spec.	88,704				
Aurora 1030D TOC An.	31,915				
Isotemp 500 Drying O.	1,254				
10-AU Fluorometer	13,470				
Total Cost	<u>224,687</u>		236,576	260,630	313,057
Cost Increase			+11,889	+35,943	+88,370

Notes:

1. As of today's date (June 25, 2012) fixed rate, 100% loan, loan rates range between 5.00% and 7.00% rate is affected by loan term and borrower factors. The range of rates and costs are meant to provide an indication of likely financing costs. Two year rate – 5%, Five year rate – 6%, Ten year rate – 7%.

2. Loan costs do not include fees or other charges, the loan costs/rates shown are meant to provide an indication of the loan costs of two year and five year amortizations. Due to USCB's status as a public university specialized loan sources may be available from unconventional sources.

3. The table compares outright purchase and the cost differentials of 24 and 60 month capital loan options offered by commercial lenders.

4. All equipment cost estimates do not include shipping, documentation fees, taxes and are subject to credit approval.

5. All vendors consider their equipment and vendor leasing proposals as "preliminary" proposals. Equipment costs may vary and will need to be confirmed prior to agreeing to loan terms.

TABLE 3 - USCB LAB EQUIPMENT COST ANALYSIS: LEASE-PURCHASE OPTIONS

<u>Equipment</u>	<u>Direct Purchase</u>	<u>L/P – 24Month</u>	<u>L/P – 60 Month</u>
Quick Chem 8500	55,660	24x2515=60,360	60x1135=68,100
BOD5 Auto EZ	33,684	24x1526=36,624	60x666=39,960
I CAP 6300 Duo Spectrometer	88,704	24x4005=96,120	60x1746=104,760
Aurora 1030D TOC Analyzer	31,915	24x1468=35,232	60x657=40,020
Isotemp 500 Drying Oven	1,254	1,254	1,254
10-AU Fluorometer	13,470	13,470	13,470
Total Cost	<u>224,687</u>	<u>243,060</u>	<u>267,564</u>
L/P Cost Differentials		+18,373	+42,877

Explanatory Notes:

1. The table compares outright purchase and the cost differentials of 24 and 60 month Lease-Purchase options offered by vendors.
2. All estimates do not include shipping, documentation fees, taxes and are subject to credit approval.
3. All vendors consider their proposals to be “preliminary” proposals.
4. Vendors offering (L/P) lease-purchase options also offer 36 and 48 month lease terms.
5. The lease-purchase rates shown are meant to provide an indication of the shortest and longest lease terms offered and their costs.

TABLE 4 - USCB LAB EQUIPMENT: OPERATIONAL LEASE OPTION

<u>Equipment</u>	<u>Purchase</u>	<u>Lease – 24 Month</u>	<u>Lease – 60 Month</u>
Quick Chem 8500	55,560	24x 2257=54,168	24 mon. only 54,168
BOD5 Auto EZ	33,684	24x 1206=28,944	60x613=36,780
I CAP 6300 Duo Spectrometer	88,704	24x 2897=69,528	60x1559=93,540
Aurora 1030D TOC Analyzer	31,915	24x 1011=24,264	24 mon. only-24,264
Isotemp 500 Drying Oven	1,254	Purchase Only-1,254	Purchase Only-1,254
10-AU Fluorometer	13,470	Purchase Only-13,470	Purchase Only-13,470
Total Cost	<u>224,687</u>	<u>191,628</u>	<u>223,476</u>
L/P Cost Differentials		-33,059	-1,211

Explanatory Notes:

1. The table compares outright purchase and the cost differentials of 24 and 60 month operating lease options offered by vendors.
2. All estimates do not include shipping, documentation fees, taxes and are subject to credit approval.
3. All vendors consider their equipment and financing proposals as “preliminary” proposals.
4. Vendors offering operating lease options, generally offer 36 and 48 month lease terms also.
5. The lease rates and terms shown are meant to provide an indication of the shortest and longest lease terms offered and their costs.

jw

III. Identification of the equipment requirements and an estimate of costs related to delivery of these additional services including:

- Feasibility of purchasing used equipment.**
- Feasibility of leasing and lease-purchase options.**

Added as per June 12th meeting

- Feasibility of a Capital Equipment Loan option.**

1. Identification of the equipment requirements and an estimate of costs are identified and summarized below:

- a. A list of required equipment (See Table 2).
- b. Vendor supplied equipment costs (See Table 2).
- c. Vendor supplied financing options and costs (See Tables 3 and 4).
- d. Loan term and rate information (See Table 2).

Summary Cost Analysis:

Operational Lease	\$191,628 (24 Month) \$223,476 (60 Month)
Purchase	\$224,687 (Cash purchase)
Capital Loan	\$236,576 (24 Month) \$260,630 (60 Month)
24 month Lease-Purchase	\$243,060
60 month Lease-Purchase	\$267,564

2. Feasibility of Used Equipment and Leasing Options

Feasibility of purchasing used equipment.

- a. Purchasing used pieces would be a cost savings and is very worthwhile to consider. We should continue to utilize local and national contacts in identifying potential sources.
- b. The listed equipment is not generally available as used equipment. This information is based upon unaffiliated equipment broker conversations in both the United States and Canada.
- c. A decision to use used equipment should be made based upon consideration of these factors (suggested by equipment brokers):
 - 1. Used equipment comes without technical support, in most cases.
 - 2. Used equipment will not be “State of the Science”, in most cases.
- d. Based upon vendor conversations many of the NEW pieces are also not readily available for purchase or lease; most vendors do not have the required pieces on hand, due in part to the current market strength for these items. Most vendors offer delivery within 30 to 120 days (reflecting required assembly time).



BEAUFORT COUNTY STORMWATER UTILITY
120 Shanklin Road
Beaufort, South Carolina 29906
Voice (843) 255-2801 Facsimile (843) 255-9478



TO: Councilman Paul Sommerville, Chairman, Natural Resources Committee

VIA: Gary Kubic, County Administrator
Bryan Hill, Deputy Administrator
David Starkey, Chief Financial Officer
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Rob McFee, P.E., Director of Engineering & Infrastructure
Robert Klink, P.E., County Engineer
Monica Spells, Compliance Officer

Dan Ahern
FROM: Dan Ahern, P.E., Stormwater Manager

SUBJ: **WATER QUALITY LAB MEMORANDUM OF UNDERTSANDING (MOU) WITH THE UNIVERSITY OF SOUTH CAROLINA BEAUFORT**

DATE: July 18, 2012

BACKGROUND: Mr. Gary Kubic, County Administrator, requested the Stormwater Utility to work towards utilizing USCB for the Utility's water quality monitoring needs. The County and USCB already work together on bacterial sampling analysis; in 2012, the Water Quality Lab at USCB started performing bacterial analysis in a subcontracting capacity to the County's monitoring contractor, GEL Engineering in Charleston, SC.

The current \$95,094 contract with GEL Engineering ends November 2012 (previous contracts were for \$123,543 and \$169,535).

USCB will need personnel and equipment to perform the full suite of analyses provided by GEL Engineering. Therefore, we wanted to not only provide USCB with an understanding of how we would proceed in the future, but also seek the input of County Council regarding this effort. Consequently, we drafted a proposed MOU to guide future efforts in transferring the monitoring efforts to USCB.

The MOU between the County and USCB regarding Water Quality Monitoring was presented to the Stormwater Utility Board at their July 12, 2012 meeting; and a resolution supporting the MOU was subsequently passed.

The MOU will commit the County to annual payments of a total of \$105,000 per year and renewable annually. This is an increase of \$90,000 above the current cost for utilizing the Water Quality Lab at USCB. The Town of Bluffton has a similar MOU that has existed for a number of years to support their monitoring needs.

Water Quality Monitoring is funded by Stormwater Utility account 13531-51170.

RECOMMENDATION. That the Natural Resources Committee approve the proposed MOU and recommend County Council Approval.

Attachment
Draft MOU dated July 3, 2012



Memorandum

Date: July 23, 2012

To: Bryan Hill, Beaufort County, Deputy County Administrator *BH*

Via: Rob McFee, Division Director, Beaufort County Infrastructure and Engineering *RM*

From: John *JW* Webber, Special Projects

CC: Gary Kubic, Beaufort County Administrator
Alan Warren Ph.D, University of South Carolina Beaufort
Dan Ahern, Stormwater Utility, Stormwater Manager
David Starkey, Beaufort County Finance Director

Subj: Business Plan to Implement Water Quality Projects:
Expansion of Water Quality Monitoring
Stormwater Retrofit Projects

July 13th it was suggested by Brian Hill, Beaufort County Deputy County Administrator that a Stormwater and Water Quality Projects Business Plan was needed:

1. To work out the details related to current and new Stormwater Retrofit Projects.
2. To complete implementation steps and agreements expanding the USCB Water Quality Lab capacity to meet Beaufort County's needs for a broader range of water quality monitoring.
3. Due to the community importance and complexity of these projects that involve Beaufort County, the University of South Carolina Beaufort and the Beaufort County Stormwater Utility.
4. Due to the substantial community Economic Development impacts from expanding research and teaching capacity related to the USCB Water Quality Lab expansion.

The Current and Proposed New Beaufort County Water Quality Projects:

1. USCB currently conducts water quality testing, primarily, but not exclusively, for fecal coliform.
2. A proposal to expand the Water Quality Lab monitoring has been accepted by Beaufort County and USCB, which includes equipment required for expanded monitoring capacity.
3. The Storm Water Utility has recommended specific stormwater retrofit projects in the geographic areas designated by the Beaufort County Council.

Following Mr. Hill's suggestion Beaufort County, Stormwater Utility and USCB staff met to discuss expanded water quality monitoring and stormwater retrofit projects.

Mr. Hill also requested that Dan Ahern and Alan Warren meet with John Webber to evaluate the three points listed below and to report to him on them via Rob McFee:

1. Projection of tangible benefits that will accrue to Beaufort County and to USCB from expansion of the USCB Water Quality Lab and Stormwater Retrofitting Projects.
2. Evaluation of the adequacy of current and future funding to support water quality projects and policies.
3. Adequacy of County spending policies to meet management and documentation requirements for these projects.

I. Projection of tangible benefits that will accrue to Beaufort County, municipalities and to USCB from expansion of the USCB Water Quality Lab.

University and Economic Development Benefits

a. It will be a catalyst for expanding the Universities current Coastal Ecology curriculum leading to attraction of greater numbers of highly qualified students.

b. It will improve our ability to attract high technology firms with water quality and coastal zone ecology specializations that require:

- o A “university lab relationship” to do business here.
- o Cooperative agreements with a water quality Lab (for research).
- o Agreements to utilize university students for lab and field work,
- o Leading to jobs for USCB students and graduates, in the long-term.

Regional Water Quality Capacity Benefits

a. An expanded lab would lead to heightened local and regional awareness and identification as a community that embraces environmental quality.

b. An expanded USCB lab would serve as the vehicle for the County and municipalities to address water quality collectively, rather than in a disjointed fashion that may be duplicative, more expensive, and less informative.

c. Lab expansion will allow the county and municipalities to pursue lines of inquiry regarding water quality that might otherwise be cost prohibitive.

d. Lab expansion will allow the staff chemist to be able to react to emergency situations with much greater speed and capability.

II. Evaluation of the adequacy of current and future funding to support water quality policies.

Recommendations are based upon financial documentation and conversations with County Finance Department staff and the Deputy County Administrator.

a. Current Stormwater funding adequacy:

1. According to the Beaufort County Finance Department the current fund balance available for stormwater projects is \$850,000.

b. Future funding adequacy:

1. There are many factors that may affect future stormwater revenue; however, based upon recent past performance, the revenue base of the Stormwater Utility seems to be sound.
2. It is likely that revenue variations will occur over time, as in the past. However, over the last twenty years the County revenue base has steadily grown, with periods of revenue variations.

III. Adequacy of County spending policies to meet management and documentation requirements of Stormwater project expenditures.

1. Current County policies are adequate with the addition of the policy recommended in section 2 below.

2. Stormwater Utility Fiscal Control Policies:

a. The Utility is required to spend and/or obligate all revenue accruing to the Utility within each fiscal year.

b. Stormwater Utility Reporting to County Council.

In that proper stormwater policies are a significant priority of the Beaufort County Council and the citizens of Beaufort County. The Stormwater Utility shall:

a.) File and present a written report annually with the Beaufort County Council to document that Stormwater revenue for the past FY has been obligated and/or spent on projects from the Council's list of prioritized projects.

DAVIN
will identify
who will report

b.) Report on current and future activities, regulatory changes and their impact upon Beaufort County Stormwater policies.

committee approach -> reports made
to natural resources, reported out
by committee chair -

IV. Expenditure Plan

USCB Water Quality Lab Expansion	\$191,628 (1)
Watershed Projects (2)	
Administrative Parking Lot Retrofit	\$330,000 (3).
Okatie East Retrofit	\$107,000 (4).
Highway 278 Retrofit portion	<u>\$231,000</u>
TOTAL	<u>\$859,628</u>
 <i><u>Additional Watershed Projects</u></i>	
Okatie West Land Purchase	\$100,000 (5).
Battery Creek (Burton Hill) Retrofit	\$736,000
Okatie West Retrofit Construction-	\$1,211,000
Battery Creek (Grober Hill)	\$2,469,000
Battery Creek (West)	\$4,095,000

Explanatory Notes:

(1). Estimate based upon vendor 24 and 60 month operating lease terms. The amount listed represents costs related to a 24 month lease.

(2). The Watershed Restoration Areas were established by the Beaufort County Council in 2011. The Stormwater Utility has identified projects within these two priority areas: (1.) Okatie River, (2). Battery Creek.

(3). Cost estimates by Andrews and Burgess, November, 2011.

(4) Cost estimates by Ward Edwards, January, 2011 (all retrofit projects).

(5). Land cost will need to be documented, current figure is a staff estimate.

V. Implementation Preparation Recommendations

1. It is recommended that the Stormwater Utility be requested to confirm the current validity of Watershed Retrofit Project costs.
2. That the Utility inform the County Council that it has identified the first set of Watershed Restoration Projects, consistent with the priority geographical areas set by the Council. In doing so determining if the Council requires a review and presentation of those projects.
3. That the Utility present the Utilities current prioritized Watershed Restoration Projects list for Council input and comment.
4. It is recommended that the Utility set a project reporting cycle with the Council to maintain project information flow between the Council and the Utility.

RESOLUTION NO. ____

A RESOLUTION CONFIRMING THAT BEAUFORT COUNTY COUNCIL SHALL HAVE THREE APPOINTMENTS TO THE BOARD OF THE LOWCOUNTRY ECONOMIC ALLIANCE, THAT THE THREE SEATS SHALL BE OPEN FOR APPOINTMENT TO ANY CITIZEN OF BEAUFORT COUNTY AS MAY BE NOMINATED AND APPROVED BY COUNTY COUNCIL.

WHEREAS, Beaufort County Council adopted Resolution 2008-10 creating the Lowcountry Economic Development Alliance Board (the "Board") and adopting the by-laws thereof for the purpose of promoting economic development in the lowcountry area; and

WHEREAS, subsequent to its creation, the Board has gone through several changes including the withdrawal of Jasper County as a participating entity and the inclusion of several municipalities as participating entities; and

WHEREAS, Beaufort County Council desires to reconfirm that it shall have the authority to appoint three members to the Board with those members being appointed at-large from Beaufort County by nomination and approval of County Council; and

WHEREAS, one of the current Board members, Gary Kubic, Beaufort County Administrator, has expressed a desire to be removed from his seat on the board thereby opening said seat for nomination and appointment; and

WHEREAS, Beaufort County Council desires to express its gratitude and thanks to Mr. Kubic for his zealous representation of Beaufort County's economic development interests during his time serving as a Board member.

NOW, THEREFORE, BE IT RESOLVED, that Beaufort County Council hereby reconfirms that it shall have the authority to appoint three members to the Lowcountry Economic Development Alliance Board, with said seat being open to an at-large nomination and acceptance by Beaufort County Council.

BE IT FURTHER RESOLVED, the Beaufort County Council hereby removes Gary Kubic from and his seat on the Lowcountry Economic Development Alliance Board thereby opening said seat for future nomination and appointment.

DONE this ____ day of November, 2012.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: _____
Wm. Weston J. Newton, Chairman

APPROVED AS TO FORM:

Joshua A. Gruber, Staff Attorney

ATTEST:

Suzanne M. Rainey, Clerk to Council

Rainey, Sue

From: Gruber, Joshua
Sent: Wednesday, November 14, 2012 12:05 PM
To: Rainey, Sue
Cc: Weston Newton (RightFax)
Subject: FW: Official Results of Certification Hearing and Signatures
Attachments: 2012 General Election Canvass Hearing Page.pdf; Official Summary Nov 6 2012 Results.pdf

Importance: High

Sue,

Can you please add an agenda item to the next County Council meeting regarding the following:

“A Resolution publishing the results of the Daufuskie Island Ferry Special Tax District Referendum as required by South Carolina Code of Laws Section 4-9-30(5)(a)(1).”

S.C. Code Section 4-9-30(5)(a)(i): **(i) When fifteen percent of the electors in a proposed special tax district sign and present to the county council a petition requesting the creation of a special tax district, an election must be held in which a majority of the electors in that area voting in the election shall approve the creation of the special tax district, the nature of the services to be rendered and the maximum level of taxes or user service charges, or both, authorized to be levied and collected. The petition must contain a description of the proposed special tax district, the elector's signature and address. If the county council finds that the petition has been signed by fifteen percent or more of the electors resident within the area of the proposed special tax district, it may certify that fact to the county election commission. Upon receipt of a written resolution certifying that the petition meets the requirements of this section, the county election commission shall order an election to be held within the area of the proposed special tax district. The election ordered pursuant to this section is a special election and must be held, regulated, and conducted with the provisions prescribed by Chapters 13 and 17 of Title 7, except as otherwise provided in this section. The county election commission shall give at least thirty days' notice in a newspaper of general circulation within the proposed special tax district. The county election commission shall certify the result of the election to the county council and county council by written resolution shall publish the result of the election.**

Thanks,

-Josh-

Joshua A. Gruber
Staff Attorney

Beaufort County Legal Department
P.O. Box 1228
Beaufort, South Carolina 29901-1228
Tel.: (843) 255-2059
Fax.: (843) 255-9414

CONFIDENTIALITY--The information contained in this email message (including any files or attachments transmitted with it) contains confidential information and may be attorney-client privileged, protected by privacy laws or attorney work product. It is intended solely for the use of the individual or entity to whom it is addressed and others authorized to receive it. If you are not the intended recipient, you are hereby notified that any disclosure, use, forwarding, printing, dissemination, copying, distribution, or taking of any action in reliance on the contents of the information contained in this communication is strictly prohibited.

If you have received this communication in error, please immediately notify us by telephone at (843) 255-2055 and permanently delete this email from your computer and destroy any printed copy of it. Although attempts are made to sweep emails and attachments for viruses, it does not guarantee that they are virus-free and no liability for any damage sustained as a result of viruses will be accepted.

From: Weitz, Kristina
Sent: Wednesday, November 14, 2012 11:50 AM
To: Gruber, Joshua
Subject: Official Results of Certification Hearing and Signatures
Importance: High

Here is the information you requested. I will send the originals inner-office.

Regards,

Kristina Weitz

Kristina Weitz
Election Technician

Beaufort County Board of Elections & Voter Registration
15 John Galt Road
Post Office Drawer 1228
Beaufort, SC 29901-1228

Telephone Number: (843) 255-6900
Toll Free Telephone Number: 1-866-851-VOTE (8683)
Fax Number: (843) 255-9429
Email: kweitz@bcgov.net

Kristina Weitz

Beaufort County Board of Elections & Voter Registration
Election Technician
~1 (843) 255-6900 Work
Toll Free 1-866-851-VOTE (8683)
E-mail kweitz@bcgov.net
15 John Galt Rd
Post Office Drawer 1228
Beaufort, SC 29901-1228
<http://www.bcgov.net/>



It's a privilege to live where voting is a right. Honor your privilege by exercising your right. Vote.

STATE OF SOUTH CAROLINA
BEAUFORT COUNTY BOARD OF CANVASSERS
STATEMENTS AND RETURNS OF VOTES
FOR
GENERAL ELECTION
NOVEMBER 6, 2012

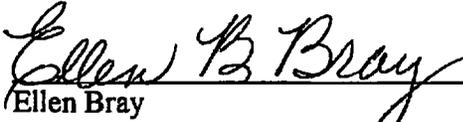
We, the Beaufort County Board of Canvassers do hereby certify that the results of the November 6, 2012 General Election held in Beaufort County are correct in all respects.



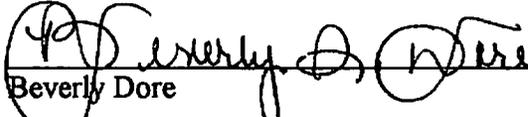
Ron Clifford, Chairman



Dean Hewitt, Vice-Chairman



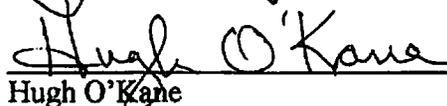
Ellen Bray



Beverly Dore



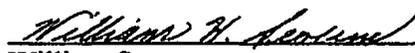
Marilyn Jankowski



Hugh O'Kane



Jim Rowe



William Severns



Rupert Williams

Dated this 9th day of November, 2012

SUMMARY REPORT

BEAUFORT COUNTY
GENERAL ELECTION
NOVEMBER 6, 2012

OFFICIAL

RUN DATE:11/09/12 07:33 PM

	VOTES	PERCENT
PRECINCTS COUNTED (OF 89)	89	100.00
REGISTERED VOTERS - TOTAL	109,297	
BALLOTS CAST - TOTAL	74,069	
VOTER TURNOUT - TOTAL		67.77

Straight Party

Seat(s) to Fill		VOTES	PERCENT
1	Republican (REP)	23,133	58.94
	Libertarian (LIB)	278	.71
	Democratic (DEM)	15,322	39.04
	Working Families (WFM)	356	.91
	Constitution (CON)	54	.14
	Green (GRN)	105	.27

President and Vice President

Seat(s) to Fill		VOTES	PERCENT
1	Mitt Romney (REP)	42,687	58.24
	Gary Johnson (LIB)	503	.69
	Barack Obama (DEM)	29,848	40.72
	Virgil Goode (CON)	90	.12
	Jill Stein (GRN)	169	.23

U.S. House of Representatives Dist 1

Seat(s) to Fill		VOTES	PERCENT
1	Tim Scott (REP)	40,460	61.11
	Keith Blandford (LIB)	1,218	1.84
	Bobbie Rose (DEM)	23,040	34.80
	Bobbie Rose (WFM)	1,448	2.19
	WRITE-IN	38	.06

U.S. House of Representatives Dist 6

Seat(s) to Fill		VOTES	PERCENT
1	James E Jim Clyburn (DEM)	3,666	93.69
	Nammu Y Muhammad (GRN)	212	5.42
	WRITE-IN	35	.89

State Senate District 43

Seat(s) to Fill		VOTES	PERCENT
1	Chip Campsen (REP)	10,096	98.76
	WRITE-IN	127	1.24

State Senate District 45

Seat(s) to Fill		VOTES	PERCENT
1	Leilani Bessinger (REP)	2,351	34.96
	Clementa Pinckney (DEM)	4,372	65.02
	WRITE-IN	1	.01

State Senate District 46

Seat(s) to Fill		VOTES	PERCENT
1	Tom Davis (REP)	36,457	98.90
	WRITE-IN	405	1.10

	VOTES	PERCENT
State House of Representatives Dist 118		
Seat(s) to Fill 1		
Bill Herbkersman (REP)	10,859	99.18
WRITE-IN	90	.82

	VOTES	PERCENT
State House of Representatives Dist 120		
Seat(s) to Fill 1		
Weston Newton (REP)	10,846	98.64
WRITE-IN	150	1.36

	VOTES	PERCENT
State House of Representatives Dist 121		
Seat(s) to Fill 1		
Kenneth F Hodges (DEM)	7,312	99.43
WRITE-IN	42	.57

	VOTES	PERCENT
State House of Representatives Dist 122		
Seat(s) to Fill 1		
Bill Bowers (DEM)	378	99.74
WRITE-IN	1	.26

	VOTES	PERCENT
State House of Representatives Dist 123		
Seat(s) to Fill 1		
Andy Patrick (REP)	13,865	99.18
WRITE-IN	115	.82

	VOTES	PERCENT
State House of Representatives Dist 124		
Seat(s) to Fill 1		
Shannon S Erickson (REP)	10,899	98.80
WRITE-IN	132	1.20

	VOTES	PERCENT
Solicitor Circuit 14		
Seat(s) to Fill 1		
Duffie Stone (REP)	50,488	98.91
WRITE-IN	558	1.09

	VOTES	PERCENT
Clerk of Court		
Seat(s) to Fill 1		
Jerri Roseneau (REP)	51,396	99.40
WRITE-IN	312	.60

	VOTES	PERCENT
Coroner		
Seat(s) to Fill 1		
Ed Allen (REP)	53,430	99.58
WRITE-IN	228	.42

SUMMARY REPORT

BEAUFORT COUNTY
GENERAL ELECTION
NOVEMBER 6, 2012

OFFICIAL

RUN DATE:11/09/12 07:33 PM

	VOTES	PERCENT
County Council District 1		
Seat(s) to Fill 1		
Gerald Dawson (DEM)	4,652	99.06
WRITE-IN.	44	.94
County Council District 3		
Seat(s) to Fill 1		
William L McBride (DEM).	4,571	99.11
WRITE-IN.	41	.89
County Council District 5		
Seat(s) to Fill 1		
Brian Flewelling (REP)	3,428	99.19
WRITE-IN.	28	.81
County Council District 7		
Seat(s) to Fill 1		
Cynthia Bensch (REP).	3,813	73.45
Forrest Dan Duryea (PET)	1,358	26.16
WRITE-IN.	20	.39
School Board District 1		
Seat(s) to Fill 1		
Earl Campbell (NP)	3,210	98.98
WRITE-IN.	33	1.02
School Board District 3		
Seat(s) to Fill 1		
Michael F Rivers Sr (NP)	2,191	50.00
Bernie Schein (NP)	968	22.09
Fred S Washington Jr (NP)	1,207	27.54
WRITE-IN.	16	.37
School Board District 4		
Seat(s) to Fill 1		
James Beckert (NP)	2,423	68.41
Brian D Herrmann (NP)	1,090	30.77
WRITE-IN.	29	.82
School Board District 5		
Seat(s) to Fill 1		
Geri Kinton (NP)	2,137	58.42
Ronald Speaks (NP)	1,519	41.53
WRITE-IN.	2	.05
School Board District 6		
Seat(s) to Fill 1		
Paul M Roth (NP)	3,794	60.31
Bert F Walker (NP)	2,432	38.66
WRITE-IN.	65	1.03

	VOTES	PERCENT
School Board District 7		
Seat(s) to Fill 1		
WRITE-IN.	323	100.00
School Board District 8		
Seat(s) to Fill 1		
Al Bischoff (NP)	1,623	28.58
Mary Cordray (NP)	2,365	41.64
Elisabeth G Riordan (NP)	1,645	28.97
WRITE-IN.	46	.81
School Board District 9		
Seat(s) to Fill 1		
Laura Bush (NP)	3,385	98.77
WRITE-IN.	42	1.23
School Board District 10		
Seat(s) to Fill 1		
WRITE-IN.	847	100.00
School Board District 11		
Seat(s) to Fill 1		
Reid V Eikner (NP)	1,745	34.63
JoAnn Orischak (NP)	3,259	64.68
WRITE-IN.	35	.69
Soil & Water District Commissioner		
Seat(s) to Fill 1		
Denise M Parsick (NP)	40,583	99.61
WRITE-IN.	159	.39
State Amendment 1		
Seat(s) to Fill 1		
YES	36,997	56.32
NO.	28,699	43.68
Form of Govt		
Seat(s) to Fill 1		
YES	24,669	36.93
NO.	42,133	63.07
Rural & Critical Lands Program		
Seat(s) to Fill 1		
YES	41,470	61.91
NO.	25,519	38.09

RUN DATE:11/09/12 07:33 PM

VOTES PERCENT		
Daufuskie TIF		
Seat(s) to Fill 1		
YES	44	40.74
NO.	64	59.26

Beaufort City Council		
Seat(s) to Fill 2		
Mike McFee (NP)	2,605	38.21
George H O'Kelly Jr (NP)	2,192	32.15
Pete Palmer (NP)	1,971	28.91
WRITE-IN.	49	.72

HHI Town Council WARD 1		
Seat(s) to Fill 1		
Willie Bill Ferguson (NP)	481	33.75
Marc A Grant (NP)	723	50.74
Charles Houston (NP)	212	14.88
WRITE-IN.	9	.63

HHI Town Council WARD 3		
Seat(s) to Fill 1		
Lee Edwards (NP)	1,621	63.39
Andy Jablonecki II (NP)	237	9.27
Ryan James McAvoy (NP)	337	13.18
Jeff Myers (NP)	347	13.57
WRITE-IN.	15	.59

HHI Town Council WARD 6		
Seat(s) to Fill 1		
James D Collett Jr (NP)	1,401	49.04
John J McCann (NP)	1,446	50.61
WRITE-IN.	10	.35

Voting District 2 HH#1 PSD		
Seat(s) to Fill 1		
David McCoy (NP)	1,470	98.79
WRITE-IN.	18	1.21

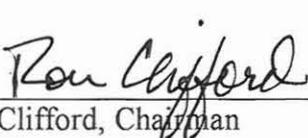
Voting District 3 HH#1 PSD		
Seat(s) to Fill 1		
John Geisler (NP)	1,467	99.19
WRITE-IN.	12	.81

Voting District 4 HH#1 PSD		
Seat(s) to Fill 2		
Gary Kratz (NP)	3,141	49.58
Bob Manne (NP)	3,165	49.96
WRITE-IN.	29	.46

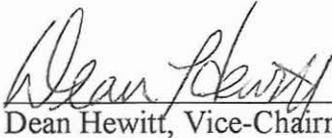
VOTES PERCENT		
Fripp Island Public Service District		
Seat(s) to Fill 4		
Joe T Brown (NP)	453	24.46
Richard Combes (NP)	478	25.81
Rick Keup (NP)	456	24.62
Steve McKay (NP)	462	24.95
WRITE-IN.	3	.16

STATE OF SOUTH CAROLINA
BEAUFORT COUNTY BOARD OF CANVASSERS
STATEMENTS AND RETURNS OF VOTES
FOR
GENERAL ELECTION
NOVEMBER 6, 2012

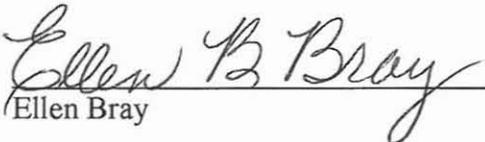
We, the Beaufort County Board of Canvassers do hereby certify that the results of the November 6, 2012 General Election held in Beaufort County are correct in all respects.



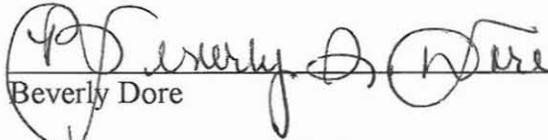
Ron Clifford, Chairman



Dean Hewitt, Vice-Chairman



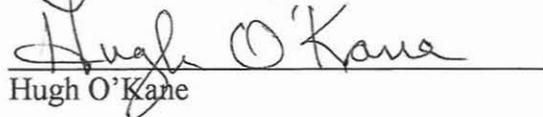
Ellen Bray



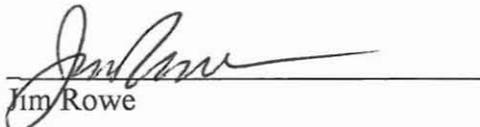
Beverly Dore



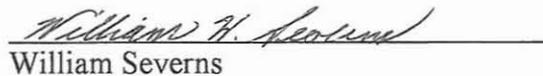
Marilyn Jankowski



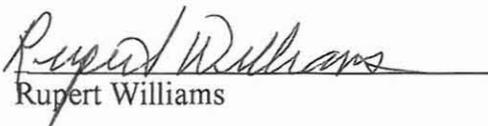
Hugh O'Kane



Jim Rowe



William Severns



Rupert Williams

Dated this 9th day of November, 2012

SUMMARY REPORT

BEAUFORT COUNTY
GENERAL ELECTION
NOVEMBER 6, 2012

OFFICIAL

RUN DATE:11/09/12 07:33 PM

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Seat(s) to Fill 1		
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WRITE-IN	1	.26
State House of Representatives Dist 123		
Seat(s) to Fill 1		
Andy Patrick (REP)	13,865	99.18
WRITE-IN	115	.82
State House of Representatives Dist 124		
Seat(s) to Fill 1		
Shannon S Erickson (REP)	10,899	98.80
WRITE-IN	132	1.20
Solicitor Circuit 14		
Seat(s) to Fill 1		
Duffie Stone (REP)	50,488	98.91
WRITE-IN	558	1.09
Clerk of Court		
Seat(s) to Fill 1		
Jerri Roseneau (REP)	51,396	99.40
WRITE-IN	312	.60
Coroner		
Seat(s) to Fill 1		
Ed Allen (REP)	53,430	99.58
WRITE-IN	228	.42

RUN DATE:11/09/12 07:33 PM

	VOTES	PERCENT		VOTES	PERCENT
County Council District 1			School Board District 7		
Seat(s) to Fill 1			Seat(s) to Fill 1		
Gerald Dawson (DEM)	4,652	99.06	WRITE-IN.	323	100.00
WRITE-IN.	44	.94			
County Council District 3			School Board District 8		
Seat(s) to Fill 1			Seat(s) to Fill 1		
William L McBride (DEM).	4,571	99.11	Al Bischoff (NP)	1,623	28.58
WRITE-IN.	41	.89	Mary Cordray (NP)	2,365	41.64
			Elisabeth G Riordan (NP)	1,645	28.97
			WRITE-IN.	46	.81
County Council District 5			School Board District 9		
Seat(s) to Fill 1			Seat(s) to Fill 1		
Brian Flewelling (REP)	3,428	99.19	Laura Bush (NP)	3,385	98.77
WRITE-IN.	28	.81	WRITE-IN.	42	1.23
County Council District 7			School Board District 10		
Seat(s) to Fill 1			Seat(s) to Fill 1		
Cynthia Bensch (REP).	3,813	73.45	WRITE-IN.	847	100.00
Forrest Dan Duryea (PET)	1,358	26.16			
WRITE-IN.	20	.39			
School Board District 1			School Board District 11		
Seat(s) to Fill 1			Seat(s) to Fill 1		
Earl Campbell (NP)	3,210	98.98	Reid V Eikner (NP)	1,745	34.63
WRITE-IN.	33	1.02	JoAnn Orischak (NP)	3,259	64.68
			WRITE-IN.	35	.69
School Board District 3			Soil & Water District Commissioner		
Seat(s) to Fill 1			Seat(s) to Fill 1		
Michael F Rivers Sr (NP)	2,191	50.00	Denise M Parsick (NP)	40,583	99.61
Bernie Schein (NP)	968	22.09	WRITE-IN.	159	.39
Fred S Washington Jr (NP)	1,207	27.54			
WRITE-IN.	16	.37			
School Board District 4			State Amendment 1		
Seat(s) to Fill 1			Seat(s) to Fill 1		
James Beckert (NP)	2,423	68.41	YES	36,997	56.32
Brian D Herrmann (NP)	1,090	30.77	NO.	28,699	43.68
WRITE-IN.	29	.82			
School Board District 5			Form of Govt		
Seat(s) to Fill 1			Seat(s) to Fill 1		
Geri Kinton (NP)	2,137	58.42	YES	24,669	36.93
Ronald Speaks (NP)	1,519	41.53	NO.	42,133	63.07
WRITE-IN.	2	.05			
School Board District 6			Rural & Critical Lands Program		
Seat(s) to Fill 1			Seat(s) to Fill 1		
Paul M Roth (NP)	3,794	60.31	YES	41,470	61.91
Bert F Walker (NP)	2,432	38.66	NO.	25,519	38.09
WRITE-IN.	65	1.03			

RUN DATE:11/09/12 07:33 PM

VOTES PERCENT

VOTES PERCENT

Daufuskie TIF		
Seat(s) to Fill 1		
YES	44	40.74
NO.	64	59.26

Fripp Island Public Service District		
Seat(s) to Fill 4		
Joe T Brown (NP)	453	24.46
Richard Combes (NP)	478	25.81
Rick Keup (NP)	456	24.62
Steve McKay (NP)	462	24.95
WRITE-IN.	3	.16

Beaufort City Council		
Seat(s) to Fill 2		
Mike McFee (NP)	2,605	38.21
George H O'Kelly Jr (NP)	2,192	32.15
Pete Palmer (NP)	1,971	28.91
WRITE-IN.	49	.72

HHI Town Council WARD 1		
Seat(s) to Fill 1		
Willie Bill Ferguson (NP)	481	33.75
Marc A Grant (NP)	723	50.74
Charles Houston (NP)	212	14.88
WRITE-IN.	9	.63

HHI Town Council WARD 3		
Seat(s) to Fill 1		
Lee Edwards (NP)	1,621	63.39
Andy Jablonecki II (NP)	237	9.27
Ryan James McAvoy (NP)	337	13.18
Jeff Myers (NP)	347	13.57
WRITE-IN.	15	.59

HHI Town Council WARD 6		
Seat(s) to Fill 1		
James D Collett Jr (NP)	1,401	49.04
John J McCann (NP)	1,446	50.61
WRITE-IN.	10	.35

Voting District 2 HH#1 PSD		
Seat(s) to Fill 1		
David McCoy (NP)	1,470	98.79
WRITE-IN.	18	1.21

Voting District 3 HH#1 PSD		
Seat(s) to Fill 1		
John Geisler (NP)	1,467	99.19
WRITE-IN.	12	.81

Voting District 4 HH#1 PSD		
Seat(s) to Fill 2		
Gary Kratz (NP)	3,141	49.58
Bob Manne (NP)	3,165	49.96
WRITE-IN.	29	.46

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE FY2011-2012 BEAUFORT COUNTY BUDGET ORDINANCE SO AS TO PROVIDE A SUPPLEMENTAL APPROPRIATION FROM THE COUNTY'S GENERAL RESERVE FUND IN AN AMOUNT NOT TO EXCEED \$7,200,000 FOR THE PURPOSE OF SATISFYING OUTSTANDING BOND OBLIGATIONS RELATIVE TO THE NEW RIVER TAX INCREMENT FINANCING DISTRICT.

WHEREAS, on June 11, 2012, Beaufort County Council adopted Ordinance No. 2012/7 which set the County's FY 2012-2013 budget and associated expenditures; and

WHEREAS, Beaufort County has an opportunity to recognize substantial interest payment savings for its residents by calling and satisfying all outstanding bonds relative to the New River Tax Increment Financing District; and

WHEREAS, in order to have the funds necessary to call all of the outstanding bonds relative to the New River Tax Increment Financing District it will be necessary for the County to make a supplemental appropriation from its General Reserve Fund in an amount not to exceed \$7,200,000; and

WHEREAS, the funds that are being transferred from the County's General Reserve Fund to satisfy the outstanding bonds shall be repaid from the tax collections attributable to the New River Tax Increment Financing District and shall be given priority over other distributions that may be necessary from those revenues; and

WHEREAS, the County shall enter into such agreements with the participating entities under the New River Tax Increment Financing District as may be necessary to effectuate the early calling of the outstanding bonds and the repayment to the County's General Reserve Fund as identified above.

NOW, THEREFORE, BE IT ORDAINED by Beaufort County Council that the FY2011-2012 Beaufort County Budget Ordinance is hereby amended so as to provide a supplemental appropriation in an amount not to exceed \$7,200,000 for the purpose of satisfying all outstanding bonds relative to the New River Tax Increment Financing District.

DONE, this ___ day of _____ 2012.

COUNTY COUNCIL OF BEAUFORT COUNTY

By: _____
Wm. Weston J. Newton, Chairman

APPROVED AS TO FORM:

Joshua A. Gruber, Staff Attorney

ATTEST:

Suzanne M. Rainey, Clerk to Council
First Reading, By Title Only: November 5, 2012
Second Reading: November 15, 2012
Public Hearing:
Third and Final Reading:

Committee Reports

November 26, 2012

A. COMMITTEES REPORTING

1. Finance

① Minutes from the November 5 meeting provided December 10. Action is required. See main agenda item 9B.

2. Governmental (backup)

① Minutes provided from the November 8 meeting. Action is required. See main agenda item 9G.

② Lowcountry Economic Alliance

<i>Nominate</i>	<i>Name</i>	<i>Position/Area/Expertise</i>	<i>Reappoint/Appoint</i>	<i>Votes Required</i>
11.26.12	Michael Covert	Beaufort County representative	Appoint	6/11 (1 st term)

3. Natural Resources (backup)

① Minutes provided from the November 8 meeting. Action is required. See main agenda item 9C, 9D, 9E, and 9F.

② Southern Corridor Review Board

<i>Nominate</i>	<i>Name</i>	<i>Position/Area/Expertise</i>	<i>Reappoint/Appoint</i>	<i>Votes Required</i>
11.26.12	Peter Brower	Landscape Architect	Appoint	6/11 (1 st term)

B. COMMITTEE MEETINGS

1. Community Services

William McBride, Chairman

Gerald Dawson, Vice Chairman

➔ Next Meeting – Monday, December 17 at 4:00 p.m., BIV#2

2. Executive

Weston Newton, Chairman

➔ Next Meeting - To be announced.

3. Finance

Stu Rodman, Chairman

Rick Caporale, Vice Chairman

➔ Next Meeting – Monday, December 17 at 2:00 p.m., BIV#2

4. Governmental

Jerry Stewart, Chairman

Laura Von Harten, Vice Chairman

➔ Next Meeting – Monday, December 3 at 4:00 p.m., ECR

5. Natural Resources

Paul Sommerville, Chairman

Brian Flewelling, Vice Chairman

➔ Next Meeting – Monday, December 3 at 2:00 p.m., ECR (cancelled)

➔ Next Meeting – Wednesday, December 5 at 2:00 p.m., County Government Center, Bluffton (Development Agreement Subcommittee)

6. Public Facilities

Herbert Glaze, Chairman

Steven Baer, Vice Chairman

➔ Next Meeting – Tuesday, November 27 at 4:00 p.m., ECR

7. Transportation Advisory Group

Weston Newton, Chairman

Stu Rodman, Vice Chairman

➔ Next Meeting – To be announced.

GOVERNMENTAL COMMITTEE

November 8, 2012

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

The Governmental Committee met on Thursday, November 8, 2012, at 4:00 p.m., in the Executive Conference Room of the Administration Building, Beaufort, South Carolina.

ATTENDANCE

Chairman Jerry Stewart, Vice Chairman Laura Von Harten, and Committee members Rick Caporale, Gerald Dawson and Brian Flewelling. Non-Committee member Steven. Committee member Herbert Glaze was absent.

County Staff: Phil Foot, Division Director – Public Safety; Joshua Gruber, Staff Attorney; Gary Kubic, County Administrator; and Bryan Hill, Deputy County Administrator.

Public: Robert Vaux, legal counsel Bluffton Fire District; Barry Turner, Bluffton Fire District Chief; Doug Jones, Property Manager Association Palmetto Bluff; Rob Norton, President - Board of Directors Colleton River Plantation; Jeff Blacken, Colleton River Plantation; Chris Jones, Palmetto Bluff; Dallas Wood, Development Manager Palmetto Bluff; and Mary Lohr, legal counsel with Howell, Gibson and Hughes Law Firm.

Mr. Stewart chaired the meeting.

ACTION ITEMS

- 1. A resolution confirming that Beaufort County Council shall have three appointments to the Board of the Lowcountry Economic Alliance, that the three seats shall be open for appointment to any citizen of Beaufort County as may be nominated and approved by County Council**

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

Discussion: Mr. Stewart addressed the committee in regards to a resolution confirming that Beaufort County Council shall have three appointments to the Board of the Lowcountry Economic Alliance, that the three seats shall be open for appointment to any citizen of Beaufort County as nominated and approved by County Council. The resolution includes language removing Gary Kubic, Beaufort County Administrator, as one of the County's current appointees, thereby, opening said seat for nomination.

Motion: It was moved by Ms. Von Harten, second Mr. Dawson, that Natural Resources Committee approve and recommend that Council adopt a resolution confirming that Beaufort County Council shall have three appointments to the Board of the Lowcountry Economic Alliance, that the three seats shall be open for appointment to any citizen of Beaufort County as may be nominated and approved by County Council. The vote was: YEAS - Mr. Caporale, Mr. Dawson, and Mr. Flewelling, Mr. Stewart and Ms. Von Harten. ABSENT – Mr. Glaze. The motion passed.

Recommendation: Council adopt a Resolution confirming that Beaufort County Council shall have three appointments to the Board of the Lowcountry Economic Alliance, that the three seats shall be open for appointment to any citizen of Beaufort County as may be nominated and approved by County Council.

2. Consideration of Reappointments and Appointments

• Lowcountry Economic Alliance

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

Discussion: Governmental Committee nominated Mr. Michael Covert to serve as a member of the Lowcountry Economic Alliance.

Recommendation: Council nominate Mr. Michael Covert to serve as a member of the Lowcountry Economic Alliance.

INFORMATION ITEMS

3. Discussion / Various Fire Districts within Beaufort County

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

Discussion: Mr. Gary Kubic, County Administrator, gave a brief description of his duties and responsibilities concerning the fire districts controlled by the county, municipalities and the state.

Mr. Kubic said state statutes are complicated. He wants the public to have a better understanding on some of the issues and changes that will take place over time. Mr. Kubic discussed setting of millage and the fact that most fire districts have different rules on who determines how millage is set. County Ordinances are different from state statutes. Daufuskie Island Fire is a special tax district. It has a self-imposed voting process and two parts to consider for full implementation.

Mr. Joshua Gruber, Staff Attorney, gave a background description of Lady's Island /St. Helena Island, Burton, Sheldon and Daufuskie Island Fire Districts. Mr. Gruber's information included creation of the districts, millage, special ordinances or charters, and other information that would affect the changes that may take place.

The ultimate objective is to have all fire districts operating under the same rules and regulations.

Status: Information only.

4. Text Amendments to the Bluffton Fire District Charter

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

Status: Discussion of the item will occur at the December 3, 2012 meeting of the Governmental Committee meeting.

5. Discussion / ISO Regulations Relevant to the Bluffton Fire District

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

Discussion: Chief Barry Turner, Bluffton Fire District, presented Insurance Services Office (ISO) regulations affecting the Bluffton Fire District to include information on changes that will affect portions of Palmetto Bluff and Colleton River Plantation. Both locations are within the Bluffton Fire District.

ISO is a rating agency that determines fire insurance rates in the United States. ISO is an independent company that service insurance companies, communities, fire departments with insurance regulations and others by providing risk information.

ISO collects and evaluates information from communities to produce a Public Protection Classification Program (PPCTM) number 1-10 assigned to communities. To analyze data an ISO Fire Suppression Rating Schedule (FSRS) is used.

Virtually all U.S. insurers of homes and business property use ISO's PPCTM in calculating premiums. A community's PPCTM depends on:

- fire alarms and communication systems, including telephone systems, telephone lines, staffing, and dispatching systems; and
- the fire department, including equipment, staffing, training, and geographic distribution of fire companies; and

- the water supply system, including the condition and maintenance of hydrants, and a careful evaluation of the amount of available water compared with the amount needed to suppress fires

To determine a community's PPCTM, ISO conducts a field survey. ISO staff visit the community to observe and evaluate features of the fire-protection systems.

The Bluffton Township Fire District (District) currently has an ISO rating of 3, 9 or 10. The criterion, per the ISO evaluation of January 2012, indicates that:

- Any property within the District that is within five-road miles of a Bluffton fire station and within 1000 feet of a fire hydrant is a PPCTM 3.
- Any property within five-road miles but does not have a fire hydrant or other recognized source of water for fire protection within 1,000 feet is a PPCTM 9.
- Any property outside of five-road miles regardless whether it has a water distribution system for fire protection is a PPCTM 10.

Previously, ISO allowed a Class "A" fire engine to be placed at a Colleton River maintenance facility and serve as the primary fire engine to the areas which were in excess of the five-road mile distance of Fire Station 33 (12 Buckingham Plantation Drive). An ISO inspector approved and allowed a lower rating of ISO PPCTM 5.

When the Palmetto Bluff community was developed, the same concept of using an unmanned fire truck, housed in the golf maintenance facility, with staffing by volunteers and/or off-duty firefighters. The concept received ISO approval and placed in service May 2005.

ISO used criterion generated for both fire stations included: response time to calls, staffing, and road mileage from each fire station to determine the ISO rating.

The fire stations were not properly staffed and initial responses from the fire stations did not meet current ISO criteria for a credited fire station. An ISO rating change from three to 10 is dramatic. In some instances, premiums have tripled costing District residents hundreds of thousands of dollars annually.

Status: Information only.

NATURAL RESOURCES COMMITTEE

November 8, 2012

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

The Natural Resources Committee met on Thursday, November 8, 2012 at 2:00 p.m. in the Executive Conference Room of the Administration Building, Beaufort, South Carolina.

ATTENDANCE

Natural Resources Committee Chairman Paul Sommerville, Vice Chairman Brian Flewelling, and members Steven Baer, Gerald Dawson, Jerry Stewart and Laura Von Harten. Committee member William McBride was absent.

County Staff: Tony Criscitiello, Division Director – Planning and Development; Joshua Gruber, Staff Attorney; Gary Kubic, County Administrator; Bryan Hill, Deputy County Administrator; Dan Ahern, Stormwater Utility Manager; John Webber, Special Projects.

Media: Joe Croley, Hilton Head Island-Bluffton Chamber of Commerce.

Public: Alan Ward, USC-Beaufort; Steve Andrews, Andrews Burgess Engineering Inc., Roberts Vaux, legal counsel, Bluffton Fire District.

Mr. Flewelling chaired the meeting.

ACTION ITEMS

- 1. Southern Beaufort County Zoning Map Amendment / Rezoning Request for R601 031 000 0030 0000, R601 031A 000 030 0000, R601 031 000 1572 0000 And R619 031 000 0039 0000 (4 Parcels Totaling 65+/- Acres at the Southwest Intersection of U.S. 278 and S.C. 46, across from Kittie's Crossing) from Light Industrial (LI) and Suburban (S) Zoning Districts to Commercial Regional (CR) Zoning District; Owners/Applicants: Georgia McCulloch (Parcels 30 and 1572), PAHH Development LLC (Parcel 30A), and S.C. Public Service Authority (Parcel 39)**

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, Division Director – Planning and Development, briefed the Committee on the four parcels, R601 031 000 0030 0000, R601 031 000 030 0000, R601 031 000 1572 0000 and R619 031 000 0039 0000, totaling 65+/- acres at the southwest intersection of US Highway 278 and SC Highway 46. These properties are recommended for rezoning from Light Industrial to Commercial Regional.

Mr. Criscitiello advised the committee that the rezoning request is consistent with the County Comprehensive Plan that designated the area for Commercial Regional use, the County's Future Land Use Map, the character of the neighborhood, and the nearby zonings.

Public interest would be served by ensuring that development of these properties is consistent with the Comprehensive Plan.

Mr. Colin Kinton, Transportation/Traffic Engineer, supports the recommendations outlined in the Traffic Impact Analysis Report, especially noting the following:

1. A new right-in/right-out access on US 278; and
2. Providing connectivity to Red Cedar Elementary School; and
3. Traffic signalization consideration on SC 46 contingent on 50 percent build-out of the development with an acceptable signal warrant analysis; and
4. An interim right-in/right-out access onto SC 46.

Staff and the Southern Beaufort County Subcommittee both support the proposed rezoning to Commercial Regional.

Motion: It was moved by Mr. Flewelling, seconded by Ms. Von Harten, that Natural Resources Committee approve and recommend Council approve on first reading a rezoning for R601 031 000 0030 0000, R601 031A 000 030 0000, R601 031 000 1572 0000 and R619 031 000 0039 0000 (4 parcels totaling 65+/- acres at the southwest intersection of U.S. 278 and S.C. 46, across from Kittie's Crossing) from Light Industrial (LI) and Suburban (S) Zoning Districts to Commercial Regional (CR) Zoning District; Georgia McCulloch (Parcels 30 and 1572), PAHH Development LLC (Parcel 30), and S.C. Public Service Authority (Parcel 39). The vote was: YEAS – Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT - Mr. McBride. The motion passed.

Recommendation: Council approve on first reading a rezoning for R601 031 000 0030 0000, R601 031A 000 030 0000, R601 031 000 1572 0000 and R619 031 000 0039 0000 (4 parcels totaling 65+/- acres at the southwest intersection of U.S. 278 and S.C. 46, across from Kittie's Crossing) from Light Industrial (LI) and Suburban (S) Zoning Districts to Commercial Regional (CR) Zoning District; Georgia McCulloch (Parcels 30 and 1572), PAHH Development LLC (Parcel 30A), and S.C. Public Service Authority (Parcel 39).

2. **Text Amendments to the Beaufort County Zoning and Development Standards Ordinance/ZDSO, Article V, Section 106-1187(B) Multifamily Residential-Urban District (Allows Multifamily Uses within one Quarter (1/4) Mile of Existing Multi-family Uses)**

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, Division Director – Planning and Development, presented to committee proposed text amendments to Section 106-1187, Multifamily Residential-Urban District. This amendment would eliminate the minimum one-quarter mile spacing requirement for multifamily uses in Urban Zoning districts, and instead require these uses to meet the same standard for multifamily developments in the Suburban zoning district and that they be compatible with the surrounding neighborhood.

Mr. Criscitiello advised the committee that changes have not been made to the text since April 1999. According to Section 106-493 of the ZDSO, the text can be considered for amendment for two reasons. First, it will implement a new portion of the comprehensive plan and second, it would address changing conditions that are proven difficult to be achieved under the current ordinance.

Section 106-1187 (b) stated in the Urban district multifamily residential uses shall only be permitted with a minimum spacing of one-quarter mile between multifamily developments. No more than 40 dwelling units shall be constructed in any building. No more than 200 units shall be constructed as part of a single development.

The text is amend to read “in the urban district multifamily residential uses shall be compatible with surrounding neighborhood character in siting, scale and architecture. No more than 40 dwelling units shall be constructed in any building. No more than 200 units shall be constructed as part of a single development.”

Motion: It was moved by Ms. Von Harten, seconded by Mr. Dawson, that Natural Resources Committee approve and recommend to Council first reading approval of an ordinance to amend the Zoning and Development Standards Ordinance (ZDSO), Article V. Use Regulations, Section 106-1187(b). Multifamily Residential-Urban district, that allows multifamily uses within one-quarter (1/4) mile of existing multifamily uses in the Urban districts. The vote was: YEAS – Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT - Mr. McBride. The motion passed.

Recommendation: Council approve on first reading an ordinance to amend the Zoning and Development Standards Ordinance (ZDSO), Article V. Use Regulations, Section 106-1187(b), Multi-family Residential-Urban District, that allows multifamily uses within one-quarter (1/4) mile of existing multifamily uses in the Urban districts.

3. Water Quality Monitoring Contract for Beaufort County

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

Discussion: The GEL Engineering firm was selected in a major joint County/Municipal selection process in 2009. The solicitation stated that the contract may be extended up to five years. The solicitation process is described in the September 30, 2009 memorandum that was given to the committee as an attachment. This is the fourth year of the five-year cycle. This year

is for \$91,515 and will reflect the reduced costs of fewer monitoring sites. The Stormwater Management Department added new sites based on the ongoing watershed restoration activities. Last year's contract was for \$95,506 and was less than the previous contracts of \$123,543 and \$169,535.

The proposed contract with GEL will have two separate scopes of services. They are for monitoring north (\$56,595) and south (\$34,920) of the Broad River. The two scopes are necessary because the City of Beaufort and the Town of Port Royal will contribute approximately 25% of the cost for monitoring north of the Broad River. The Town of Bluffton and Town of Hilton Head Island will continue to negotiate with separate contractors for monitoring.

The contract is expected to cover the period of December 1, 2012 through November 30, 2013. It is at Beaufort County's discretion to modify the scope of work and renegotiate the price at the end of each year. Beaufort County may terminate this contract if USC-Beaufort can develop capacity to perform this effort per an MOU approved by the Natural Resources Committee.

This effort was budgeted from the Stormwater Utility Fund Account #13531-51160.

Motion: It was moved by Mr. Stewart, seconded by Mr. Dawson, that Natural Resources Committee approve and recommend to Council award of the Water Quality Monitoring contract of \$91,515 to GEL Engineering. Funding will come from the Stormwater Utility account 13531-51160. The vote was: YEAS – Mr. Baer, Mr. Dawson, Mr. Stewart, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT - Mr. McBride. The motion passed.

Recommendation: Council award the Water Quality Monitoring contract of \$91,515 to GEL Engineering. Funding will come from the Stormwater Utility Account #13531-51160.

4. Water Quality Office and Utility Balance Utilization Plan

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

Discussion: The Stormwater Utility (Utility) operates as an enterprise fund. In order to maximize the benefit of the funds collected, the Utility was requested to develop a Balance Utilization Plan with guidance that cash balance in the months of November and December to be near zero. This plan, focused on funding restoration projects, was presented in a memorandum dated July 19, 2012 and approved on August 21, 2012. It was presented to the Stormwater Utility (SWU) Board at the September 5, 2012 meeting.

Another component of the Balance Utilization Plan to support the agenda goal of a water quality office, a business plan was developed to assist in the USC Beaufort Water Quality Lab Expansion. This was described in a July 23, 2012 memorandum. It calls for \$250,000 funding from the Stormwater Utility to assist USC Beaufort in establishing their lab.

In addition, the Board has previously obtained Natural Resources approval for a proposed Memorandum of Understanding (MOU) that would commit Beaufort County to annual funding of approximately \$90,000, if the USC-Beaufort lab developed the capacity to perform necessary monitoring. The purchase of this equipment would provide this capability. The proposed MOU was approved by the Board July 12, 2012, and the July 23, 2012 memorandum was presented to the Board at the October 3, 2012 meeting.

Funding will come from the Stormwater Utility Account #13531-51160.

Mr. Kubic spoke on how the goal of this project would have a long-term positive effect on education for Beaufort County.

Motion: It was moved by Mr. Stewart, seconded by Mr. Flewelling, that Natural Resources Committee approve and recommend to Council approve a \$250,000 contribution to USC-Beaufort for lease/purchase of water quality testing equipment in establishing Beaufort Water Quality Lab Expansion. Funding will come from the Stormwater Utility Account #13531-51160. The vote was: YEAS – Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT - Mr. McBride. The motion passed.

Recommendation: Council approve a \$250,000 contribution to USC-Beaufort for lease/purchase of water quality testing equipment in establishing Beaufort Water Quality Lab Expansion. Funding will come from the Stormwater Utility Account #13531-51160.

5. Consideration of Reappointments and Appointments

- **Northern Corridor Review 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 taken.

- **Rural and Critical Lands Board**

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

Discussion: Members discussed the effect the new Council districts boundaries will have on reappointments and appointments.

Status: No action taken.

- **Southern Corridor Review Board**

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

Recommendation: Committee nominate Mr. Peter Brower, representing landscape architect Beaufort County, to serve as a member of the Southern Corridor Review Board.

1. Executive Session

Motion: It was moved by Mr. Sommerville, seconded by Mr. Flewelling, that Natural Resources Committee go into executive session for the discussion of negotiations incident to proposed contractual arrangements and proposed purchase of property. The vote was: YEAS – Mr. Baer, Mr. Dawson, Mr. Flewelling, Mr. Sommerville, Mr. Stewart and Ms. Von Harten. ABSENT - Mr. McBride. The motion passed.

DRAFT