

Philpott, Katie

From: Dhunjishah, Michelle
Sent: Friday, August 01, 2014 12:07 PM
To: Philpott, Katie
Subject: RE: Reappointments Foster Care Review Board

Thank you, Katie.

Michelle Dhunjishah
Director & General Counsel
Foster Care Review Board
Governor's Office of Executive Policy and Programs p. 803.734.4562 | f. 803.734.1223

-----Original Message-----

From: Philpott, Katie
Sent: Friday, August 01, 2014 11:50 AM
To: Dhunjishah, Michelle
Subject: FW: Reappointments Foster Care Review Board

FYI

Katie Philpott
Office of the Governor
Director of Boards and Commissions
1205 Pendleton St.
Columbia, SC 29201
803-734-5086

-----Original Message-----

From: Sommerville, Paul [<mailto:psommerville@bcgov.net>]
Sent: Friday, August 01, 2014 11:34 AM
To: Philpott, Katie
Subject: RE: Reappointments Foster Care Review Board

Katie, thank you for bringing this to my attention. I will notify the appropriate folks on this end and at our council meeting on August 11th I will withdraw her name from nomination. Paul

From: Philpott, Katie [KatiePhilpott@gov.sc.gov]
Sent: Friday, August 01, 2014 10:23 AM
To: Sommerville, Paul
Subject: FW: Reappointments Foster Care Review Board

Chairman Sommerville,

Thank you for your phone call this morning. Below is the email the Ms. Cecil sent out to me and several members of the State Foster Care Review Board staff.

I've also attached the original letter I received from the Beaufort County Council, for your reference.

Please let me know if you have any further questions and thank you for your attention to this matter.

Regards,

Katie Philpott
Office of the Governor
Director of Boards and Commissions
1205 Pendleton St.
Columbia, SC 29201
803-734-5086

From: L Cecil [mailto:lcecil@redacted]
Sent: Thursday, July 31, 2014 12:44 PM
To: Clyburn, Stephen
Cc: Philpott, Katie; b.dwill@redacted; BarbaraSolley@redacted; Dhunjishah, Michelle
Subject: Reappointments Foster Care Review Board

Hi Stephen,

Want to apologize if I was off the wall yesterday, but this is ridiculous

This reappointments situation for everyone is way over the line especially for those of us that have some history with the board (such as myself with over 10 years) and personally being licensed by SLED since 2001.

To be questioned about an individual credit or to have credit pulled for no real reason for the ones that should have been grandfathered in is not fair to us.

My credit is attached to my husband's - just the same as yours is to your wife. What effects one can and does effect the other.

We do not use our credit very often and haven't in the past 10 years. As I stated, we have two homes that have no liens, 4 cars that have no liens, no civil judgments (which can verified thru public record) To have our/my extensive credit report pulled to satisfy a new rule and causes the credit score to go down is not right.

I spoke with Katie Philpot this morning and told her that I could provide a print out of some of the info that is on our locked down credit report from the company that they use - Experian- one being my personal credit score. She is checking with legal.

This needs to be advised to ALL members of any FCRB about new reappointment procedures.

Maybe I am the only one that cares about their personal credit, but after the state let the info be hacked and not telling people for two months, then the 32 counts of identity theft that we have just had to go thru with Federal Court/Secret Service is not a pleasant thing to happen. So we have done things to try to protect more of our personal information, locked our credit down, changed several ways we do things, etc. We will live with the fear and cloud of unknowing where the info is that was stolen from us and how/when it could/will be used in the future.

Regards,
Linda Cecil

Philpott, Katie

From: Philpott, Katie
Sent: Friday, August 01, 2014 11:49 AM
To: Sommerville, Paul
Subject: RE: Reappointments Foster Care Review Board

Thank you.

-Katie

Katie Philpott
Office of the Governor
Director of Boards and Commissions
1205 Pendleton St.
Columbia, SC 29201
803-734-5086

-----Original Message-----

From: Sommerville, Paul [<mailto:psommerville@bcgov.net>]
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Subject: RE: Reappointments Foster Care Review Board

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Katie Philpott
Office of the Governor
Director of Boards and Commissions
1205 Pendleton St.
Columbia, SC 29201

803-734-5086

From: L Cecil [mailto:lcecil@]
Sent: Thursday, July 31, 2014 12:44 PM
To: Clyburn, Stephen
Cc: Philpott, Katie; b.dwill@ ; BarbaraSolley@ Dhunjishah, Michelle
Subject: Reappointments Foster Care Review Board

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Regards,
Linda Cecil
FCRB 14B

COUNTY COUNCIL OF BEAUFORT COUNTY

ADMINISTRATION BUILDING

100 RIBAUT ROAD

POST OFFICE DRAWER 1228

BEAUFORT, SOUTH CAROLINA 29901-1228

TELEPHONE: (843) 255-1000

FAX: (843) 255-9401

www.bcgov.net

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STEWART H. RODMAN
VICE CHAIRMAN

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RICK CAPORALE
GERALD DAWSON
BRIAN E. FLEWELLING
STEVEN G. FOBES
WILLIAM L. MCBRIDE
GERALD W. STEWART
ROBERTS "TABOR" VAUX, JR.
LAURA L. VON HARTEN

14B

GARY KUBIC
COUNTY ADMINISTRATOR

BRYAN J. HILL
DEPUTY COUNTY ADMINISTRATOR

JOSHUA A. GRUBER
COUNTY ATTORNEY

SUZANNE M. RAINEY
CLERK TO COUNCIL

June 11, 2014

Office of the Governor
Boards and Commissions
P.O. Box 12267
Columbia, SC 29211

RE: Reappointment Foster Care Review Board

Dear Governor Haley:

At its meeting held Monday, June 9, 2014, Beaufort County Council voted unanimously to reappoint Mrs. M. Linda Cecil to serve as a member of the Foster Care Review Board. Council is seeking your favorable endorsement of her reappointment.

Candidate for Consideration of Reappointment

Mrs. M. Linda Cecil
26 Rose Hill Drive
Bluffton, SC 29910

Thank you for your consideration.

Sincerely,



D. Paul Sommerville
Chairman

cc: Linda Cecil
Jeanette Davis, Program Director

Philpott, Katie

From: Philpott, Katie
Sent: Wednesday, September 24, 2014 8:45 AM
To: Rainey, Sue
Subject: RE: Application Information

No problem. Thanks,

Katie Philpott
Office of the Governor
Director of Boards and Commissions
1205 Pendleton St.
Columbia, SC 29201
803-734-5086

-----Original Message-----

From: Rainey, Sue [mailto:suer@bcgov.net]
Sent: Tuesday, September 23, 2014 5:02 PM
To: Philpott, Katie
Cc: Sommerville, Paul
Subject: RE: Application Information

Thank you for the information.

-----Original Message-----

From: Philpott, Katie [mailto:KatiePhilpott@gov.sc.gov]
Sent: Tuesday, September 23, 2014 4:41 PM
To: Rainey, Sue
Cc: Sommerville, Paul
Subject: RE: Application Information

Sue,

Thank you for sending the requested information.

After reading the letter that the Beaufort County Council sent to Ms. Cecil, I believe an item needs to be clarified. The move to rescind the nomination of Ms. Cecil was not at the behest of the Governor's Office. Our authority over local appointments is purely ministerial. When I spoke to Chairman Sommerville on the phone on August 1, 2014, I notified him of the hesitancy of Ms. Cecil to comply with our qualifications and checks. I stated that we would not be able to make the appointment until she allowed us to pull a credit report which she did not seem apt to allow at that point in time. Following that conversation, Chairman Sommerville notified the other Council members at their next meeting, at which time they voted to withdraw her nomination. The authority to rescind a nomination for a local appointment lies solely within the power of the nominating authority, which in this case was the County Council. The following guidance applies:

I. MINISTERIAL DUTY ONLY: the law has been very clear about the Governor's role in these appointments. Both the Supreme Court and the Attorney General of South Carolina have held that the Governor's duty to make an appointment upon the recommendation of a legislative delegation/county council is considered ministerial only. This

means that it is not subject to the Governor's discretion - she only has the duty to make an appointment when all of the technical qualifications set forth in statute are met.

II. QUALIFICATIONS & CHECKS: Once we make sure that the applicant has met those qualifications that are listed in the statute (such as residency or education requirements), then - as a longstanding policy of this office - we run a background check and a credit check on the applicant. Should an issue arise in their criminal or financial history, then we will flag that issue and refer it to the nominating authority/ies to review, who may or may not change their minds on the recommendation for appointment.

I just wanted to make sure we were clear in terms of where the power to rescind a nomination lies for future appointments.

I appreciate your assistance,

Katie Philpott
Office of the Governor
Director of Boards and Commissions
1205 Pendleton St.
Columbia, SC 29201
803-734-5086

-----Original Message-----

From: Rainey, Sue [mailto:suer@bcgov.net]
Sent: Tuesday, September 23, 2014 3:39 PM
To: Philpott, Katie
Subject: RE: Application Information

Katie,

A copy of the Chairman's letter to Line Cecil is attached to this email.

Thank you,

Sue

-----Original Message-----

From: Philpott, Katie [mailto:KatiePhilpott@gov.sc.gov]
Sent: Tuesday, September 23, 2014 3:34 PM
To: Rainey, Sue
Subject: RE: Application Information

Hi Sue,

Hope all is well. Did you or your office notify Ms. Cecil that her nomination had been rescinded?

Thank you!

Katie Philpott
Office of the Governor
Director of Boards and Commissions
1205 Pendleton St.
Columbia, SC 29201

803-734-5086

-----Original Message-----

From: Rainey, Sue [mailto:suer@bcgov.net]
Sent: Thursday, August 28, 2014 4:29 PM
To: Philpott, Katie
Subject: Re: Application Information

Noted. Traveling to Virginia today. I notify her next week. Have a good weekend,

Thank you,
Suzanne M. Rainey
Clerk to Council
Beaufort County Council
843.255.2184

> On Aug 28, 2014, at 12:55 PM, "Philpott, Katie" <KatiePhilpott@gov.sc.gov> wrote:

>

> Okay. The County Council will need to notify Ms. Cecil of the recent determination when they find it appropriate.

>

> Thanks,

>

> Katie Philpott

> Office of the Governor

> Director of Boards and Commissions

> 1205 Pendleton St.

> Columbia, SC 29201

> 803-734-5086

>

>

> -----Original Message-----

> From: Rainey, Sue [mailto:suer@bcgov.net]

> Sent: Thursday, August 28, 2014 12:14 PM

> To: Philpott, Katie

> Subject: Re: Application Information

>

> No.

>

> Thank you,

> Suzanne M. Rainey

> Clerk to Council

> Beaufort County Council

> 843.255.2184

>

> On Aug 28, 2014, at 9:43 AM, "Philpott, Katie" <KatiePhilpott@gov.sc.gov<mailto:KatiePhilpott@gov.sc.gov>> wrote:

>

> Sue,

>

> Thank you for sending this. Have y'all notified Ms. Cecil of this?

>

> -Katie

>
> Katie Philpott
> Office of the Governor
> Director of Boards and Commissions
> 1205 Pendleton St.
> Columbia, SC 29201
> 803-734-5086
>
> From: Rainey, Sue [mailto:suer@bcgov.net]
> Sent: Tuesday, August 26, 2014 2:26 PM
> To: Philpott, Katie
> Subject: RE: Application Information
>
> Katie,
>
> I am following up on your email and our conversation of July 31, 2014 regarding Beaufort County Council's nomination of Linda Cecil for reappointment to serve as a member of the Foster Care Review Board.
>
> Council voted unanimously to resind the nomination of Linda Cecil at is meeting of August 11, 2014
>
> A copy of the minutes is attached to this email. Please see the text highlighted in the color yellow on page 3.
>
> Thank you,
>
> Sue
>
> From: Rainey, Sue
> Sent: Thursday, July 31, 2014 3:07 PM
> To: 'Philpott, Katie'
> Subject: RE: Application Information
>
> Thank you.
>
> From: Philpott, Katie [mailto:KatiePhilpott@gov.sc.gov]
> Sent: Thursday, July 31, 2014 2:59 PM
> To: Rainey, Sue
> Subject: Application Information
>
> Sue,
>
> Here is the information:
>
> "Personally appeared before me, the applicant, who being duly sworn, disposed, and says that all his/her statements are true, accurate and complete: and that he/she knows and agrees that any misrepresentation or omission of the facts may result in his/her being disqualified or being discharged should he/she already be appointed by the Governor. He/she authorizes the State Law Enforcement Division to conduct a background investigation including, but not limited to, a criminal history, driving record and credit check. He/she also authorizes the Governor's Office to provide the nominating authorities with copies of this application, the criminal history and credit report and any other information gathered in processing this appointment."
>
> Regards,
>

- > Katie Philpott
- > Office of the Governor
- > Director of Boards and Commissions
- > 1205 Pendleton St.
- > Columbia, SC 29201
- > 803-734-5086
- >

Official Proceedings
County Council of Beaufort County
August 11, 2014

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

CAUCUS

A caucus of the County Council of Beaufort County was held Monday, August 11, 2014 beginning at 4:00 p.m., in the Executive Conference Room of the Administration Building, 100 Ribaut Road, Beaufort, South Carolina.

ATTENDANCE

Chairman D. Paul Sommerville, Vice Chairman Stewart Rodman and Councilmen Cynthia Bensch, Rick Caporale, Gerald Dawson, Brian Flewelling, Steven Fobes, William McBride, Gerald Stewart, Roberts "Tabor" Vaux and Laura Von Harten.

PLEDGE OF ALLEGIANCE

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

DISCUSSION ITEMS

Council discussed removing one item from the consent agenda:

Item 9B, an ordinance of Beaufort County Council directing the retention of a portion of business license taxes received by the county in a separate economic development fund account.

Mr. Stewart presented the policy positions, which consists of a list of issues of importance to the County that likely will come before the 2015-2016 legislative session. The Governmental Committee has approved the list. Without objection from Council, Mr. Stewart will forward the policy positions to the South Carolina Association of Counties.

CALL FOR EXECUTIVE SESSION

It was moved by Mr. Flewelling, seconded by Mr. Caporale, that Council go immediately into executive session regarding the discussion of negotiations incident to proposed contractual arrangements and proposed purchase of property as well as receipt of legal advice for pending or threatened claims. The vote: YEAS - Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. The motion passed.

Mr. Vaux recused himself, left the room, and was not present for any of the discussion regarding negotiations incident to proposed contractual arrangements.

EXECUTIVE SESSION

REGULAR SESSION

The regular meeting of the County Council of Beaufort County was held Monday, August 11, 2014 beginning at 5:00 p.m., in Council Chambers of the Administration Building, 100 Ribaut Road, Beaufort, South Carolina.

ATTENDANCE

Chairman D. Paul Sommerville, Vice Chairman Stewart Rodman and Councilmen Cynthia Bensch, Rick Caporale, Gerald Dawson, Brian Flewelling, Steven Fobes, William McBride, Gerald Stewart, Roberts "Tabor" Vaux and Laura Von Harten.

PLEDGE OF ALLEGIANCE

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

INVOCATION

Chairman Paul Sommerville gave the Invocation.

The Chairman passed the gavel to the Vice Chairman in order to receive the Administrative Consent Agenda.

ADMINISTRATIVE CONSENT AGENDA

Review of Proceedings of the Regular Meeting held July 28, 2014

This item comes before Council under the Administrative Consent Agenda.

It was moved by Mr. Flewelling, seconded by Ms. Von Harten, that Council approve the minutes of the regular meeting held July 28, 2014. The vote: YEAS - Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. The motion passed.

County Administrator's Two-Week Progress Report

This item comes before Council under the Administrative Consent Agenda.

Mr. Gary Kubic, County Administrator, presented his Two-Week Progress Report, which summarized his activities from July 28, 2014 through August 8, 2014.

Deputy County Administrator's Two-Week Progress Report

This item comes before Council under the Administrative Consent Agenda.

Mr. Bryan Hill, Deputy County Administrator, presented his Two-Week Progress Report, which summarized his activities from July 28, 2014 through August 8, 2014.

Committee Reports

Governmental Committee

Without objection from Council, Mr. Stewart agreed to forward the policy positions to the South Carolina Association of Counties.

Appointments to Boards and Commissions

Foster Care Review Board

It was moved by Mr. Sommerville, seconded by Mr. McBride, that Council rescind the nomination of Linda Cecil to serve as a member of the Foster Care Review Board. The vote: YEAS - Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. The motion passed.

Historic Preservation Review Board

Larry Koolkin

The vote: YEAS - Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. Mr. Koolkin, representing Port Royal Island, was appointed to serve as a member of the Historic Preservation Review Board after garnering the six votes required to appoint.

Lady's Island / St. Helena Island Fire District

David Townsend

The vote: YEAS - Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. Col. Townsend, representing Lady's Island, was reappointed to serve as a member of the Lady's Island / St. Helena Island Fire District after garnering the ten votes required to reappoint. This reappointment is subject to the Governor's approval.

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

INTRODUCTION OF JULIE SCHNEIDER, DIRECTOR OF SOCIAL SERVICES

Mr. Gary Kubic, County Administrator, introduced Ms. Julie Schneider, Director of Department of Social Services (DSS). Julie has over 25 years of experience working with children and families in several different capacities and organizations. In her previous position, Julie was the Region 3 Coordinator for Family Engagement practices and priorities with DSS. Prior to coming to SCDSS, Julie was a Program Director for Darkness to Light, a nationally renowned and recognized Child Sexual Abuse Prevention Program. While all of Julie's work experience has centered on the delivery of services for children and families, she also is a tenured leader in total quality management, and a Master Trainer for several programs. Julie has extensive experience in program design and development and has presented at national and international conferences.

PUBLIC COMMENT

The Chairman recognized Mrs. Margaret Bukkosal, a resident of Seabrook Point subdivision, who stated the residents are trying to find a way to get water to Seabrook Point. This task has been very, very difficult. She asked Council to consider making a mandatory water connection policy for all residents of Beaufort County.

Ms. Ellen Hynes, a resident of Seabrook Point subdivision, requested financial assistance from a Community Development Block grant to help pay for B/J Water and Sewer Authority to run a water line and install fire hydrants on Seabrook Road and into Seabrook Point.

Mrs. Hetty Nijman, a resident of Seabrook Point subdivision, stated Seabrook Point has saltwater intrusion and sulfur problems, and well water has no regulatory controls.

Ms. Catherine Pardue, a resident of Seabrook Point subdivision, stated the community has no fire hydrants because the residents are on wells. According to representatives of B/J Water and Sewer Authority, it will cost between \$10,000 and \$11,000 per home to bring water down Seabrook Road and into Seabrook Point. That is significant for both low- and moderate-income families and retirees. In the next draft of the Comprehensive Plan, please include Seabrook Point Subdivision.

Ms. Lorrie Smith, a resident of Seabrook Point subdivision, asked Council to support a Community Development Block grant and B/J Water Sewer Authority to bring water to Seabrook Point Subdivision.

Mr. Jim Minor, a resident of Seabrook Point subdivision, asked Council to provide water and sewer to all residents of Beaufort County. Hold the B/J Water and Sewer Authority accountable to make a report to Council of how many pockets / communities that do not have adequate fire hydrants, water and sewer.

Mrs. Jaime Dailey-Vergara, representing the Beaufort Regional Chamber of Commerce, encourages and supports the County in using the business license revenue to fund a comprehensive economic development plan, and to reinvest this revenue for future growth. She

thanked Council for adopting the NAICS Code, which, hopefully, will simplify the revenue tracking for the business owner and make implementing the reciprocal one-stop business license offices easier. She supports an online business fee calculator.

CONSENT AGENDA

RESOLUTION OF BEAUFORT COUNTY COUNCIL AUTHORIZING THE COUNTY ADMINISTRATOR TO NEGOTIATE AND EXECUTE A PURCHASE AGREEMENT FOR RESIDENTIAL PROPERTY FOR USE IN THE BEAUFORT COUNTY DISABILITIES AND SPECIAL NEEDS PROGRAM

This item comes before Council under the Consent Agenda. Discussion occurred at the July 29, 2014 meeting of the Community Services Committee.

It was moved by Mr. Stewart, seconded by Mr. Flewelling, that Council adopt a resolution authorizing the County Administrator to purchase residential properties to support the Disabilities and Special Needs Department. The vote: YEAS - Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. The motion passed.

RENEWAL OF ANNUAL MEDICAL SERVICES CONTRACT FOR DETENTION CENTER

This item comes before Council under the Consent Agenda. Discussion occurred at the July 29, 2014 meeting of the Governmental Committee.

It was moved by Mr. Stewart, seconded by Mr. Flewelling, that Council award a contract renewal to Southern Health Partners, Inc., Chattanooga, Tennessee to provide medical services for Detention Center inmates. Funding would come from Account 10001250-51190, Medical / Dental Services in the amount of \$546,888. The vote: YEAS - Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. The motion passed.

RENEWAL OF ANNUAL FOOD SERVICE CONTRACT FOR DETENTION CENTER

This item comes before Council under the Consent Agenda. Discussion occurred at the July 29, 2014 meeting of the Governmental Committee.

It was moved by Mr. Stewart, seconded by Mr. Flewelling, that Council award a contract renewal to ABL Management, Baton Rouge, Louisiana to provide meals for Detention Center inmates and staff. Funding would come from Account 10001250-51120, Meals / Contracted Services in the amount of \$307,800. The vote: YEAS - Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. The motion passed.

RENEWAL OF ANNUAL PUBLIC HEALTH INSECTICIDE FOR MOSQUITO CONTROL

This item comes before Council under the Consent Agenda. Discussion occurred at the July 29, 2014 meeting of the Governmental Committee.

It was moved by Mr. Stewart, seconded by Mr. Flewelling, that Council award a contract renewal to Clarke Mosquito Control Products, Inc., Roselle, Illinois to provide public health insecticide for the Mosquito Control Department. Funding would come from Account 10001400-52320, Public Health Products in the amount of \$283,953. The vote: YEAS - Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. The motion passed.

AN ORDINANCE OF BEAUFORT COUNTY COUNCIL DIRECTING THE RETENTION OF A PORTION OF BUSINESS LICENSE TAXES RECEIVED BY THE COUNTY IN A SEPARATE ECONOMIC DEVELOPMENT FUND ACCOUNT

It was moved by Mr. Rodman (no second required), that Council approve on first reading an ordinance of Beaufort County Council directing the retention of a portion of business license taxes received by the County in a separate Economic Development Fund account. The vote: YEAS - Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. The motion passed.

PUBLIC HEARINGS

AN ORDINANCE AUTHORIZING THE PLACEMENT OF A QUESTION ON THE OFFICIAL BALLOT FOR THE GENERAL ELECTION TO BE CONDUCTED NOVEMBER 4, 2014, CONCERNING A PROPOSITION AUTHORIZING BEAUFORT COUNTY TO ISSUE GENERAL OBLIGATION BONDS TO ACQUIRE LANDS FOR PRESERVATION PURPOSES AND TO PAY CERTAIN COSTS AND DEBT SERVICE RELATED THERETO

The Chairman opened a public hearing at 6:01 p.m. for the purpose of receiving public comment on an ordinance authorizing the placement of a question on the official ballot for the General Election to be conducted November 4, 2014, concerning a proposition authorizing Beaufort County to issue General Obligation Bonds to acquire lands for preservation purposes and to pay certain costs and debt service related thereto. After calling once for public comment, the Chairman recognized Mr. Reed Armstrong, representing the Beaufort Office of the Coastal Conservation League, who stated there is about \$500 million of lands available within the focus areas as identified in the Greenprint Map, of which \$55 million are high priority, because of their ecological importance. He encouraged Council to allow the Beaufort County voters to decide whether the program should continue with the additional funding.

Mr. Henry Sanders, a resident of Hilton Head Island, supports the Rural and Critical Lands Program. He asked Council to place the \$20,000,000 bond referendum question on the November 2014 ballot.

Mr. George Johnston, a former member of the Rural and Critical Lands Preservation Review Board, supports the trendsetting Rural and Critical Lands Program. He encouraged Council to place the \$20,000,000 bond referendum question on the November 2014 ballot.

Mrs. Cindy Baysden, Executive Director of the Beaufort County Open Land Trust, pledges to stand behind Council in managing the Rural and Critical Lands Program.

Mr. Jim Minor, a resident of Seabrook Point, would like to see the \$20,000,000 bond referendum question on the November 2014 ballot, but he is a naysayer. The time for this program has come to an end. There are other projects in the County in need of funding.

After calling twice more for public comment and receiving none, the Chairman declared the hearing closed at 6:14 p.m.

It was moved by Mr. Flewelling, seconded by Mr. Fobes, that Council approve on third and final reading an ordinance authorizing the placement of a question on the official ballot for the General Election to be conducted November 4, 2014, concerning a proposition authorizing Beaufort County to issue General Obligation Bonds to acquire lands for preservation purposes and to pay certain costs and debt service related thereto. The vote: YEAS - Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. NAYS – Mrs. Bensch. The motion passed.

TEXT AMENDMENTS TO THE BEAUFORT COUNTY CODE, ARTICLE V, SECTION 46-151 THROUGH SECTION 46 – 163 OF THE HAZARDOUS MATERIALS ORDINANCE

The Chairman opened a public hearing at 6:34 p.m. for the purpose of receiving public comment text amendments to the Beaufort County Code, Article V, Section 46-151 through Section 46–163 of the Hazardous Materials Ordinance. After calling three times for public comment and receiving none, the Chairman declared the hearing closed at 6:35 p.m.

It was moved by Mr. Flewelling, seconded by Mr. Fobes, that Council approve on third and final reading text amendments to the Beaufort County Code, Article V, Section 46-151 through Section 46–163 of the Hazardous Materials Ordinance. The vote: YEAS – Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. The motion passed.

AN ORDINANCE TO REGULATE UNFIT DWELLINGS AND UNSAFE BUILDINGS WITHIN THE UNINCORPORATED AREAS OF BEAUFORT COUNTY, TO PROVIDE FOR THE ENFORCEMENT THEREOF, AND MATTERS RELATED THERETO

The Chairman opened a public hearing at 6:36 p.m. for the purpose of receiving public comment on an ordinance to regulate unfit dwellings and unsafe buildings within the unincorporated areas of Beaufort County, to provide for the enforcement thereof, and matters related thereto. 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. Dawson, seconded by Mr. Fobes, that Council approve on third and final reading an ordinance to regulate unfit dwellings and unsafe buildings within the unincorporated areas of Beaufort County, to provide for the enforcement thereof, and matters related thereto. The vote: YEAS – Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. The motion passed.

AN ORDINANCE AUTHORIZING BEAUFORT COUNTY TO SELL THREE REAL PROPERTIES IDENTIFIED AS: 429 BROAD RIVER BOULEVARD, BEAUFORT, R100 028 00A 0252 0000; 1603 IVY LANE, BEAUFORT, R120 008 000 0210 0000; AND LEROY E. BROWN MEDICAL CENTER, 41 BALL PARK ROAD, ST. HELENA ISLAND, R300 016 000 183A 0000

The Chairman opened a public hearing at 6:37 p.m. for the purpose of receiving public comment on an ordinance authorizing Beaufort County to sell three real properties identified as: 429 Broad River Boulevard, Beaufort, R100 028 00A 0252 0000; 1603 Ivy Lane, Beaufort, R120 008 000 0210 0000; and Leroy E. Brown Medical Center, 41 Ball Park Road, St. Helena Island, R300 016 000 183A 0000. After calling three times for public comment and receiving none, the Chairman declared the hearing closed at 6:38 p.m.

It was moved by Mr. McBride, as Community Services Committee Chairman (no second required), that Council approve on third and final reading an ordinance authorizing Beaufort County to sell three real properties identified as: 429 Broad River Boulevard, Beaufort, R100 028 00A 0252 0000; 1603 Ivy Lane, Beaufort, R120 008 000 0210 0000; and Leroy E. Brown Medical Center, 41 Ball Park Road, St. Helena Island, R300 016 000 183A 0000. The vote: YEAS – Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. The motion passed.

AN ORDINANCE TO PROVIDE AN APPROPRIATION FROM THE LOCAL ACCOMMODATIONS TAX FUND TO THE SANTA ELENA FOUNDATION IN THE AMOUNT OF \$75,000

The Chairman opened a public hearing at 6:38 p.m. for the purpose of receiving public comment on an ordinance to provide an appropriation from the Local Accommodations (3%) Tax fund to

the Santa Elena Foundation in the amount of \$75,000. After calling three times for public comment and receiving none, the Chairman declared the hearing closed at 6:39 p.m.

It was moved by Mr. Flewelling, seconded by Mr. Caporale, that Council approve on third and final reading an ordinance to provide an appropriation from the Local Accommodations (3%) Tax fund to the Santa Elena Foundation in the amount of \$75,000. The vote: YEAS – Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. The motion passed.

AN ORDINANCE TO APPROVE A DEVELOPMENT AGREEMENT BETWEEN CHEROKEE BEAUFORT, LLC, A SOUTH CAROLINA LIMITED LIABILITY COMPANY, AND THE COUNTY OF BEAUFORT, SOUTH CAROLINA PURSUANT TO SECTION 6-31-30 OF THE *CODE OF LAWS OF SOUTH CAROLINA*, 1976, AS AMENDED

The Chairman opened the first of two required public hearings at 6:43 p.m. for the purpose of receiving public comment on an ordinance to approve a Development Agreement between Cherokee Beaufort, LLC, a South Carolina Limited Liability Company, and the County of Beaufort, South Carolina pursuant to Section 6-31-30 of the *Code of Laws of South Carolina*, 1976, as amended. After calling three times for public comment and receiving none, the Chairman declared the hearing closed at 6:44 p.m.

It was moved by Mr. Flewelling (no second required), that Council approve on second reading an ordinance to approve a Development Agreement between Cherokee Beaufort, LLC, a South Carolina Limited Liability Company, and the County of Beaufort, South Carolina pursuant to Section 6-31-30 of the *Code of Laws of South Carolina*, 1976, as amended. The vote: YEAS – Mrs. Bensch, Mr. Caporale, Mr. Dawson, Mr. Flewelling, Mr. Fobes, Mr. McBride, Mr. Rodman, Mr. Sommerville, Mr. Stewart, Mr. Vaux and Ms. Von Harten. The motion passed.

COUNTY ADMINISTRATOR'S REPORT

The County Channel / Broadcast Services

Mr. Gary Kubic, County Administrator, stated The County Channel has all programs, events and meetings available to watch online, on-demand at www.bcgov.net. The County Channel aired its annual Hurricane episode of Coastline last week. Guests included Capt. Neil Baxley, Emergency Management Director, Mrs. Tallulah Trice, Director, Animal Services Department; and Mr. Jeff Althoff, Lowcountry Insurance Services. A variety of issues were discussed during the episode, including what evacuation route should be taken based on your address, what preparations should be made for your pet, and how your Smartphone can be used to help your insurance agent. Coastline airs Thursday nights at 8:00 p.m.

The County Channel is updating its “Night Skies” videos with a four-part series based on the seasons. The episodes, hosted by Kristen Mattson, will focus on which constellations are visible during different times of the year. We have great visibility and very low light pollution in

Beaufort County, and that results in excellent opportunities for stargazing. This series has been used as a teaching guide in Beaufort County Schools.

DEPUTY COUNTY ADMINISTRATION BRYAN HILL / ACCEPTANCE OF POSITION OF COUNTY ADMINISTRATOR IN JAMES CITY COUNTY, VIRGINIA

Mr. Gary Kubic, County Administrator, announced that Mr. Bryan J. Hill, Deputy County Administrator, has accepted the position of County Administrator in James City County, Virginia. Mr. Hill expects to begin with James City County, Monday, September 8, 2014. On behalf of the Administration, we wish Bryan all the best in his new position and, will miss his expertise and leadership skills.

PUBLIC COMMENT

The Chairman recognized Mr. Jim Minor, a resident of Seabrook Point subdivision, who asked Council to hold the B/J Water and Sewer Authority accountable to make a report to Council of how many pockets/communities that do not have adequate fire hydrants, water and sewer. “Why does not the Burton Fire District, that services a rural area, have a fire tanker truck”?


Mrs. Margaret Bukkosal, a resident of Seabrook Point subdivision, encouraged Council to adopt a mandatory water connection policy to all residents of Beaufort County.

ADJOURNMENT

Council adjourned at 7:00 p.m.

COUNTY COUNCIL OF BEAUFORT COUNTY

By: 
D. Paul Sommerville, Chairman

ATTEST 
Suzanne M. Rainey, Clerk to Council

Ratified: August 25, 2014

COUNTY COUNCIL OF BEAUFORT COUNTY

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COUNTY ADMINISTRATOR

BRYAN J. HILL
DEPUTY COUNTY ADMINISTRATOR

JOSHUA A. GRUBER
COUNTY ATTORNEY

SUZANNE M. RAINEY
CLERK TO COUNCIL

September 5, 2014

Mrs. Linda Cecil
26 Rose Hill Drive
Bluffton, SC 29910

Dear Mrs. Cecil:

The purpose of this letter is twofold. First, on behalf of Beaufort County Council please accept our appreciation for your service as a member of the Children's Foster Care Review Board from June 2006 through June 2014. Your County government could not function without the help of its citizens who volunteer on our many boards, commissions and agencies.

The second issue is to notify you that County Council, at the behest of South Carolina Governor's Office, voted to remove your name from nomination consideration for reappointment to the Board.

You will be recognized publicly for your service at the October 27, 2014 meeting of the County Council. We will contact you later in the month to confirm the time and location.

Thank you for your service, which has made Beaufort County a better place to live.

Sincerely,



D. Paul Sommerville
Chairman