



CITY OF CHARLESTON PUBLIC SAFETY

PACKET

February 13, 2023 – 2:00 PM

City Hall, 80 Broad Street

Conference Call: 1-929-205-6099

Access Code: 92103951294

1. Moment of Silence
2. Approval of Minutes
December 12, 2022
3. Ordinance to amend Chapter 21-Offenses; Article II-Noise; Division 2-Sound Trucks; to update definition of Sound Truck.
4. Update and presentation regarding Racial Bias Audit Progress
5. Approval to submit an application for the FY23 SCDPS School Resource Officer grant program to cover the salary and fringe for (3) SRO's for the FY23-FY24 school year.
6. Discussion regarding "Salute to the Blue" Banquet
7. Discussion on the Tyre Nichols/Memphis Police Department video and CPD preparation

In accordance with the Americans with Disabilities Act, people who need alternative formats, ASL (American Sign Language) Interpretation or other accommodation please contact Janet Schumacher at (843) 577-1389 or email to schumacherj@charleston-sc.gov three business days prior to the meeting.

AN ORDINANCE

TO AMEND CHAPTER 21-OFFENSES; ARTICLE II-NOISE; DIVISION 2-SOUND TRUCKS;
TO UPDATE DEFINITION OF SOUND TRUCK.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN
CITY COUNCIL ASSEMBLED:

Section 1. That section 21-26 (Definitions) of the Code of the City of Charleston, South Carolina, is hereby amended by deleting the struck through text and adding thereto the following underlined words, to state as follows:

Sec. 21-26. Definitions.

For the purposes of this article, the following words and terms shall have the meanings respectively ascribed to them by this section:

Sound-amplifying equipment. The term "sound-amplifying equipment" shall be taken to mean any machine or device for the amplification of the human voice, music or any other sound; provided, however, that, such term shall not be construed to include standard automobile radios when used and heard only by occupants of the vehicle in which installed or warning devices on authorized emergency vehicles or horns or other warning devices on other vehicles used only for traffic safety purposes.

Sound truck. The term "sound truck" shall be taken to mean any motor vehicle, ~~or~~ horse-drawn vehicle, or any mode of transportation, having mounted thereon, ~~or~~ attached thereto, or emitting therefrom any sound-amplifying equipment.

(Code 1975, § 36-5)

Cross reference(s)—Rules of construction and definitions generally, § 1-2.

Section 2. That this Ordinance shall become effective immediately upon ratification.

Ratified in City Council this ____ day of
_____ in the Year of Our Lord, 2023,
and in the ____ Year of the Independence of
the United States of America

John J. Tecklenburg, Mayor

ATTEST:

Jennifer Cook
Clerk of Council

COMMITTEE / COUNCIL AGENDA

TO: John J. Tecklenburg, Mayor
FROM: Cassandra McSwain, Police Department
Administrative Services DEPT.
Manager
SUBJECT: Grant Application
REQUEST: Approval to submit an application for the FY23 SCDPS School resources Officer grant program to cover the salary and fringe for (3) SRO's for the FY23-FY24 school year.
COMMITTEE OF COUNCIL: Ways and Means **DATE:** 2/14/2023

COORDINATION: This request has been coordinated with: *(attach all recommendations/reviews)*

	Yes	N/A	Signature of Individual Contacted	Attachment
Corporate Counsel	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>
Cap. Proj. Cmte. Chair	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>
Grants Compliance Mgr	<input type="checkbox"/>	<input type="checkbox"/>	Cherrie-Ann Caton	<input type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>

AMOUNT:

FUNDING: Was funding previously approved? No

If yes, provide the following: Dept./Div.: Police Department Account #: _____

Balance in Account: _____ Amount needed for this item: _____

MATCH: Is a match required? No

Does this document need to be recorded at the RMC's Office? No

NEED: There is no match required for this grant.



CFO's Signature: _____ Deputy CFO for Amy Wharton, CFO

FISCAL IMPACT:

Mayor's Signature: _____
John J. Tecklenburg, Mayor

ORIGINATING OFFICE PLEASE NOTE: A FULLY STAFFED/APPROVED (except Mayor's Signature) PACKAGE IS DUE IN THE CLERK OF COUNCIL'S OFFICE NO LATER THAN 10:00AM THE DAY OF THE CLERK'S AGENDA MEETING.



City of Charleston

John J. Tecklenburg
Mayor

South Carolina

Luther Reynolds
Chief of Police

POLICE DEPARTMENT

MEMORANDUM

To: Mayor John Tecklenburg

From: Chief Luther Reynolds, City of Charleston Police Department

LTR 2-3-23

Subject: FY23 SCDPS SRO Program

Date: February 3, 2023

The purpose of this memorandum is to request permission for the Charleston Police Department's application to the SCDPS School Resource Officer grant program. The application is due on February 17, 2023.

If awarded, the grant will be a continuation of the School Resource Program currently in partnership with the Charleston County School District, providing funding for officers for Memminger Elementary, James Simmons Elementary and Charleston Math and Science Elementary Schools. The purpose of the program is to provide a community policing approach practices in a school environment. School Resource Officers have three main functions: law enforcement officer, teacher, and counselor.

This grant does not require a City match.

Please do not hesitate to email Andrea Heyward, Grants Coordinator, at heywarda@charleston-sc.gov should you have any questions or concerns.

**South Carolina
Department of Public Safety
Office of Highway Safety and Justice Programs**



**SFY 2023-2024
State-Funded School Resource Officer Program
Solicitation**

Award Period: July 1, 2023 – June 30, 2024

Application Release Date: January 6, 2023

***Application Due Date: February 17, 2023**

***Law Enforcement Agencies must submit their portion of application at [SCDPSgrants.com](https://www.scdpsgrants.com) no later than the application due date.**

I. Introduction

The State-Funded School Resource Officer (SRO) Program is administered by the South Carolina Department of Public Safety (SCDPS) Office of Highway Safety and Justice Programs (OHSJP) pursuant to the South Carolina Code of Laws, Regulations, Appropriations Act, provisos, and directives. Any changes to the above, between the date of this solicitation release and the award date, will be incorporated into the award and special conditions.

The purpose of the SRO Program is to fund full-time certified law enforcement officers to serve as SROs in schools that otherwise would lack the adequate resources to hire their own SROs. SRO Program funds may be used to pay for the salary and employer contributions (fringe benefits), as well as law enforcement equipment and training for new and existing state-funded SROs based on a documented need.

II. Eligible Applicants

The SRO Program is open to traditional South Carolina School Districts, including the South Carolina Public Charter School District and schools authorized by an institution of higher learning (e.g. Charter Institute at Erskine and Limestone Charter Association). Other special school districts and schools administered by an agency of the state of South Carolina (e.g. SCDC, SCDJJ, Governor's Schools, etc.) should fund any required SROs through the agency's normal budget process.

In addition, the following points should be noted regarding eligible applicants:

- A. School Districts must apply for funding through OHSJP by submitting a simple one page Application Part 1 (Appendix A of this solicitation) via email to SROprogram@scdps.gov. In addition, **school districts must provide each of their law enforcement partners with a signed copy of Appendix A. Law enforcement agency partners need a signed copy of Appendix A in order to receive continued funding of salaries, equipment, and training for existing state-funded SROs, as well as requests for any new state-funded SROs.** Districts are encouraged to provide their law enforcement partners a signed copy of Appendix A no later than **January 20, 2023** in order for the law enforcement agencies to meet the requirements of completing Application Part 2 outlined in paragraph XI of this solicitation no later than **February 17, 2023**. It is the responsibility of the school districts to coordinate with their designated law enforcement agencies. Law enforcement agencies must have a reasonable expectation to be able to hire/assign officers to new state-funded SRO positions **within 90 days of the beginning of the award period.**
- B. Charter Schools desiring a state-funded SRO that do not fall under the South Carolina Public Charter School District, the Charter Institute at Erskine, Limestone Charter Association, or other school superintendent authorized by an institution of higher learning should be included in the local school district's application.

C. Law enforcement agency partners will be required to provide information for the following individuals while completing the Application Part 2 in *SCDPS Grants*:

1. **Project Director** – The Project Director is an employee of the implementing law enforcement agency and the person involved in the daily operations of the project. The Project Director cannot be the Law Enforcement Agency Head unless the same individual is holding both positions with a current SRO Program award, otherwise, written approval of the SRO Program must be obtained. The Project Director is responsible for the timely submission of special condition documents, obtaining purchase pre-approval from Grants Accounting, submitting Requests For Payment/Quarterly Fiscal (RFP) reports, and any other required documents or reporting. The Project Director will be required to attend an SRO Program Project Management Course.
2. **Financial Officer** – The Financial Officer is the person serving as the Chief Financial Officer for the city or county.
3. **Financial Point of Contact** – The Financial Point of Contact is the person that will be assisting the Project Director with providing necessary supporting receipts and payroll records for Requests For Payment. The Financial Point of Contact will be required to attend an SRO Program Project Management Course.
4. **Law Enforcement Agency Head** – The law enforcement agency head is the Sheriff, Chief of Police, or Director of the Law Enforcement Agency. The law enforcement agency head cannot be the Project Director unless the same individual is holding both positions with a current SRO Program award, otherwise, written approval of the SRO Program must be obtained.

III. Funding Policy

Projects may be funded on a yearly basis based on an annual evaluation of current-year award performance and availability of funds. Requests for new state-funded SROs is limited to schools without an SRO. At this time, SRO Program funds are not available to provide a second SRO to a school or replace locally-funded SROs.

IV. Distribution of Award Funds

All award funds will be distributed on a reimbursement basis. RFPs must be submitted at the end of every quarter, but may additionally be submitted for shorter time periods. Contact SROAccountingTeam@scdps.gov with any questions regarding reimbursement or other financial matters.

V. Matching Requirement

The SRO Program does not require any matching funds.

VI. Guidelines for the Use of Grant Funds

A. Allowable Expenses:

1. Funding is provided for 100% of the SRO's base salary and employer contributions (fringe benefits) normally related to full-time employees of the implementing law enforcement agency. Employer contributions may include: Social Security & Medicare (FICA), Retirement, Workers Compensation Insurance, and Health Insurance. Generally, an officer newly hired or assigned to a vacant state-funded SRO position may attend SRO certification training or training required to obtain and/or maintain their law enforcement certification during the school year. However, SCDPS OHSJP reserves the right to deny reimbursement to an agency for these periods of training in cases where it detects a pattern of selected officers failing to successfully pass training or not remaining in a state-funded SRO position for a minimum of one full school year after completing training.
2. Law enforcement equipment may include the normal uniforms, uniform accessories, body armor, weapon(s), fully-marked SRO patrol vehicle, and other law enforcement equipment associated with outfitting a law enforcement officer of the implementing law enforcement agency.
3. SRO training or continuing education courses as provided or recognized by the National Association of School Resource Officers or the South Carolina Criminal Justice Academy including travel-related costs associated with said training based on current South Carolina law.
4. Training and law enforcement equipment may be funded based on the availability of funds. All equipment requests must be thoroughly explained and justified in the budget narrative.
5. The law enforcement agency may be reimbursed for mileage based on the current GSA Mileage Rate for the assigned patrol vehicle of each state-funded SRO, not to exceed 12,000 miles per SRO for a twelve month award period (shorter award periods will be pro-rated). This mileage reimbursement is for the operational costs (fuel, maintenance, insurance, etc.) of the state-funded SRO's assigned vehicle regardless of the funding source for the vehicle.
6. The following applies to patrol vehicles purchased with SRO Program funds:
 - a. Must be a vehicle type typically used in the ordinary course of performing routine patrol duties for the implementing law enforcement agency. The OHSJP will only

reimburse the lesser of 100% of the base price paid or 100% of the base state contract price for all vehicles and equipment installed in the vehicle (including but not limited to radar, in-car radio, single cell cage, console, emergency equipment and lighting, siren, in-car camera, center console, docking station, scanner/printer, installation and install supplies, push bumper) and all other associated costs. The OHSJP will not reimburse for add-ons to the vehicle (e.g., upgraded engines).

- b. Must be clearly identified as an SRO vehicle and fully marked with external emergency lights (light bar) and full-color graphics in the same manner as the regular fully-marked patrol vehicles of the implementing agency. An external roof mounted light bar is mandatory. Subdued or Ghost graphics are not allowed. If not otherwise clearly identified with "School Resource Officer" in any size lettering, the vehicle must have "SRO" on each rear quarter panel of the vehicle, which must be a minimum of four inches in height.
- c. Must affix any OHSJP-required and supplied decals as instructed.
- d. May be equipped with the standard law enforcement equipment of the implementing law enforcement agency's patrol vehicles.
- e. Must be assigned to a state-funded SRO for the useful life of the vehicle, a minimum of six years.
- f. Cannot replace a patrol vehicle assigned to a state-funded SRO that is less than six years old.
- g. In the case of an existing state-funded SRO, the implementing law enforcement agency's budget narrative at SCDPSgrants.com must identify the existing state-funded SRO, his or her school assignment, along with the year, make, model, license plate number, and mileage of his or her currently assigned patrol vehicle.

B. Unallowable Expenses:

1. Lighting, graphics, or window tinting not standard to normal patrol vehicles of the implementing law enforcement agency are not allowable with the exception of lettering "School Resource Officer", "SRO", or OHSJP-required decals in order to comply with the above patrol vehicle marking requirements. If funded from sources other than this award, temporary (e.g. magnetic) school or mascot logos are allowable with the authorization of the law enforcement agency head.
2. Overtime is not an allowable expense, however, nothing prohibits the implementing law enforcement agency from utilizing compensatory time off in lieu of overtime or the payment of overtime from other sources.

3. Other equipment not issued to all patrol officers of the implementing law enforcement agency unless specifically required by the SRO and fully justified in the agency's budget narrative.
4. Equipment or training costs obligated outside the award period are not reimbursable.

C. Financial Requirements

An assurance that SRO Program funds will not be used to supplant local funding must be provided in the application as stated in the award Terms and Conditions. This certification attests that SRO Program funds will be used to supplement existing locally funded SROs with additional state-funded SROs, not replace local funds already appropriated for the same purpose. Potential supplanting will be the subject of post-award monitoring and audit. Violations of this requirement can result in recoupment of monies provided under this award in addition to possible civil, and/or criminal penalties.

D. Program Requirements

1. All state-funded SROs must be assigned full time to one school and, in the absence of a declared or immediate emergency, must have one hundred percent of their time dedicated to SRO activities while school is in session and support any existing school activities during school breaks.
2. In accordance with the below regulation, a Memorandum of Understanding (MOU) signed by the school district superintendent and the law enforcement agency head must be submitted to SROprogram@scdps.gov as part of award Special Conditions.

Pursuant to South Carolina Code of Regulations 43-210, prior to placing a school resource officer at a school or in a district office, a memorandum of understanding must be executed between the school district, and the employing local law enforcement agency. The role of the school district, individual schools, local law enforcement agency, school administration, and the school resource officer shall be clearly defined in the memorandum of understanding. The role of the school resource officer must clearly be defined pursuant to S.C. Code Ann 5-7-12 and in the memorandum of understanding. The provisions of this regulation and Regulation 43-279 must be included in the memorandum of understanding.

VII. Suspension or Termination of Funding

The OHSJP may suspend funding (in whole or in part), terminate funding, or impose another sanction on an awardee for any of the following reasons:

- A. Failure to comply with the requirements or statutory objectives of the SRO Program guidelines or other provisions of law.

- B. Failure to adhere to the standard terms and conditions or special conditions of the award.
- C. Implementing substantial program changes to the extent that, if submitted originally, the application would not have been approved for funding.
- D. Failure to submit reports (programmatic and/or financial) in a timely manner.
- E. Filing a false certification in this application or other report or document.

VIII. Application and Funding Review Process

All applications, whether new or a continuation, will be reviewed equally by the Office of Highway Safety and Justice Programs staff. **LATE APPLICATIONS WILL NOT BE ACCEPTED.**

Applications will be carefully reviewed to ensure that any supplanting issues related to SRO positions, training, or equipment are addressed. The OHSJP staff will use the following criteria in the development of funding recommendations for the South Carolina Public Safety Coordinating Council.

- A. Jurisdictions with limited resources - All applications for new state-funded SROs will be ranked on the most recent School District Index of Taxpaying Ability (ITA) as the district's indicator of ability to pay, with districts of the lowest ITA receiving priority consideration.
- B. Budgetary Review - Each application will be reviewed to ensure costs are allowable, reasonable, and allocable.
- C. Demonstration of need – In addition to the justification of need that the law enforcement agency demonstrates in their budget narrative, the OHSJP will take into consideration geographical areas of greatest need, jurisdictions with limited resources, and current or past grant performance in making awards for training and equipment. There is no guarantee that replacement equipment will be awarded in full or in part.

IX. Funding Priorities

In accordance with its statutory authority, the OHSJP has established the following priorities for SRO Program funding:

1. Continuation of salary/fringe for existing state-funded SROs.
2. New state-funded SROs salary/fringe, training, and equipment utilizing the most recent index of taxpaying ability as the district's indicator of ability to pay, with districts of the lowest index of taxpaying ability receiving priority consideration.

3. Allowable equipment and training which is reasonable and allocable for existing state-funded SROs subject to the availability of funds, and demonstration of need.

X. Notification Process

Applicants will be notified in writing by the OHSJP whether their application has been approved or denied for funding. Notices of these decisions are tentatively scheduled for publication in June/July. The award period is July 1, 2023 – June 30, 2024.

XI. Application Process

PART 1. The school district applicant must submit a signed copy of the Application Part 1 (Appendix A) to **the participating law enforcement partner(s) related to the current request** and copy SROprogram@scdps.gov.

- a. Districts are encouraged to provide their law enforcement partners a signed copy of Appendix A no later than **January 20, 2023** in order for the law enforcement agencies to meet the requirements of completing Application Part 2 outlined below.
- b. No further application action is required on the part of the school districts.
- c. **School districts do not need to register at, or have access to, *SCDPS Grants*.**

PART 2. Law enforcement agencies will complete the Application Part 2 at [SCDPSgrants.com](https://scdps.sc.gov)

- a. Apply under the *SFY 23-24 SRO Program* solicitation. To assist with completing a successful application, law enforcement agencies are encouraged to attend the virtual solicitation workshop presentation at 10:00 a.m., Thursday, February 2, 2023. Please contact Kayla Boston at KaylaBoston@scdps.gov to register and receive a link to the presentation. The solicitation workshop presentation slides may be viewed via a link at <https://scdps.sc.gov/ohsjp/school-resource-officer-program>.
- b. The implementing law enforcement agency must upload the completed Appendix A into *SCDPS Grants* prior to submitting their portion of the application in *SCDPS Grants*.
- c. If a law enforcement agency is providing state-funded SROs for multiple school districts, the law enforcement agency must upload all Part 1 (Appendix A) of the school district's applications to *SCDPS Grants* to be included in **one consolidated *SCDPS Grants* submission**.
- d. **IMPORTANT NOTE:** NEW law enforcement agency users must submit their subgrantee user registration requests at [SCDPSgrants.com](https://scdps.sc.gov) no later than **Friday, February 10, 2023**.

- e. The application must be fully complete and submitted via *SCDPS Grants* prior to the application deadline, which is **Friday, February 17, 2023**.
- f. Appendix B *SRO Program Application Check List* is an optional checklist to assist the law enforcement agency in completing their online portion in *SCDPS Grants*.

Please be aware that *SCDPS Grants* will allow application submissions until 11:59 PM on the application due date. However, staff will not be available to assist with application questions after 5:00 PM. For any financial questions, contact Holly Ehney at (803) 896-8426 HollyEhney@scdps.gov or Grants Accounting at SROAccountingTeam@scdps.gov. For program or other questions, you may contact Rick Shell at (803) 896-8709 RichardShell@scdps.gov or Mike Tucker at (803) 896-9958 MichaelTucker@scdps.gov.

APPENDIX B

SRO Program Application Check List

The following checklist will assist the law enforcement agency in providing all required information in *SCDPS Grants* for Part 2 of the application.

Budget Tab:

- Proposed expenditures are reasonable and adhere to application guidelines

Personnel category includes:

- Position Title (e.g. SRO, Master Officer, SRO Sergeant, etc.)
- Assigned SRO Name. Insert SRO's NAME
If awarded position but vacant, then use (VACANT)
If requesting new position, then use (NEW)
- School District (e.g. Aiken, Lexington 5, Spartanburg 7, Williamsburg, etc.)
- School Name (e.g. Beechwood Middle, Main Street Elementary, Timmonsville High, etc.)
Example of line with all above: SRO (NEW), Aiken, Aiken Elementary School
- % of Time On Project must equal 100%
- Base Salary – projected annual salary cost for July 1 – June 30 award period
- Total Fringe Benefits – projected annual cost based on the award period
"Total Fringe Benefits" is the total employer contributions for Social Security & Medicare (FICA), Retirement, Workers Compensation Insurance, and Health Insurance.

Travel category:

- Travel Requests follow solicitation guidelines/GSA rates
- Patrol Vehicle mileage reimbursement request does not exceed 12,000 miles per state-funded SRO.

Equipment category:

- Items listed under equipment have a value of \$1,000 or more
- Brand name not listed. Does not include leased, rented items or software

Other category:

- Items listed under Other have an individual value of less than \$1,000 or do not fall into one of the above categories.

Budget Narrative Tab:

- Documented need for requested items is fully justified and explained in detail
- Patrol vehicles being replaced are identified and justified per solicitation guidelines (not applicable for new positions)

Other Relevant Requirements:

- A copy of the School District's Part 1 (Appendix A) has been uploaded to the application for each school district the law enforcement agency is supporting with a state-funded SRO.
- The name, title, address, phone, and email information must be completed on the online application for the Project Director (PD), Financial Officer (FO), Financial Point of Contact (FPOC), and Law Enforcement Agency Head. Signatures of PD, FP, and LE Agency Head will be required once an award is made.