

June 23, 2020
5:00 p.m.
Conference Call:
1-929-205-6099
Access Code:
912096416

CITY COUNCIL

- A. Roll Call
- B. Invocation – Councilwoman Delcioppo
- C. Pledge of Allegiance
- D. Presentations and Recognitions
- E. Public Hearings
- F. Act on Public Hearing Matters
- G. Approval of City Council Minutes:

- 1. June 9, 2020

- H. Citizens Participation Period

Please use one of the following methods to request to speak at the meeting or provide comments for City Council. Requests to speak at the meeting and comments must be received by 12:00 p.m., Tuesday, June 23rd:

- 1. Request to speak or leave a comment via voice mail at 843-579-6313. If requesting to speak, please provide your name and telephone number;
- 2. Sign-up to speak or leave comments for City Council by completing the form at <http://innovate.charleston-sc.gov/comments/> by Tuesday, June 23rd at 12:00 p.m.
- 3. Mail comments to: Clerk of Council, 80 Broad Street, Charleston, SC 29401

- I. Petitions and Communications:

- 1. Resolution on the Relocation of the John C. Calhoun Statue
- 2. Report from the Resiliency and Sustainability Advisory Committee – Katie McKain, Director of Sustainability
- 3. A Resolution to acknowledge and celebrate Earth Day 2020, to reaffirm the City's long-standing commitment to continuous improvement in environmental stewardship, and to express the City's commitment to continuing to support and protect the environment.

4. Citizen Police Advisory Council Appointments:
 - a. Frank Walsh – Councilwoman Delcioppo
 - b. Ryan Davis – Councilmember Shealy
 - c. Mary Alice Mack – Councilmember Mitchell
 - d. Paul Tamburrino – Councilmember Brady
 - e. George Palmer – Councilmember Gregorie
 - f. Anne Janas – Councilmember Seekings
 - g. Melvin Hack Ezell, Jr. – Councilmember Shahid
 - h. Doris Grant – Councilwoman Jackson
 - i. Jerome Harris – Mayor’s selection
 - j. Joe Lysaght – Mayor’s selection
5. Appointment of Code Enforcement Officer: Riddick Proveaux, Stormwater Inspector
6. Update on the City’s response to COVID-19 - *Mayor John J. Tecklenburg, Shannon Scaff, Emergency Management Director, and Tracy McKee, Chief Innovation Officer*
7. Executive Order continuing the Declaration of State of Emergency in Response to the COVID-19 Virus Outbreak
8. Emergency Ordinance Extending Certain Emergency Ordinances Related to COVID-19
9. Emergency Ordinance to establish in furtherance of health, public safety and welfare, an Emergency Ordinance to temporarily suspend the accrual of the City’s Business License Penalties, to suspend enforcement of the City’s Plastic Bag Ban, and to suspend the City of Charleston’s Chauffer Licensing Requirements. (AS AMENDED.)

J. Council Communications:

K. Council Committee Reports:

- 1. Committee on Public Safety: (Meeting was held Thursday, June 11, 2020 at 1:00 p.m.)**
 - (i) Update on Public Safety conditions and discussion regarding Saturday, May 30th
- 2. Committee on Public Works and Utilities: (Meeting was held Monday, June 22, 2020 at 4:00 p.m.)**
 - a. Public Service Department Update:**
 - (i) Update on Small Cell 5G locations and other related matters

(ii) Dominion Energy Tree Trimming

b. Stormwater Management Department Update:

- (i) Low Battery Seawall Project - Approval of Fee Amendment #6 in the amount of \$284,944.25 with Johnson, Mirmiran, and Thompson, Inc. for design and plan preparation services for bidding Phase II of the Low Battery Seawall Repairs Project.
- (ii) Emergency Brick Arch Repair – Approval of Completed Emergency Repairs to a Brick Arch Failure on Liberty St of approximately 100 linear feet with Palmetto Gunito Construction Company, Inc. Replaced arch section, installed manholes, and connected in roadside drainage.
- (iii) Approval of Additional Road Network Transfer Request from the South Carolina Department of Transportation to the City of Charleston. The road segment is S Market St (from the western right of way line of East Bay St to State St), State St (from S Market to Linguard St) and Linguard St (from State St to Church St). This request is a total of 0.16 miles and is being required to be considered as a continual segment for transfer due to connectivity with the SCDOT road network.
- (iv) Barberry Woods Drainage Improvement - Approval to apply for a National Fish and Wildlife Foundation grant in the amount of \$250,000 for final design and permitting of the Drainage Improvement Project on Johns Island. The grant would require a City match of \$250,000 which is available in the drainage fund.
- (v) Church Creek Drainage Improvement – Approval to apply for a National Fish and Wildlife Foundation grant in the amount of \$125,000 for preliminary design work on the Longbranch Creek improvements. The grant would require a City match of \$125,000 which is available in the drainage fund.

3. License Committee: (Meeting was held Tuesday, June 23, 2020 at 3:30 p.m.)

- (i) An ordinance to amend the Business License Ordinance for the City of Charleston, South Carolina for the fiscal year commencing January 1, 2020.

Give first reading to the following bills from the License Committee:

An ordinance to amend the Business License Ordinance for the City of Charleston, South Carolina for the fiscal year commencing January 1, 2020.

4. Committee on Ways and Means:

(Bids and Purchases

(Planning/Business Neighborhood Services: Approval to submit a grant application to EDA in the amount of \$100,000 to develop programmatic support, technical assistance, and resilience efforts for women and minority-owned businesses. The application is rolling, however, BSN plans to submit the application by July 1, 2020. There is a recommended 80/20 match. The City match will be in-kind by accounting for the Minority Business Manager's staff time and fringe benefits during the two-year grant period.

(Stormwater: Approval to submit a grant application to National Fish and Wildlife Foundation in the amount of \$250,000 to support Final Design & Permitting phases of Barberry

Woods Project on Johns Island. The application is due June 25, 2020. A 50/50 match is required. The City match, in the amount of \$250,000, is available from the Drainage Fund.

(Stormwater: Approval to submit a grant application to National Fish and Wildlife Foundation in the amount of \$125,000 to support preliminary design phase of Longbranch Creek Project. The application is due June 25, 2020. A 50/50 match is required. The City match, in the amount of \$125,000, is available from the Drainage Fund.

(Fire and Police Department: Approval of a MOA with Charleston County School District to use CCSD facilities to stage personnel and equipment during natural disasters and other declared emergencies.

(Fire Department: Approval of a MOU between CFD and FBI regarding provision of Emergency Medical Services.

(Police Department: Approval to submit the 2020 Paul Coverdell Forensic Science Grant for \$55,500 that will be used to purchase a ballistics tank and remote firing stand for the Forensics Services Division. This grant is due on June 19, 2020. There is no match required for this grant.

(Parks-Capital Projects (Stormwater): Approval of Low Battery Seawall Repairs-Phase II Fee Amendment #6 in the amount of \$284,944.25 with Johnson, Mirmiran and Thompson, Inc. for design and plan preparation services for bidding Phase II of the Low Battery Seawall Repairs project. Approval of Fee Amendment #6 will increase the professional services contract by \$284,944.25 (from \$1,594,906.80 to \$1,879,851.05). The funding sources for this project are: Hospitality Funds (\$15,087,957.53), Municipal Accommodations Tax Funds (\$15,548,816), and Charleston County Accommodations Tax Fees (\$400,000).

(Parks-Capital Projects: Approval to convert Daniel Island Recreation Center P157075 from a Purchase Order to a Professional Services Contract with S&ME in the amount of \$41,061.25 for special inspections and testing due to the PO (original amount \$29,400) needing to be increased by \$11,661.25 due to an increased number of concrete inspections resulting from small concrete pours and additional steel welding inspections since the pre-engineered steel building plans were not available at the time of inspection. Approval of the professional services contract will obligate \$11,661.25 of the \$10,813,843.85 project budget. Funding sources for this project are: Land Sales (\$948,000), SC Sports Development Grant (\$52,125), 2018 GO Bond (\$9,813,718.85).

(Stormwater: Approval of an emergency repair of a brick arch failure on Liberty Street of approximately 100 linear feet with Palmetto Gunite Construction Company, Inc., in the amount of \$221,309.20. Palmetto Gunite replaced arch, installed manholes, and connected roadside drainage inlets, PO Box 388, Ravenel, SC 29470; Drainage Funds. This is an after-the-fact approval of an emergency repair.

(Approval of a Memorandum of Agreement between the City of Charleston and Kids on Point to utilize the recreation space in St. Julian Devine Community Center during the month of July 2020. (1 Cooper Street)

(Request authorization for the Mayor to execute a Resolution approving the Greenbelt application to Charleston County for funding the purchase of approximately 11.25 acres (portion of TMS No. 279-00-00-059) on Johns Island, South Carolina, commonly known as the Ross tract. City Council previously approved the application at a meeting held on February 11, 2020.

(Approval of a Memorandum of Understanding between the City of Charleston, the Lowcountry Land Trust, Inc., and Angel Oak Park, LLC wherein the City agrees to construct a surface parking lot to serve the City's Angel Oak park on land that will be deeded to the City by the Low Country Land Trust, LLC and the Angel Oak Park, LLC as more fully stated in Exhibit A attached hereto.

(Consider the following annexations:

- 1720 Pinecrest Road (TMS# 351-12-00-038) 0.22 acre, West Ashley (District 9). The property is owned by Elizabeth White.

- 2118 and 2120 Saint James Drive (TMS# 343-02-00-072) 0.23 acre, James Island (District 11). The property is owned by Claire Witbeck.
- Savannah Highway (TMS# 307-05-00-015) approx. 6.68 acres, West Ashley (District 5). The property is owned by John McLeod Bradham et al.

Give first reading to the following resolution and bills from Ways and Means:

Resolution approving the Greenbelt application to Charleston County for funding the purchase of approximately 11.25 acres (portion of TMS No. 279-00-00-059) on Johns Island, South Carolina, commonly known as the Ross tract.

An ordinance to provide for the annexation of property known as property on Savannah Highway (approx. 6.68 acres) (TMS# 307-05-00-015), West Ashley, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 5. The property is owned by John McLeod Bradham et al.

An ordinance to provide for the annexation of property known as 2118 and 2120 Saint James Drive (0.23 acre) (TMS# 343-02-00-072), James Island, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 11. The property is owned by Claire Witbeck.

An ordinance to provide for the annexation of property known as 1720 Pinecrest Road (0.22 acre) (TMS# 351-12-00-038), West Ashley, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 9. The property is owned by Elizabeth White.

L. Bills up for Second Reading:

(City Council may give second reading, order to third reading, give third reading, and order engrossed for ratification any bill listed on the agenda as a second reading.)

1. *An ordinance to provide for the annexation of property known as 416 Riverland Drive (0.26 acre) (TMS# 343-10-00-002), James Island, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 11. The property is owned by W. Coleman and Christina M. Lawrimore.*
2. *An ordinance to provide for the annexation of property known as 450 Riverland Drive (0.5 acre) (TMS# 343-10-00-019), James Island, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 11. The property is owned by Whitney and Alexander Pasquini.*
3. *An ordinance to provide for the annexation of property known as 334 Folly Road (0.40 acre) (TMS# 424-05-00-030), James Island, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 11. The property is owned by John Clair and Ellen S Clair.*
4. *An ordinance to amend Chapter 2 of the Code of the City of Charleston by adding Division 11, Sections 2-206 through 2-210, creating a new commission entitled "Special Commission on Equity, Inclusion, and Racial Conciliation" and describing its purpose, duties and responsibilities, and organization. (AS AMENDED)*

5. *An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance), by changing the Zone Map, which is a part thereof, so that the real property designated as Nats Court, also known as Grants Court (Peninsula) (District 3), be zoned to DR-2F (Diverse Residential) classification. (DEFERRED FOR PUBLIC HEARING)*
6. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that Ashley River Road (West Ashley) (1.53 acres) (TMS #354-12-00-004) (Council District 2), be rezoned from Single-Family Residential (SR-1) classification to Limited Business (LB) classification. The property is owned by Laura M. Smith. (DEFERRED)*
7. *An ordinance to amend provisions of Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) to amend Section 54-505(c) pertaining to the exception for maximum allowed height for properties located in a special flood hazard area within the Conservation, RR-1, SR-1, SR-2, SR-6, SR-7 and STR zoning districts. (DEFERRED FOR PUBLIC HEARING)*
8. *An ordinance to provide for the annexation of properties on Maybank Highway (3.5 acres) (TMS# 313-00-00-034; 313-00-00-035), Johns Island, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 5. The properties are owned by William Stephen Harris. (DEFERRED)*
9. *An ordinance to provide for the annexation of property on Maybank Highway (2.05 acre) (TMS# 313-00-00-306), Johns Island, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 5. The property is owned by LMC, LLC. (DEFERRED)*
10. *An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) to incorporate provisions to allow subdivision and development of Single Family Detached Affordable Housing as a conditional use within multiple base zoning districts. (DEFERRED FOR PUBLIC HEARING)*
11. *An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by amending applicable sections related to Planning Commission composition to establish commission member alternates and to update other applicable sections related to Planning Commission Rules and Procedures. (DEFERRED FOR PUBLIC HEARING)*
12. *An ordinance to amend Chapter 27, Stormwater Management and Flood Control, of the Code of the City of Charleston, to add a new Article IV to provide fill requirements for all new construction, developments, and redevelopments within the City. (DEFERRED)*
13. *An ordinance to amend Chapter 29, Article V1, Sec. 29-240 of the Code of the City of Charleston pertaining to the procedure of accident reporting. (DEFERRED)*
14. *An ordinance to amend Article III (Stormwater Management Utility) of Chapter 27 (Stormwater Management and Flood Control) of the Code of the City of Charleston, South Carolina, by eliminating the "Homestead Exemption" in Sec. 27-140(a), applicable to the payment of Stormwater Utility Fees; by deleting Sec. 27-132(j), (k), and (l), which contain certain findings associated with the adoption of the "Homestead Exemption" with respect to Stormwater Utility Fees; and to provide that the elimination of the "Homestead*

Exemption" in Sec. 27-140(a) shall not apply until January 1, 2020. (DEFERRED FOR PUBLIC HEARING)

15. *An ordinance to provide for the annexation of property known as 1415 S Edgewater Drive (0.72 acre) (TMS# 349-13-00-095), West Ashley, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 11. The property is owned by Robert F. Kauffmann. (TO BE WITHDRAWN AT THE REQUEST OF THE APPLICANT)*

M. Bills up for First Reading

1. An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that property located on Savannah Highway (West Ashley) (approximately 6.68 acres) (TMS #307-05-00-015) (Council District 5), be zoned General Business (GB) classification. The property is owned by John McLeod Bradham et al.
2. An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 1815 Beechwood Road (West Ashley) (0.65 acre) (TMS #354-07-00-101) (Council District 2), be rezoned from Single-Family Residential (SR-6) classification to Diverse Residential (DR-6) classification. The property is owned by Matt and Angela Chambers. *(DEFERRED)*
3. An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is part thereof, so that property located on River Road, Summerland Drive, and Oakville Plantation Road (Johns Island) (126.95 acre) (TMS #317-00-00-007, 317-00-00-011, 317-00-00-012, 317-00-00-075, 317-00-00-076, and 317-00-00-089) (Council District 5), be zoned, and existing Light Industrial (LI) classification be rezoned to Planned Unit Development (PUD) classification. The property is owned by Keith W . Lackey, Gail Grimbball, and Gary S. Worth. *(DEFERRED)*
4. An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) to make rooftop eating and drinking places subject to the approval of a special exception in the GB, UC, MU-2, MU-2/WH, and UP base zoning districts, adopt regulations for rooftop eating and drinking places in the GB, UC, MU-2, MU-2/WH, and UP base zoning districts, and prohibit rooftop eating and drinking places in all other base zoning districts. *(DEFERRED)*
5. An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that a portion of former Summerville Avenue right-of-way (Peninsula Neck) (approximately 1.4 acres) (Unzoned Right-of-Way) (Council District 4), be zoned General Business (GB) classification. The property is former right-of-way deeded to adjacent property owners. *(DEFERRED)*

N. Miscellaneous Business:

1. The next regular meeting of City Council will be Tuesday, July 14, 2020 at 5:00 p.m.

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.



RESOLUTION

RELOCATION OF JOHN C. CALHOUN STATUE

WHEREAS, in 1887, the John C. Calhoun statue was installed in a place of prominence in Marion Square and is dedicated to a man who was a South Carolina Senator and Vice President of the United States but who supported the institution of slavery and believed in the inequality of races;

WHEREAS, from the initial discussions of creating a memorial in 1854 to the eventual dedication of the statue in 1887, the intent was to honor John C. Calhoun’s life, public service, and legacy to South Carolina, and not to honor his service in the military or connection to any war effort;

WHEREAS, on July 18, 1898, at a meeting of City Council, the City accepted ownership of the statue from the Ladies Calhoun Monument Association and agreed to care for and control the Calhoun monument and the grounds around it;

WHEREAS, while it does not intend to forget the history of his efforts as a statesman and his public service, City Council cannot ignore the positions on slavery and discrimination advocated by John C. Calhoun;

WHEREAS, the John C. Calhoun statue is seen by many people as something other than a memorial to the accomplishments of a South Carolina native, but rather a symbol glorifying slavery and as such, a painful reminder of the history of slavery in Charleston;

WHEREAS, every day citizens of the City -- families, students, workers -- pass by the 115-foot tall monument to John C. Calhoun who is peering down on Marion Square, a public space dedicated to bringing people together for social and recreation reasons, and for peace and goodwill; a place intended to unify and not divide;

WHEREAS, the voices of protest that have been raised throughout our country and in the City of Charleston following the death of George Floyd in Minneapolis, Minnesota remind us that racism and inequality have existed in this country for centuries;

WHEREAS, in the recent weeks, the City has witnessed peaceful demonstrations that express the common message that racism and inequality have no place in our society and that the legacy of slavery, institutional segregation, and ongoing systemic racism directly harm public safety and public health;

WHEREAS, the City of Charleston is committed to promoting racial equality and justice and desires to express this commitment through this Resolution;

WHEREAS, City Council has determined that it is fitting and in the best interests and welfare of the City that the statue of John C. Calhoun no longer be a part of Marion Square and that after its removal, the statue will be relocated to an appropriate site to be determined by the Mayor in consultation with City Council, where it will be protected and preserved, and where the history of John C. Calhoun's life will be told; and,

WHEREAS, City Council authorizes the Mayor to execute the necessary documents to enter into a contract for the relocation of the statue, and such contract will be presented to City Council at its next regular meeting.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF CHARLESTON, IN CITY COUNCIL ASSEMBLED, THAT THE STATUE OF JOHN C. CALHOUN LOCATED IN MARION SQUARE BE RELOCATED TO AN APPROPRIATE SITE WHERE IT WILL BE PROTECTED AND PRESERVED.

PASSED and APPROVED this _____ day of June 2020.

John J. Tecklenburg
Mayor

ATTEST:

Vanessa Turner Maybank
Clerk of Council



A RESOLUTION

A RESOLUTION TO ACKNOWLEDGE AND CELEBRATE EARTH DAY 2020, TO REAFFIRM THE CITY'S LONG-STANDING COMMITMENT TO CONTINUOUS IMPROVEMENT IN ENVIRONMENTAL STEWARDSHIP, AND TO EXPRESS THE CITY'S COMMITMENT TO CONTINUING TO SUPPORT AND PROTECT THE ENVIRONMENT.

WHEREAS, Earth Day was first celebrated on April 22, 1970, with the goal of inspiring an appreciation of our nation's natural resources through conservation and protection; and,

WHEREAS, Earth Day provides an annual opportunity for the City to reaffirm its long-standing commitment to environmental stewardship and to the implementation of sustainability efforts; and,

WHEREAS, on April 22, 2020, Earth Day's 50th anniversary; was celebrated across the globe even in the midst of a global pandemic; and,

WHEREAS, the global community now faces extraordinary challenges, such as environmental degradation, global health issues, climate change, food and water shortages; and,

WHEREAS, the City of Charleston recognizes the importance of environmental quality to our economic prosperity, physical, and spiritual health, and overall quality-of-life; and,

WHEREAS, all species play a unique role in the complex web of life and contribute to the ecosystem services on which all life on Earth depends, and hence, protecting our species is crucial to the survival of this planet and its inhabitants; and,

WHEREAS, one of the City's most potent environmental management tools is the development, implementation, and sharing of "sustainable management practices"; and,

WHEREAS, when it leads by example, the City can help transform markets and mindsets, and leverage wide-ranging improvements in environmental quality and quality-of-life in the community and region; and,

WHEREAS, the City of Charleston, its employees, the business community, and residents are encouraged to implement practices designed to preserve and protect our environment and shape the future of our environmental security.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHARLESTON, IN COUNCIL ASSEMBLED, THAT THEY DO HEREBY SUPPORT AND ENCOURAGE THE FOLLOWING POLICIES AND ACTIONS:

1. City staff recycle all products accepted by the Charleston County Recycling Program in their single stream recycling collection program, including, but not limited to, paper, cardboard, plastic bottles and containers, aluminum, steel, glass and more;
2. City staff recycle printer cartridges;
3. City staff utilize double sided printing;
4. City staff use recycled copier paper for routine use;
5. City staff to utilize reusable products, such as mugs and utensils;
6. City staff to identify and clearly advertise the CARTA route on which all City events are located;
7. Increase alternative transportation options for City employees to commute during and to/from the office, including pedestrian, bicycle, and transit, and promote the City's policy of providing CARTA passes to employees who choose a CARTA pass in lieu of a parking garage pass to new and current employees;
8. New City parking lots and garages are designed to be ready for electric vehicles by providing pre-installed conduit and enough electrical panel space to modify at least half of the total spaces to facilitate the future demand;
9. City owned construction and renovations to existing buildings are energy efficient and pursue LEED best practices;
10. Investigate renewable energy opportunities for City facilities;
11. Continue to monitor and reduce energy consumption from City buildings and facilities and increase energy efficiency;

12. Limit Fleet vehicles from idling for more than 5 minutes unless necessary for emergency purposes;
13. Analyze City Fleet and establish policy and/or plan to transition outdated vehicles to more efficient and electric vehicles, including supporting alternative fuel stations and/or electric charging infrastructure;
14. Continue to pursue opportunities to detain rainwater on City property and expand demonstration rain gardens and rainwater harvesting systems with educational signage;
15. Continue exploring opportunities to convert the City's gas powered leaf blowers and other maintenance equipment to electric;
16. Reduce the environmental impact of City events and activities by considering overall energy and water consumption, sourcing sustainable food and beverage items, and reducing and diverting waste through composting and recycling;
17. Begin the process of converting applicable streetlights to LED fixtures with Dominion Energy's new incentive program;
18. Source and purchase environmentally friendly products as fiscally responsible;
19. Inspire community members to take action and encourage participation in the City's new "Pledge". This pledge is part of an initiative to involve the entire Charleston community in eliminating the pollution that causes global climate change, while ensuring Charleston continues to be a healthy and vibrant city. Collectively the Charleston community is strong, innovative and creative - and only together can we produce the significant carbon reductions needed to mitigate climate change.

Adopted this _____ day of _____, 2020.

By:

John J. Tecklenburg
Mayor, City of Charleston

ATTEST:

Vanessa Turner Maybank
Clerk of Council



City of Charleston

JOHN J. TECKLENBURG
MAYOR

MEMORANDUM

TO: City Councilmembers
FROM: John J. Tecklenburg, Mayor *AOJ*
DATE: June 23, 2020
RE: Citizen Police Advisory Council

The Citizen Police Advisory Council serves to facilitate the involvement of the residents representing neighborhoods and communities in our city in order to improve policing and strengthen the connection between citizens and the Charleston Police Department.

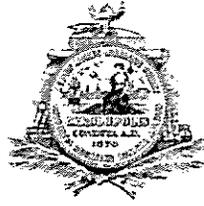
Members will be selected by the mayor and members of City Council. Each City Councilmember will select one member of the Advisory Council, and the mayor will select four members of Advisory Council, along with two high school seniors to represent the city's youth.

With the exception of the high school senior, who shall serve a one-year term, all other members of the Advisory Council will serve three-year terms. Initial members may be asked to serve for one- or two-year terms in order to create a sustainable level of membership. Members may serve up to two consecutive terms for a total of up to six years of service before having to leave the Council.

I am recommending the following individuals for the Citizen Police Advisory Council:

- Frank Walsh – **Councilmember Delcioppo** – term expires 6/23/2023
- Ryan Davis – **Councilmember Shealy** – term expires 6/23/2023
- Mary Alice Mack – **Councilmember Mitchell** – term expires 6/23/2023
- Paul Tamburrino – **Councilmember Brady** – term expires 6/32/2023
- George Palmer – **Councilmember Gregorie** – term expires 6/23/2023
- Anne Janas – **Councilmember Seekings** – term expires 6/23/2023
- Melvin Hack Ezell, Jr. – **Councilmember Shahid** – term expires 6/23/2023
- Doris Grant – **Councilmember Jackson** – term expires 6/23/2023

- Jerome Harris – **Mayor's selection** – term expires 6/23/2023
- Joe Lysaght – **Mayor's selection** – term expires 6/23/2023



City of Charleston

South Carolina

Department of Stormwater Management

JOHN J. TECKLENBURG
Mayor

MATTHEW FOUNTAIN PE, PG
Director

MEMORANDUM

TO: Mayor John Tecklenburg
City Councilmembers

FROM: Matthew Fountain
Stormwater Management Director 

RE: New Code Enforcement Officer

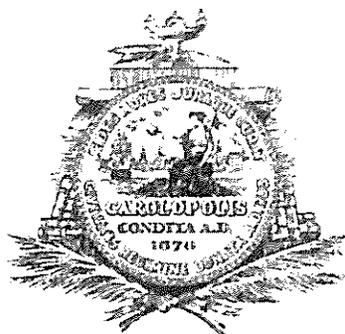
DATE: June 8, 2020

Please be advised that I am kindly requesting that you authorize the following City of Charleston employee to issue municipal summons and to be added to the Code Enforcement Officers' List.

Riddick Proveaux Stormwater Inspector

Attachments

MF/tmg



**EXECUTIVE ORDER
CONTINUING THE DECLARATION OF STATE OF EMERGENCY
IN RESPONSE TO THE COVID-19 VIRUS OUTBREAK**

WHEREAS, in December 2019, an outbreak respiratory illness due to a novel coronavirus (COVID-19), was first identified in Wuhan City, Hubei Province, China, and has spread outside of China, across the world, including the United States; and,

WHEREAS, it is well recognized that COVID-19 presents a public health concern that requires extraordinary protective measures and vigilance; and,

WHEREAS, on January 23, 2020, the Center for Disease Control (“CDC”) activated its Emergency Response System to provide ongoing support for the response to COVID-19; and,

WHEREAS, on March 13, 2020, President Donald Trump declared a national emergency to assist with combating the coronavirus; and,

WHEREAS, on March 13, 2020, Governor Henry McMaster (the “Governor”) declared a state of emergency in South Carolina, Executive Order 2020-10, based on a determination that “COVID-19 poses an actual or imminent public health emergency”; and,

WHEREAS, on March 16, 2020, Mayor John J. Tecklenburg declared a local state of emergency in the City of Charleston; and,

WHEREAS, on March 16, 2020, City Council passed a temporary emergency ordinance (Ordinance No. 2020-038) to prohibit consumer price gouging on all commodities in the City of Charleston with limited exceptions; and,

WHEREAS, on March 16, 2020, City Council passed a temporary emergency ordinance (Ordinance No. 2020-040) suspending the requirements of Section 2-23(f) of the Code of the City of Charleston requiring the physical presence of Councilmembers at City Council meetings and committee meetings to permit participation by video conferencing or other virtual means to slow the spread of COVID-19; and,

WHEREAS, on March 17, 2020, the Governor issued Executive Order 2020-10, ordering and directing that any and all restaurants or other food-service establishments to suspend on-premises or dine-in consumption; and,

WHEREAS, on March 20, 2020, City Council passed a temporary emergency ordinance (Ordinance No. 2020-041) to temporarily suspend the accrual of the City's business license penalties, to suspend enforcement of the City's plastic bag ban, and to suspend the City's chauffer's license requirements; and,

WHEREAS, on March 21, 2020, the Governor issued Executive Order 2020-13, authorizing and directing law enforcement officers to prohibit or disburse any congregation or gathering of people, unless authorized or in their homes, in groups of three (3) or more people, if any such law enforcement official determines, in his or her discretion, that any such congregation or gathering of people poses, or could pose, a threat to public health; and,

WHEREAS, on March 24, 2020, City Council passed a temporary emergency ordinance, "Stay at Home Ordinance" (Ordinance No. 2020-042) which required individuals to stay in their homes and not travel or congregate in the streets of Charleston except for purposes of working at or conducting business with an essential business or engaging in individual outdoor recreational activities; and,

WHEREAS, on March 27, 2020, the Governor issued Executive Order 2020-14, directing that individuals who enter the State of South Carolina from an area with a substantial community spread of COVID-19 be required isolate or self-quarantine; and,

WHEREAS, on March 28, 2020, the Governor issued Executive Order 2020-15, declaring a separate and distinct state of emergency "due to the evolving nature and scope of the public health threat or other risks posed by COVID-19 and the actual, ongoing, and anticipated impacts associated with the same" and extending certain previous Executive Orders for the duration of the state of emergency; and,

WHEREAS, on March 30, 2020, the Governor issued Executive Order 2020-16, closing any and all public beach access points and public piers, docks, wharfs, boat ramps, and boat landings; and,

WHEREAS, on March 31, 2020, the Governor issued Executive Order 2020-17, closing or restricting access to certain non-essential businesses, venues, facilities, services, and activities; and,

WHEREAS, on April 1, 2020, City Council passed a second Stay at Home Ordinance (Ordinance No. 2020-048) which includes provisions contained in Governor McMaster's Executive Orders regarding dispersing of crowds (2020-13); quarantining of individuals from New York, New Jersey, and Connecticut (2020-14); closing of beaches and boat landings (2020-16); and closing of non-essential businesses (2020-17); and,

WHEREAS, on April 3, 2020, Governor Henry McMaster issued an Executive Order (2020-18) closing additional non-essential businesses; and,

WHEREAS, on April 6, 2020, Governor Henry McMaster, recognizing that public health officials had reported over 2,000 cases of COVID-19 in South Carolina, issued a Work or Home Executive Order (2020-21) which limited individuals from moving outside their homes except to engage in Essential Businesses; Essential Activities, and Critical Infrastructure Operations as defined in the Order; and,

WHEREAS, on April 6, 2020, City Council passed a temporary emergency ordinance (Ordinance No. 2020-042) to provide for temporary procedures for public hearings; and,

WHEREAS, on April 12, 2020, the Governor issued Executive Order 2020-23, recognizing that public health officials had reported over 3,319 confirmed cases of COVID-19 throughout South Carolina, and stating that “the extraordinary circumstances and conditions that necessitated” the Governor’s “prior emergency declarations have not subsided and have, in fact, evolved and expanded to present different and additional risks and dangers,” and explaining that the State “has transitioned from the investigation, reporting, and initiation phases of the COVID-19 pandemic to the acceleration phase”; and,

WHEREAS, in Executive Order 2020-23, the Governor declared a separate and distinct state of emergency based on a determination “that the accelerated spread of COVID-19 throughout the State poses an actual, ongoing, and evolving public health threat to the State of South Carolina, which now represents a new and distinct emergency and requires additional proactive action by the [State] and the implementation and enforcement of further extraordinary measures to slow the spread of COVID-19, minimize the strain on healthcare providers, and otherwise respond to and mitigate the expanding public health threat imposed by [the] emergency”; and,

WHEREAS, on April 16, 2020, the Governor issued Executive Order 2020-25, determining that “the ongoing, evolving, and accelerating public health threat imposed by COVID-19 requires additional proactive action by the [State] and the implementation, extension, or modification of additional extraordinary measures to cope with the existing or anticipated situation, to include mitigating the significant economic and other impacts and burdens on individuals, families and businesses,” while generally reopening public boat ramps or boat landings, as well as adjacent or associated public parking lots, for the purpose of launching and retrieving boats; and,

WHEREAS, on April 16, 2020, President Donald Trump issued guidelines entitled “Opening Up America Again,” describing criteria that state and local officials should satisfy before proceeding to a phased opening of the economy; and,

WHEREAS, on April 20, 2020, Governor McMaster issued an Executive Order (2020-28), reopening retail businesses previously determined to be non-essential including department stores, furniture stores, luggage stores, flower shops, book, craft and music shops subject to certain emergency rules and restrictions, including but not limited to an emergency maximum occupancy rate, social distancing practices, and compliance with certain sanitation guidelines and further ordered any local ordinance that conflicts with the Order is superseded; and,

WHEREAS, on April 22, 2020, City Council passed a temporary emergency ordinance (Ordinance No. 2020-052) to decrease the potential likelihood of exposure to COVID-19 in retail establishments opened by Governor McMaster’s Executive Order 2020-28; and,

WHEREAS, on April 27, 2020, Governor McMaster issued an Executive Order (2020-29) declaring a fourth (4th) State of Emergency in order to prepare for and respond to the ongoing and evolving public health threat posed by the COVID-19 pandemic, to mitigate the significant impacts associated with the same, and to extend certain Executive Orders related to the pandemic; and,

WHEREAS, on April 30, 2020, City Council passed a temporary emergency ordinance (Ordinance No. 2020 -56) to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by amending the Design Review District Section 54-268.c to allow affordable housing developments to be approved by the Administrative Officer; and,

WHEREAS, on May 1, 2020, by Executive Order No. 2020-30, the Governor rescinded Executive Order Nos. 2020-14 and 2020-19 which had imposed mandatory self-quarantine and lodging and travel restrictions for individuals entering South Carolina from high-risk areas; and,

WHEREAS, on May 3, 2020, Governor McMaster issued an Executive Order (2020-31) modifying his home or work order to urge any and all residents and visitors of the State of South Carolina to limit social interaction, practice “social distancing” in accordance with CDC guidance, and take every possible precaution to avoid potential exposure to, and to slow the spread of, COVID-19, and further encourage residents and visitors of the State of South Carolina to limit their movements outside of their home, place of residence, or current place of abode; and to authorize restaurants to provide outdoor customer dining services in addition to previously authorized services for off-premises consumption; and,

WHEREAS, as of May 8, 2020, the total number of persons infected with COVID-19 in South Carolina was 7,367, with 320 deaths; including 481 cases in Charleston County with 9 deaths and 191 cases in Berkeley County with 14 deaths; and,

WHEREAS, on May 8, 2020, Governor McMaster issued an Executive Order (2020-34) which modified prior orders to authorize restaurants to provide services for limited indoor, on-premises customer dining, effective May 11, 2020, in addition to previously authorized services for off-premises consumption and outdoor customer dining; and,

WHEREAS, on May 12, 2020, Governor McMaster issued an Executive Order (2020-35) declaring an additional fifth (5th) State of Emergency in order to prepare for and respond to the ongoing and evolving public health threat posed by the COVID-19 pandemic, to mitigate the significant impacts associated with the same, and to extend certain Executive Orders related to the pandemic; and,

WHEREAS, on May 12, 2020, Mayor John J. Tecklenburg issued a declaration continuing the local state of emergency in the City of Charleston until May 31, 2020; and,

WHEREAS, on May 12, 2020, City Council passed three temporary emergency ordinances that extended certain temporary emergency ordinances and repealed certain temporary emergency ordinances (Ordinance No. 2020-059); authorized outdoor dining on new and additional areas (Ordinance No. 2020-060); and urged citizens and tourists to stay at home (Ordinance No. 2020-061); and,

WHEREAS, on May 15, 2020, Governor McMaster issued an Executive Order (2020-36) authorizing certain businesses, venues, facilities, services, and activities, including fitness centers, barber shops, and hair salons, previously deemed “non-essential” and previously directed to close, to re-open for access and use by the public, effective May 18, 2020; and,

WHEREAS, on May 21, 2020, Governor McMaster issued an Executive Order (2020-37) allowing additional businesses, venues, facilities, services, and activities, including tourist attractions, indoor children’s play areas, and recreational and athletic facilities and activities, previously deemed “non-essential” and previously directed to close, to re-open for access and use by the public, effective May 22, 2020; and,

WHEREAS, on May 27, Governor McMaster issued an Executive Order (2020-38) declaring an additional sixth (6th) State of Emergency, extending the State of Emergency to control the spread of COVID-19 and lessen its impacts on portions of the State’s population; and,

WHEREAS, on May 28, 2020, Mayor Tecklenburg issued a declaration continuing the local state of emergency in the City of Charleston until June 30, 2020; and,

WHEREAS, on May 28, 2020, City Council passed an emergency ordinance extending certain emergency ordinances until June 30, 2020 (Ordinance No. 2020-068); and also amending the emergency ordinance on decreasing the risk of exposure to COVID-19 in retail businesses (Ordinance No. 2020-069) and replacing the stay at home ordinance with a new stay at home ordinance (Ordinance No. 2020-070); and,

WHEREAS, on June 11, 2020, Governor McMaster issued an Executive Order (2020-40) declaring an additional seventh (7th) state of emergency, extending the State of Emergency to authorize the continued use of extraordinary measure to meet the threat of COVID-19 and “the evolving nature and scope of this public health emergency...”; and further modifying prior orders relating to organized events or public gatherings on state or local government property and to retail stores required to follow certain emergency rules and restrictions; and further permitting previously deemed “non-essential” businesses operating as bowling alleys to re-open for access and use by the public; and,

WHEREAS, since the first state of emergency declared in our City on March 16, 2020, our citizens have made many sacrifices in their daily lives and it appears those efforts may have helped to flatten the curve in our city; and further, the emergency ordinances adopted by City Council in response to COVID-19 are aggressive steps that have significantly enhanced our efforts to mitigate the threat of exposure to COVID-19; and,

WHEREAS, despite these actions, new cases and deaths due to COVID-19 are continuing to occur in South Carolina, and medical and scientific information predicts that this public health crisis is expected to continue for some time; and,

WHEREAS, as of June 17, 2020, the total number of cases infected with COVID-19 in South Carolina is 19,990 with 607 deaths, including 1,230 cases in Charleston County with 16 deaths and 427 cases in Berkeley County with 19 deaths; and,

WHEREAS, until the threats posed by COVID-19 to persons, to businesses, and to the public health, safety and welfare of this city are neutralized, emergency conditions exist which require our taking steps to continue to minimize the risk of exposure in public, limit the spread of infection in the community, and limit the burdens on the health care delivery system; and,

WHEREAS, the City is authorized to undertake and coordinate all necessary and reasonable activities for this emergency response, to take all appropriate actions required to alleviate the effects of the coronavirus disaster emergency, including action following the guidelines of the CDC and the DHEC, to and in the aid of essential public services, and to take any other lawful emergency response or action deemed necessary to protect the public health, safety, and welfare of the City of Charleston.

NOW, THEREFORE, I John J. Tecklenburg, Mayor and Chief Executive Officer of the City of Charleston, South Carolina in consultation with and the agreement of the City Council of Charleston, in furtherance of the public health, safety and welfare and based on evolving medical and scientific information do hereby declare effective immediately that the local state of emergency shall continue until July 15, 2020. I further state that I will evaluate the continuing need for this declaration prior to its expiration.

Ratified in City Council this ____ day of _____ in the Year of Our Lord, 2020, and in the ____th Year of the Independence of the United States of America.

By: _____
John J. Tecklenburg
Mayor, City of Charleston

ATTEST: _____
Vanessa Turner Maybank
Clerk of Council



**EMERGENCY ORDINANCE
EXTENDING CERTAIN EMERGENCY ORDINANCES
RELATED TO COVID-19**

Section 1. Findings. City Council does hereby make the following findings:

WHEREAS, on March 16, 2020, Mayor John J. Tecklenburg declared a local state of emergency in the City of Charleston based on a determination that in furtherance of public health and safety that the City take all necessary steps to protect the citizens from increased risk of exposure to COVID-19; and,

WHEREAS, on March 16, 2020, City Council ratified a temporary emergency ordinance (Ordinance No. 2020-038) to prohibit consumer price gouging on all commodities in the City of Charleston with limited exceptions; and,

WHEREAS, on March 16, 2020, City Council ratified a temporary emergency ordinance (Ordinance No. 2020-039) to prohibit gatherings of 50 people or more; amend on March 19, 2020, by temporary emergency ordinance, Ordinance No. 2020-39(a), reducing the size of public gatherings to less than 10 people; and,

WHEREAS, on March 16, 2020, City Council ratified a temporary emergency ordinance (Ordinance No. 2020-040) suspending the requirements of Section 2-23(f) of the Code of the City of Charleston requiring the physical presence of Councilmembers at City Council meetings and committee meetings to permit participation by video conferencing or other virtual means to slow the spread of COVID-19; and,

WHEREAS, on March 20, 2020, City Council ratified a temporary emergency ordinance (Ordinance No. 2020-041) to temporarily suspend the accrual of the City’s business license penalties for sixty days, to suspend enforcement of the City’s plastic bag ban for sixty days, and to suspend the City’s chauffer’s license renewal requirements issued between March 18, 2019 and April 1, 2019 for an additional sixty days; and,

WHEREAS, on March 24, 2020, City Council ratified a temporary emergency ordinance, “Stay at Home Ordinance” (Ordinance No. 2020-042) requiring individuals to stay in their homes and not travel or congregate in the streets of Charleston except for purposes of working at or conducting business with an essential business or engaging in individual outdoor recreational activities; and,

WHEREAS, on March 26, 2020, City Council ratified a temporary emergency ordinance (Ordinance No. 2020-046), amending the Consolidated Plan for reallocation of CDBG funds to provide funding for public services and temporary living quarters to persons who are homeless or vulnerable due to COVID-19; and,

WHEREAS, on March 27, 2020, City Council ratified a temporary emergency ordinance (Ordinance No. 2020-047), extending the due date for filing and remittance of hospitality taxes for February and March to May 13, 2020; and,

WHEREAS, on April 1, 2020, City Council repealed Stay at Home Ordinance No. 2020-042 and ratified a second Stay at Home Ordinance (Ordinance No. 2020-048) which included provisions contained in Governor McMaster's Executive Orders regarding dispersing of crowds (Ex. Order 2020-13); quarantining of individuals from New York, New Jersey, and Connecticut (Ex. Order 2020-14); closing of beaches and boat landings (Ex. Order 2020-16); and closing of non-essential businesses (Ex. Order 2020-17); and,

WHEREAS, on April 6, 2020, City Council ratified a temporary emergency ordinance (Ordinance No. 2020-049) to provide for temporary procedures for public hearings; and,

WHEREAS, on April 16, 2020, City Council ratified a temporary emergency ordinance (Ordinance No. 2020-051) to prohibit open burning; and,

WHEREAS, on April 22, 2020, City Council ratified a temporary emergency ordinance (Ordinance No. 2020-052) on decreasing the risk of exposure to COVID-19 in retail businesses; and,

WHEREAS, on April 30, 2020, City Council ratified a temporary emergency ordinance (Ordinance No. 2020-056) to amend Chapter 54 of the Code of the City of Charleston (zoning ordinance) by amending design review district section 54-268.c to allow affordable housing developments to be approved by the administrative officer; and,

WHEREAS, on May 12, 2020, City Council readopted five of the temporary emergency ordinances, such ordinances which are now set to expire on May 31, 2020 (Ordinance No. 2020-59); and,

WHEREAS, on May 12, 2020, City Council ratified a temporary emergency ordinance (Ordinance No. 2020-060) to authorize the use of new or additional space for outdoor dining, and a temporary emergency ordinance (Ordinance No. 2020-061) urging, among other matters, for residents and visitors to stay in their homes, such ordinance to expire on May 31, 2020; and,

WHEREAS, on May 28, 2020 based on the continuing nature of the pandemic and the need for City Council to respond with flexibility to the public health emergency as it evolves, it is necessary to extend certain temporary emergency ordinances, now set to expire on June 30, 2020 and July 12, 2020.

Section 2. The following temporary emergency ordinance are ratified and shall expire on July 15, 2020:

2020-038 – Emergency Ordinance prohibiting consumer price gauging.

2020-040 – Emergency Ordinance suspending the requirement of physical presence of Councilmembers at Council meetings/permitting telephonic/virtual attendance.

2020-049 - Emergency Ordinance regarding temporary procedures for public hearings.

2020-056 - Emergency Ordinance on allowing affordable housing units to be approved by the Administrative Officer.

2020-060- Emergency Order on New or Additional Outdoor Dining.

2020-069- Emergency Order on Decreasing Risk of Exposure to COVID-19 in Retail Businesses.

2020-070- Emergency Order re Stay at Home.

Section 3. The following temporary emergency ordinance is amended and is ratified and shall expire on July 15, 2020:

2020-041- Emergency Ordinance suspending accrual of business license penalties. (AS AMENDED.)

Section 4. This Ordinance shall become effective upon ratification.

Ratified in City Council this ____ day of _____ in the Year of Our Lord, 2020, and in the ____th Year of the Independence of the United States of America.

By: _____
John J. Tecklenburg
Mayor, City of Charleston

ATTEST: _____
Vanessa Turner Maybank
Clerk of Council



AN EMERGENCY ORDINANCE

TO ESTABLISH IN FURTHERANCE OF HEALTH, PUBLIC SAFETY AND WELFARE, AN EMERGENCY ORDINANCE TO TEMPORARILY SUSPEND THE ACCRUAL OF THE CITY'S BUSINESS LICENSE PENALTIES, TO SUSPEND ENFORCEMENT OF THE CITY'S PLASTIC BAG BAN, AND TO SUSPEND THE CITY OF CHARLESTON'S CHAUFFER LICENSING REQUIREMENTS. (AS AMENDED.)

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

Section 1: The City Council of the City of Charleston does hereby make the following findings of fact:

WHEREAS, on March 13, 2020, the President of the United States declared a state of emergency to address the existing public health emergency associated with the coronavirus (COVID-19);

WHEREAS, on March 13, 2020, the Governor of the State of South Carolina declared a state of emergency in South Carolina pertaining to the COVID-19 public health emergency and on March 15, 2020 issued an order closing all schools in the State of South Carolina;

WHEREAS, the CDC has issued guidelines to mitigate the spread of the virus, including recommending on March 15, 2020 that for the next eight (8) weeks, in-person events that consist of 50 people or more throughout the United States be postponed or cancelled.

WHEREAS, Public Health officials and experts including those in the Charleston area have determined that the coronavirus is an imminent threat to the region;

WHEREAS, with 47 positive cases in South Carolina and three cases being monitored by SCDHEC in Charleston County as of March 17, 2020 the possible increased threat from COVID-19 constitutes a threat of an imminent disaster to the health and welfare of the citizens of the City of Charleston and surrounding areas;

WHEREAS, the City finds it necessary to take reasonable measures to assist business owners during this temporary market disruption to include suspending business license penalties and enforcement of the City's plastic bag ban.

Section 2: That portion of the City of Charleston Code Section 17-16 otherwise known as ratification number 2019-103, Section 14 is hereby temporarily amended to suspend the accrual of City's business license late fees ~~for sixty days henceforth~~ until July 15, 2020 unless otherwise modified or rescinded before that date by subsequent Ordinance

Section 3: ~~That the enforcement of the City of Charleston Code Section 14-54, pertaining to environmentally acceptable packaging and products (plastic bag ban), is hereby temporarily suspended for sixty days.~~

Section 4: ~~Section 31-80 of the City of Charleston Code is amended to extend the expiration date for chauffer's licenses issued between March 18, 2019 and April 1, 2019 pursuant to Chapter 31, Article III, for an additional sixty days.~~

Section 25: This Ordinance shall become effective immediately and shall expire on July 15, 2020, sixty (60) days after the date hereof or upon the termination of the state of emergency as declared by the Mayor, whichever is earlier.

Ratified in City Council this ____ day of June in the Year of our Lord 2020, and in the 244th Year of the Independence of the United States of America.

John J. Tecklenburg Mayor
City of Charleston

Vanessa Turner Maybank, Clerk of Council



Ratification
Number _____

AN ORDINANCE

TO AMEND THE BUSINESS LICENSE ORDINANCE FOR THE CITY OF CHARLESTON, SOUTH CAROLINA FOR THE FISCAL YEAR COMMENCING JANUARY 1, 2020.

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

Section 1. Section 14 of the City’s Business License Ordinance, Number 2019-103 is hereby amended by deleting the struck through text of Section a and adding thereto the following underlined words and phrases which shall read as follows:

“Section 14. Delinquent License Fees, Partial Payment.

a. ~~For non-payment of all or any part of the correct license fee, the license Official shall levy and collect a late penalty of~~ For businesses that failed to secure a business license and pay all or any part of the correct license fee as herein provided, the License Official shall levy and collect a late penalty of five (5%) percent of the unpaid fee for the first month or portion thereof after the due date and an additional twenty (20%) percent for the second month or portion thereof after the due date, for a total of twenty-five (25%) percent, and an additional ten (10%) percent for the third month, for a total of thirty-five (35%) percent of the correct license fee. If any license fee remains unpaid for sixty (60) days after its due date, the License Official may report it to the municipal attorney for appropriate legal action.

Section 2. Section 14 of the City’s Business License Ordinance, Number 2019-103 is hereby amended by adding thereto a new Section b with the following underlined words and phrases which shall read as follows:

b. For businesses that failed to renew their 2020 business license and failed to pay all or any part of the correct license fee, the License Official shall levy and collect a late penalty of five (5%) percent. If any license fee remains unpaid for sixty (60) days after its due date, the License Official may report it to the municipal attorney for appropriate legal action.”

Section 3. Section 14 of the City’s Business License Ordinance, Number 2019-103 is hereby amended by renumbering the remaining subsections of Section 14 to accommodate the addition of the new Subsection b above.

Section 4. This Ordinance shall become effective upon ratification.

Ratified in City Council this _____ day of _____
in the Year of Our Lord, 2020, in the 2 _____ Year of
Independence of the United States of America.

By: _____
John J. Tecklenburg
Mayor, City of Charleston

ATTEST:

Vanessa Turner Maybank
Clerk of Council



AN ORDINANCE

TO AMEND CHAPTER 2 OF THE CODE OF THE CITY OF CHARLESTON BY ADDING DIVISION 11, SECTIONS 2-206 THROUGH 2-210, CREATING A NEW COMMISSION ENTITLED “SPECIAL COMMISSION ON EQUITY, INCLUSION, AND RACIAL CONCILIATION” AND DESCRIBING ITS PURPOSE, DUTIES AND RESPONSIBILITIES, AND ORGANIZATION. (AS AMENDED)

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

Section 1. Chapter 2 of the Code of the City of Charleston is hereby amended by adding a new Division 11 which shall read as follows:

“DIVISION 11. – SPECIAL COMMISSION ON EQUITY, INCLUSION, AND RACIAL CONCILIATION.”

Section 2. Chapter 2 of the Code of the City of Charleston is hereby amended by adding a new Section 2-206 therein which shall read as follows:

“Sec. 2-206. - Establishment.

There is hereby established a commission for equity, inclusion, and racial conciliation issues to be known as the “City of Charleston Special Commission on Equity, Inclusion, and Racial Conciliation.”

Section 3. Chapter 2 of the Code of the City of Charleston is hereby amended by adding a new Section 2-207 therein which shall read as follows

“Sec. 2-207. - Purpose.

The purpose of the City of Charleston Special Commission on Equity, Inclusion, and Racial Conciliation is to review City policies, practices, budget and other matters that it determines to be appropriate related to addressing racism and racial

inequities and to make recommendations to City Council on ways to promote racial justice and racial equity in the City.”

Section 4. Chapter 2 of the Code of the City of Charleston is hereby amended by adding a new Section 2-208 therein which shall read as follows:

“Sec. 2-208. – Duties and Responsibilities.

The City of Charleston Special Commission on Equity, Inclusion, and Racial Conciliation shall have the following responsibilities:

- (a) To make recommendations and advise the Mayor and City Council on the development of a racial equity framework that will serve as a tool and set of processes to analyze, influence, and improve decision-making that supports racial equity within the City as an organization and through the services provided;
- (b) Assess the City organization’s current infrastructure and recommend changes that will create racial equity teams throughout the organization;
- (c) Recommend a method for measuring success of programmatic and policy changes and a method for developing baselines, setting goals, and measuring progress towards goals;
- (d) Review Slavery Apology Resolution and provide recommendations regarding implementation of the recommendations included in the Apology;
- (e) Review Racial Bias Audit and recommendations;
- (f) Review and assess city procurement and recruitment policies and recommend changes;
- (g) Review and address historical markers, memorials, and monuments;
- (h) Work with community partners including educational institutions, civil rights organizations, and business organizations such as One Region Charleston, local Chambers of Commerce, Charleston Regional Development Alliance, and Lowcountry Local First.
- (i) Consider any other issue that the Special Commission believes is necessary to carry out its duties and responsibilities; and,
- (j) Provide an Action Plan to the Mayor within 90 days of the Ordinance’s ratification. The Action Plan will be reviewed by the Mayor in consultation with City Council and further action will be taken by City Council as needed in furtherance of the welfare of the city.”

Section 5. Chapter 2 of the Code of the City of Charleston is hereby amended by adding a new Section 2-209 therein which shall read as follows:

“Sec. 2-209. - Organization.

The organization of the City of Charleston Special Commission on Equity, Inclusion, and Racial Conciliation shall be:

- (a) Membership. The Mayor shall appoint six (6) city councilmembers and six (6) members of the community to the Special Commission.
- (b) The Special Commission shall be supported by the City's Manager of Equity, Inclusion, and Racial Conciliation and other City staff as needed.
- (c) The Special Commission will have the authority to designate subcommittees on matters including but not limited to housing, health care, criminal justice, small business and economic development, and communications.
- (d) For purpose of Special Commission action, a quorum of the commission shall consist of seven (7) members of the commission in attendance.
- (e) The Special Commission shall make and alter rules governing its organization and procedures that are not inconsistent with any city ordinance or Roberts Rules of Order.
- (f) The Special Commission shall keep a written record of its proceedings and file the record with the Clerk or Council after the completion of any meeting."

Section 6. Chapter 2 of the Code of the City of Charleston is hereby amended by adding a new Section 2-210 therein which shall read as follows:

"Sec. 2-210. - Intragovernmental relations.

The Special Commission on Equity, Inclusion and Racial Conciliation shall have the full cooperation of all departments of the city in the performance of its duties, and all departments shall supply the commission with all information and reports requested in order that the goals of this commission may be realized."

Section 7. This Ordinance shall become effective upon ratification.

Ratified in City Council Chambers this _____
Day of _____, 2020, in the _____th year of
the Independence of the United States of America.

John J. Tecklenburg, Mayor

(ATTEST) Vanessa Turner Maybank
Clerk of Council

m.l.)



Ratification
Number _____

A N O R D I N A N C E

TO AMEND THE ZONING ORDINANCE OF THE CITY OF CHARLESTON BY CHANGING THE ZONE MAP, WHICH IS A PART THEREOF, SO THAT PROPERTY LOCATED ON SAVANNAH HIGHWAY (WEST ASHLEY) (APPROXIMATELY 6.68 ACRES) (TMS #307-05-00-015) (COUNCIL DISTRICT 5), BE ZONED GENERAL BUSINESS (GB) CLASSIFICATION. THE PROPERTY IS OWNED BY JOHN MCLEOD BRADHAM ET AL.

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

Section 1. That the Zoning Ordinance of the City of Charleston be, and the same hereby is amended, by changing the zone map thereof so that the below described property shall become a part thereof:

property located on Savannah Highway (West Ashley) (approximately 6.68 acres) (TMS #307-05-00-015)

Section 2. That the said parcel of land described above shall be zoned General Business (GB) classification.

Section 3. This ordinance shall become effective upon ratification.

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

By:

John J. Tecklenburg
Mayor, City of Charleston

Attest:

Vanessa Turner Maybank
Clerk of Council

ZONING

Savannah Hwy (West Ashley)

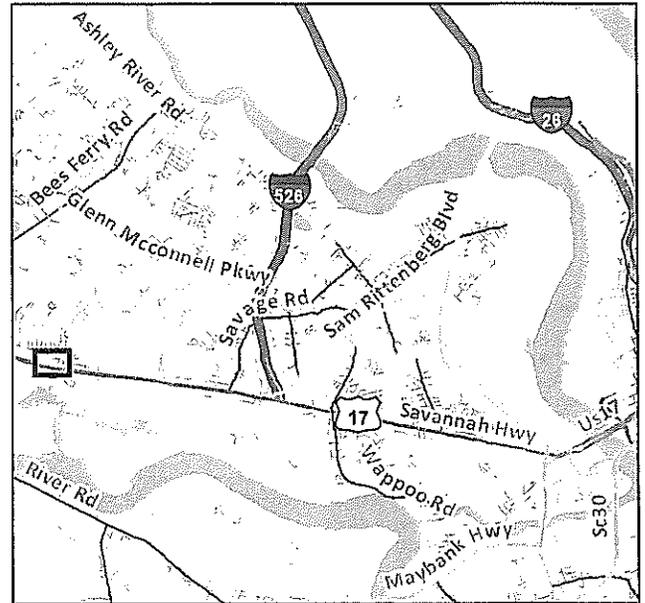
TMS # 3070500015

approx. 6.68 ac.

Request zoning of General Business (GB). Previously zoned Single-family Residential (R-4) in Charleston County.

Owner: John McLeod Bradham et al.

Area



Location

