

## COUNCIL CHAMBER

Regular Meeting

April 24, 2018

The fifty-third meeting of the City Council of Charleston was held this date convening at 5:04 p.m. at City Hall.

A notice of this meeting and an agenda were mailed to the news media April 18, 2018 and appeared in The Post and Courier April 22, 2018 and are made available on the City's website.

### PRESENT (13)

The Honorable John J. Tecklenburg, Mayor

Councilmember White	District 1	Councilmember Waring – <i>excused at 7:10 p.m.</i>	District 7
Councilmember Shealy	District 2	Councilmember Seekings	District 8
Councilmember Lewis	District 3	Councilmember Shahid	District 9
Councilmember Mitchell	District 4	Councilmember Griffin	District 10
Councilmember Wagner	District 5	Councilmember Moody – <i>excused at 7:10 p.m.</i>	District 11
Councilmember Gregorie – <i>excused at 7:10 p.m.</i>	District 6	Councilmember Jackson	District 12

Mayor Tecklenburg called the meeting to order at 5:04 p.m.

The Clerk called the roll.

Mayor Tecklenburg said, "Now, if you would like to join us, Councilwoman Jackson will lead us in a prayer and the Pledge of Allegiance."

Councilwoman Jackson opened the meeting with an invocation.

Councilwoman Jackson then led City Council in the Pledge of Allegiance.

Mayor Tecklenburg said, "Thank you all. In the most unlikely event that we would need to exit the building, we have these two main exits from the Chambers here, and there's one exit door from the room to the right. In that unlikely event, I would ask you to not use the elevator, but to use the two stairs going down and the one stair out the front. It's very unlikely, but I just want everybody to be aware, if they had to get out of the building, that's how we get out.

Next, I'd like to share some sad news, and we already had remarks about former First Lady Barbara Bush, her passing. What a wonderful woman, and part of that story is that she was a student right here in Charleston, South Carolina at Ashley Hall School. Very sadly, I heard the news this morning, and many of you may have, that Robert Ballard passed away last night. I'm going to read a little synopsis of all of the things that he did. He and his wife, Sally,

were residents of Radcliffeborough for almost 40 years, and Robert was a steward not only of Warren Street, but of the entire neighborhood. He had a 35-year career with the County and served in a variety of leadership roles, but mostly we all know him for the many roles he played here in the City of Charleston, as President of Radcliffeborough Neighborhood Association, actually becoming the President Emeritus he served for so long. He was a member of our City's Town and Gown Committee, a member of the City's Board of Adjustments and Appeals, helped us start the Peninsula Consortium, one of the most effective neighborhood advocacy organizations in our City. He was interested in any and all issues pertaining to the City's quality of life, its development, its college, the infrastructure challenges. You saw him everywhere, every public meeting, Zoning, BAR, City Council, he was everywhere. He was such an interested and devoted citizen to the City of Charleston. He researched subjects, and he always knew his stuff. There was a never a topic impacting our City and the Peninsula that Robert didn't weigh in on. He was the recipient of the 2001 Harold Koon Award and said about the award's namesake, 'His leadership and ability to create a sense of pride for his neighbors was outstanding', and that was true of Robert Ballard, as well. So, if I may ask Council and the Chamber to give us a few moments of silence, in memory of Robert Ballard, a truly great Charleston citizen."

There was a moment of silence.

Mayor Tecklenburg continued, "Amen. Thank you very much. So, I would like to call a few folks to come to the podium with me. I'll call a few names, but anyone here regarding Bike Month and Bike Safety Month, including Savannah Brennan with Charleston Moves, Tom Bradford, also with Charleston Moves, Sean Flood with Gotcha Bike, Ms. Jenkins and her daughter, Ms. Jenkins, the President of North Central Neighborhood Association, Rachel Stubbs with North Central, Bennett Jones with Enough Pie, and Betsy LaForce with Coastal Conservation League. Would you all come forward and please stand with me? Keith Benjamin, Director of Traffic and Transportation, is with us, and I'm just going to give this to one person in the middle. It's a proclamation regarding Bike Month and Bike Safety in the City of Charleston."

Mayor Tecklenburg read the proclamation.

---INSERT PROCLAMATION---

Mayor Tecklenburg said, "Unfortunately, we don't have a stellar track record in terms of accidents in our region and, for example, between 2015 and 2017 in the City of Charleston, there were, unfortunately, 510 injuries and 14 deaths related to pedestrian and bicycle accidents. Forty-three percent of these accidents involved African-Americans who make up 25 percent of our population."

Mayor Tecklenburg continued reading the proclamation.

Mayor Tecklenburg said, "Congratulations and thank you for your efforts to make our City safer."

There was applause in the Chamber.

Mayor Tecklenburg continued, "I don't think I'll ask you all to come forward, but do you all have a representative, maybe Charleston Moves, who would like to make a few remarks? Please come forward, Savannah."

Savannah Brennan said, "Yes, I'm Savannah Brennan, Director of Programming with Charleston Moves. I would just like to thank Mayor Tecklenburg and all members of Council for

acknowledging Bike Month and Bike Safety Month. This year, for Bike Month, we have partnered with Enough Pie and all of these wonderful partners to create a really wonderful program throughout May. We invite you all to participate in that and, as you all know, Charleston Moves works year round to make our streets safer and better connected for those who walk and ride a bike. So, we are very excited to be partnering with the City moving forward and look forward to more collaboration and investment to realize that mission. Thank you very much.”

Mayor Tecklenburg said, “Thank you, Savannah. We appreciate it very much.”

There was applause in the Chamber.

Mayor Tecklenburg said, “Does anybody else want to say anything? Are you all good?”

Keith Benjamin said, “Mr. Mayor.”

Mayor Tecklenburg said, “After you.”

Sean Flood said, “Hello. I’m Sean Flood, CEO of the Gotcha Group, who operates our Holy Spokes Bike Share System. I wanted to, first, thank the Mayor and Council for your support to bring Bike Share. I would be remiss if I didn’t thank Councilmember Mike Seekings, who thought of Bike Share long before Gotcha arrived in Charleston, but we’re now at a year since Bike Share launched in Charleston. I wanted to give you a few really key facts. One, something to be proud of, we build all of our bikes here in Charleston, South Carolina that go across the Country, an American made bike is something we’re very proud of. In a year, we have had 40,000 trips on the 250 bikes on the Peninsula. We have 11,000 members who are riding those bikes. In that period of time, we’ve burned three and a half million calories. So, if you haven’t ridden a bike, it’s very, very healthy, so you should get out there and do that. We’ve burned 78,000 pounds of CO2, and we’ve saved the residents of Charleston over \$52,000 riding a bike versus driving a car. I think that those are amazing stats and something that the City should be very proud of. The last part is this has been a true partnership with the City, our partner MUSC, who is our title partner, groups like Charleston Moves and Enough Pie. The last thing I’ll say, we are very proud that we have just rolled out a program that makes Bike Share affordable to everybody. Bike Share is about equality and providing a mode of transit for everybody. So, launching this month we’ll have our Just Ride Program offering Bike Share for as little as \$5.00 providing up to two hours of free time for members of our low and moderate income. So, I think that’s just the beginning, and I thank everybody for their support of Bike Share in Charleston.”

There was applause in the Chamber.

Mayor Tecklenburg said, “Great. Terrific. Is there anybody else?”

No one else asked to speak.

Mayor Tecklenburg said, “They’re doing a remarkable job, as is our Department Head Keith Benjamin. Soon, we’ll be coming to our Traffic and Transportation Committee with our official Bike Ped Plan that’s been approved by another Committee. It’s coming to Council soon for official approval, but we’re really working hard on the issue of bike safety in the City of Charleston.

So, next, it’s my real pleasure to bring to you someone who needs no introduction, along with Michael Moore, who is the President and Chief Executive Officer. Before I do, I do want to

invite everyone, all of the Councilmembers and the public, this Saturday, at 10:30 a.m., at Charleston Waterfront Park. Everybody knows where Waterfront Park is. We will be officially rededicating the Park in honor of former Mayor Joe Riley and dedicating the Park as the Joe Riley Waterfront Park. I'm so excited about that."

There was applause in the Chamber.

Mayor Tecklenburg said, "You might believe that one of the greatest legacies of Mayor Riley's service to our community was, in fact, the establishment of the Waterfront Park and, certainly, it was a very difficult thing. It's among the many big accomplishments that he endeavored in, but I believe, in the long run, when we're all gone, and they write the history books, that the real legacy will be Mayor Riley's proposal to open, in Charleston, an International African American Museum. That's what he's going to talk to us about so come forward, Mayor Joe Riley and Michael Moore."

There was a standing ovation in the Chamber.

Michael Moore said, "Mayor Tecklenburg and members of the City Council, thank you so much for the invitation to come here and to brief you on our project and thank you for your steadfast support over these many years. We're going to show a brief three-minute video that will kind of capture the essence of what we're doing, but before we do that, I want to make two quick acknowledgments. First, to reiterate what Mayor Tecklenburg said, it's just to really thank Mayor Riley, in his retirement, for the hard work, the tremendous work, that he is doing to make this happen. So, thank you to Mayor Riley and then, also, I want to acknowledge Wilbur Johnson, the Chairman of the Board who gives us an enormous wellspring of wise counsel and support in moving forward. We've got some tremendous momentum to talk about, but before I do that, we just want to play this brief video."

A video on the International African American Museum played.

Mr. Moore continued, "So, we really have a unique and very, very powerful opportunity. We are building an African American History Museum on the spot largely where African American history began. As I mentioned, we've got lots of momentum on that. We are pulling together, a World-class team, externally, and we've got a World-class team that we're building internally. Our Architect of record is the firm, Moody Nolan, the largest African American architectural firm in the Country. Our design architects, a firm in New York, Pei Cobb Freed, you may be familiar with I.M. Pei. His partner, Harry Cobb, is our primary point of contact there. Our exhibit designer is Ralph Appelbaum and Associates. They are the premier museum exhibit designers in the World. They did the Smithsonian National Museum of African American History and Culture, the Holocaust Museum, and the Visitor's Center at the United States Capitol. They are now working on developing the Obama Library, and the Clinton Library, so we're benefiting from all of the expertise that they bring to bear on creating the museum experience.

Our landscape architect is a gentleman, Walter Hood, born in Charlotte, now connected through Cal-Berkeley in Oakland, and has built amazing installations all around the World. So, the frame that goes around the building will be one that's both beautiful and also rich with interpretation and history. Internally, over the summer, we had an opportunity to hire a woman, Marion Gill, who is our Vice-President of Museum Planning and Operations. She brings 30-plus years of experience from the Smithsonian, including eight years driving the growth and development of the Smithsonian African American Museum, to us here, and she's been wonderful. We've hired our Chief Curator, a woman by the name of Joy Bivens, who is coming

to us as Chief of Curatorial Affairs from the Chicago History Museum. She will be on the ground mid-June. We are in the process, now, of hiring our Head of Education and Engagement, which will be a critical role. So, we're working hard, we've got great momentum, as I say, and we are working to make this a museum, a place that will shine brightly on this City, on this State, and on the Nation. Let me turn it over to Mayor Riley now."

Mayor Joseph P. Riley said, "Thank you very much, Michael, and if I can begin, thank you, Mayor Tecklenburg for your kind words, and thank you members of City Council, for the wonderful work you are doing for our City. I see it from a different vantage point now, and it's even more impressive, and the amount of work that you're doing is even more daunting, so congratulations to you.

If I may just briefly echo what Mayor Tecklenburg said about Robert Ballard. He was a quintessential citizen, community leader, neighborhood leader, giver, helper, and doer, and I join him in expressing sadness at his unexpected and untimely death.

I'll talk to you briefly this afternoon about the momentum of the private fundraising, of which we are very proud. As you may have seen in this morning's paper, we announced a \$1,000,000 gift from BMW. We are currently only about \$2,000,000 short of our \$25,000,000 fundraising goal, and we have many proposals out there to corporations and foundations that are very positive. So, we will continue to receive private donations, and we will keep at that. We will move to building an endowment when we've got the money raised for the museum, and it's all very positive. Just a few examples of the fundraising success, our largest gift was a \$10,000,000 gift from the Eli-Lilly Endowment, Inc. It is headquartered in Indianapolis, obviously, no connection to Charleston or South Carolina. So, this huge gift bespeaks the understanding of this premier endowment/foundation on the national significance of what all of us are working together to create here. Of that \$10,000,000, a little over half of it goes to the Founder's Fund to fund construction, and then the rest of the funds, a little operating, but most of it to help set up, begin our endowment with \$4,000,000. We've received major contributions from other national and international funders including Johnson Controls, headquartered in Milwaukee, Ford Foundation, Mellon Foundation, Kresge Foundation, the Gilder Foundation, from corporations Morgan Stanley, Wells Fargo, Bank of America, SunTrust, BB&T, TD Banks, and Synovus, South State, First Citizens, South Carolina Corporations including Blackbaud, Blue Cross/Blue Shield, Michelin, Spaulding Paolozzi Foundation, Boeing, AT&T, Speedwell Foundation, Denny's, and the Post and Courier Foundation. Then, very generous donations from individuals including Anita Zucker, Darla Moore, Carolyn Hunter, Michael Bennett, Marva Smalls, John and Joe Chalsty, Ed Sellers and Susan Boyd, Bill and Deborah Kennedy and the Pearlstine Family. Also, there are others that we'll be announcing in the near future, as well as I said other proposals that are in place. We really have made tremendous progress towards our goal of raising the \$25,000,000 and then, working to get the museum under construction. I would like to commend Edmund Most and the Capital Projects team, with whom we work and who will be managing the construction of the museum. It's an outstanding team and supported by staff here. So, we look forward to being back with you with further information later on this year and then, hopefully, towards the middle or end of this year altogether, as we break ground on the construction of one of the most significant institutions in our Country, the International African American Museum. Thank you very much."

There was applause in the Chamber.

Mayor Tecklenburg said, "Well, thank you, Mayor Riley, Michael, Wilbur, and Ginny Deerin has been on the team, as well, helping to secure these funds. It's not just positive, it's exciting, Mayor, and we're just excited to get this project going, and we're this close. We're over

90 percent there and just in the next few weeks, I believe, or next month or so, we're going to get over the finish line to get started.

So, one other announcement, I do want to thank our Fire Department, Chief Roberts, for putting on Fire Ops 101, where he invited Council, this past Saturday, to find out what it really takes to be a fireman. Councilmembers Seekings, Griffin, and Shealy were there, along with myself. For the first time in my life, I got to use the Jaws of Life to cut open, cut off, a car door. It was a lot of fun, and we really appreciate all of the training, hard work, and the fact that, you and our firefighters are willing to risk their lives each and every day and the service you give our City. So, thank you, Chief Roberts, and all of our firemen."

Councilmember Waring said, "Mr. Mayor."

Mayor Tecklenburg recognized Councilmember Waring.

Councilmember Waring said, "I hate to go back, but I'd like to go back and, obviously, a lot of kudos have gone around, but to thank, Mayor Riley, and his team, Wilbur, Michael, the Board of the IAAM, and all of the volunteers, Ginny, for the heavy lifting. What we're seeing in progress right now is American exceptionalism, and you're right, we are right there. Small, middle, and large, as the City representative on the IAAM. As you and I, and Councilmember Moody are on the Gaillard Corporation, we know the goodness of the Gaillard Corporation. We know the goodness of what the IAAM is doing, and right now, that excitement is just wonderful for all of us to share, and I just thank you all for pulling this together and taking the time because they're crisscrossing the Country doing this, so thank you so much for coming and presenting this to our City Council and our City at large. Thank you, Mayor Riley, and all."

Mayor Tecklenburg said, "Thank you. I forgot one more announcement. Every quarter we have a quarterly breakfast commending our great employees, particularly when they're commended for customer service, as our customer service initiative, and it also marks years of service for employees that have been with the City for a while. Now, sometimes Councilmembers can't make this breakfast, it will be this Thursday, so I want to call Councilmember Gary White to come to the podium, please, and receive your ten-year pin for ten years of service to the City of Charleston."

There was applause in the Chamber.

Mayor Tecklenburg said, "Would you like to address your fellow Councilmembers?"

Councilmember White said, "Thank you very much, and I actually thought about this not too long ago, that I've been on Council for ten years. I didn't realize that I got the special pin, but I'm glad I did. I think that there are other Councilmembers here who have, obviously, gotten a little bit longer than I have, but I'll be chasing you there, Councilmember Lewis, but, anyway, thank you all very much. It's been a great ten years."

Mayor Tecklenburg said, "Thank you."

There was applause in the Chamber.

Mayor Tecklenburg said, "Alright. So, next, we have a number of public hearings. I think we have eight of them tonight, and Mr. Morgan from our Planning Department will be making some announcements. The first one regards 651 Meeting Street, Mr. Morgan."

Mr. Morgan said, "Thank you, Mr. Mayor, and members of Council. This is an item I think you all are familiar with, along Meeting Street. It's immediately adjacent to the old SCE&G Trolley Barn that's now the home of the American College of the Building Arts. It's across the street from the Meeting Street Academy. We have some other images of the site. Here you can see the site. It's kind of a historic shell of a building here. It's adjacent to Poinsett Street. Here is an image of the American College of the Building Arts and the Trolley Barn to the left, and the subject property to the right. Here is Poinsett Street further to the right and, of course, in our comprehensive plan which we use for all our recommendations to you all, it does show as our Urban Core area. Because of that, our staff felt comfortable recommending for the rezoning from General Business to MU-1 Workforce Housing, and the Planning Commission has also recommended for this change."

Mayor Tecklenburg said, "Alright, and for all of the public hearings that we have tonight, I would respectfully ask if folks could keep their comments to two minutes please. Would anyone like to be heard on this matter? Please come forward. State your name and address to the microphone. Yes, sir. Welcome."

1. Hobie Orton said he represented the developer for this property and that they had a unique opportunity to repair and restore a building next to the College of the Building Arts. It had been blighted and in bad shape for over 30 years and would provide a small amount of housing that would help accommodate the students of the American Building Arts. It was a unique opportunity to complete the campus and the vision, and as a third party they were excited about the opportunity to do this for the College of Building Arts.

Mayor Tecklenburg said, "Thanks very much. Would anyone else like to be heard?"

No one else asked to speak.

Mayor Tecklenburg said, "Hearing none, it comes to Council."

Mayor Tecklenburg recognized Councilmember Mitchell.

Councilmember Mitchell said, "Mr. Mayor and Council, this is the district that I represent, and I was going to ask to have this deferred but, in lieu of that, I might ask just to give it first reading. But before second and third reading, I would like the developers to go back out to a lady, that they might not want to go to, who is Ms. Jenkins, and she has some problems insofar as it working out. If you're going to do both developments at the same time because you have also purchased the lot on the corner of Romney and Meeting, then you also have this particular project. She wants to make sure that you're not going to tear up the community by having both of these projects going on at the same time, and that's one thing she wants to know. So, you need to reach back out to her, and then give her that information, because I spoke to her today for almost an hour. Every time I call her, she speaks to me for an hour. We had some problems with Poinsett Street. I know there are only two or three houses still on Poinsett Street, but she had some problems with the traffic that's going to be coming through there, and how it's going to relate to the people that were living there for years. I told her that I know it's going to be approved some way, and something is going to be done there, but we still have to look at the community standpoint. So, I hope even if this is approved, when it's finished and done, they're going to make sure that they look to these particular homeowners that are in that area. They have been there for a period of time, years. I'm really adamant about it. I think the gentleman knows the way I am when it comes to community. So, I would ask my colleagues just to give it

first reading, but before we come back for second and third reading, meet with her, and she'll get back with me, and we'll get back together and we'll go from that point."

Mayor Tecklenburg said, "I think that's a positive. So, that was a motion for a first reading?"

Councilmember Mitchell said, "That's a motion. Yes."

Councilmember Seekings said, "Second."

Mayor Tecklenburg said, "We got a second. Is there any other discussion?"

Mayor Tecklenburg recognized Councilmember Waring.

Councilmember Waring said, "Actually, my portion was during the public hearing, I wanted to hear from the good General, but I just wanted to make sure that there is a tie between. He's done such a wonderful job with the College of the Building Arts, so there's a tie between that building and a dormitory for actual students for the College. Is that the connection that's going to be? I know this is going a little bit in reverse, but we kind of jumped to the Council before I had a chance to ask."

Mayor Tecklenburg said, "I looked over there to see if you wanted to come up here."

Councilmember Waring said, "Thank you for what you're doing, by the way."

Lt. Gen. Colby M. Broadwater, III, President of the American College of the Building Arts, said, "Thank you for the opportunity. Well, I wasn't sure I needed to come up, Councilmember. It seemed like, Councilmember Mitchell's been carrying the heavy water here. Look, like the momentum that the former Mayor talked about, we've got a lot of momentum going. This completes, if this works, the vision that was approved by Council about four years ago. The other developer sold it to another developer. These are the dormitories that we need to complete the program. You may know we had our accreditation visit last week. We'll get the results in November, but I feel very good about that. We've been talking about that for years. Recruiting is going well. I can't report enough to support. One of the accommodations last week was the community outreach that the College does in all kinds of areas, from Drayton Hall to the Philip Simmons gates that we made for the new park there, and all of those kinds of things. We're doing everything we can to be a part of this community and educate young artisans to keep what the vision was that put this College together."

Councilmember Waring said, "Thank you, General. I've seen that firsthand, so I'm sure of the concerns of Councilmember Mitchell. If you're involved along with the developer, those concerns will be addressed."

Lt. Gen. Broadwater said, "Well, we're going to be the next door neighbor to that, and we want to own it someday, so we want it done right. This is just the first step, Councilmember."

Mayor Tecklenburg said, "Thanks very much."

Mayor Tecklenburg recognized Councilmember Gregorie.

The Clerk said, "And Councilmember White."

Councilmember Gregorie said, "Correct me if I'm wrong, I also thought that when we approved the project, while we understood that it would be dormitory housing, we also tied it to



affordable units. Student housing is not necessarily affordable, but if I'm not mistaken, we placed on the agreement that whatever is done there, there would be some units specifically that are affordable to folks in the community. Did I get that wrong?"

Lt. Gen. Broadwater said, "I honestly don't remember."

Councilmember Gregorie said, "I do."

Lt. Gen. Broadwater continued, "But, no, we'll check that, and I think the Council knows I've tried to live up to every agreement which we have made."

Mr. Orton said, "Yes, sir. The zoning requesting is MU-Workforce, so we'll have to provide Workforce Housing or meet the threshold. Whether it's dormitory or apartments, it's essentially Multi-Family living. You will have to comply with the regulations that meet the average median income as such. So, yes, sir."

Councilmember Gregorie said, "Our definition of affordability?"

Mr. Orton said, "Yes, sir. The duration, your definition, but it's per the MU-Workforce zoning, so it's nothing out of the ordinary. It's just we'll have to comply with those rules established by you. So, thank you."

Mayor Tecklenburg said, "I think it was a zoning that was before we made the change in requirements, so it's under the old rules but, yes, it would still be Mixed-Use Workforce Housing."

Mayor Tecklenburg recognized Councilmember White.

Councilmember White said, "So, we had, as it's been alluded, that when we originally did this deal that the contemplation was always for dormitory housing on this site. It's gone through two hands now and, hopefully, that will be the outcome, but my question is that we're now in the process of rezoning it from GB to MU-Workforce, could this parcel not have already been developed under GB for a dormitory if it was always the plan? Was it always expected we were going to have to change the zoning? Because, effectively, what we're doing is, we're getting ready to upzone this in a fairly significant way from a density standpoint for housing on this site, and so I just want to make sure that, if we go through this exercise, we're doing it because it's something we had to do, but was it not always in the game plan that the zoning would have to change?"

Mr. Morgan said, "Councilmember White, you can do a dormitory in General Business, but the type of housing, I think, that they want to do on this, which is individual units, they each have a kitchen and that kind of thing. That's not really necessarily a dormitory, and so they would need to have the density on the site to allow for those types of units, and those are very common now around colleges. You're seeing them built around the downtown where they are independent living situations because, it would be my assumption, there's probably not going to be a cafeteria, for example, at the campus so everybody would need their own kitchens, living rooms, and things like that."

Councilmember White said, "So, and General, maybe you can answer this, do you all have an agreement with this developer that they will be providing you all a certain number of these units for the purposes of student housing?"

Lt. Gen. Broadwater said, "That is correct, Councilmember."

Councilmember White said, "Okay."

Mayor Tecklenburg said, "I believe I just misspoke. We're rezoning it now to MU-Workforce, so the new requirements would apply. Sorry about that."

Mayor Tecklenburg said, "Is there anyone else that would like to be heard?"

No one else asked to speak.

On a motion of Councilmember Mitchell, seconded by Councilmember Seekings, City Council voted to give first reading to the following bill:

*An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 651 Meeting Street (Peninsula) (0.61 acre) (TMS #463-16-02-061) (Council District 4), be rezoned from General Business (GB) classification to Mixed-Use/Workforce Housing (MU-1/WH) classification. The property is owned by 651 Meeting Street Partners LLC.*

The vote was not unanimous. Councilmember Lewis voted nay.

The Clerk said, "Councilmember Lewis has his hand up."

Councilmember Lewis said, "I just voted nay."

The Clerk said, "Nay. Thank you."

Mayor Tecklenburg said, "Mr. Morgan."

Mr. Morgan said, "Yes, sir. Our next item is at the intersection of Meeting Street and Line Street and Sheppard Street. The image is before you here. Here is Line Street running east and west, Meeting Street north and south, the former Sheppard Street right-of-way here, the on-ramp or entry ramp of I-26 into downtown Charleston at Meeting Street is right here, and the request is to zone some other parcels that adjoin a larger group of parcels that are already MU-2 Workforce Housing in blue. These are in blue. This would be in addition to that MU-2 Workforce Housing on these two parcels here on Line Street, and then there would be standard MU-2 on the former right-of-way of Sheppard Street, and some of the parcels that were former DOT land that were zoned Light Industrial and General Business, and staff has been comfortable with the MU-2 up here because the larger site and the bulk of the site is going to be MU-2 Workforce Housing. This also relates to previous requests from the City that the developer work to acquire this right-of-way, and this former SCDOT property here, to make this project a more cohesive project for the community here, and so, those parcels would be MU-2, and the remainder of the site would be MU-2 Workforce Housing, and both staff and Planning Commission recommend approval. I believe we have a couple pictures of the site. AAA Storage is a lot of what is right now on the site, and there is the image. Here is the Sheppard Street right-of-way, here is the Meeting Street on-ramp, and the subject parcel here, and some of the houses that front on Meeting Street. I'm sorry. These are the parcels in here. The frontage and Meeting Street is over here, and these are subject parcels here."

Mayor Tecklenburg said, "Alright. Would anyone like to be heard on this matter? Please come forward. Mr. Gowe."

1. Richard Gowe, LS3P, said he represented East Line, LLC, and this was a place where density should occur. This was at the gateway of Charleston and tens of thousands of cars came to this doorstep into the City every single day, and they

needed something really handsome. The project was at BAR right now, and it would include the renovation of seven historic homes, and a historic train shed. Sheppard Street was, and the DOT would become, a City park that would be dedicated by the developer after its improvement to help connect people that wanted to bike and pedestrianize over the Ravenel Bridge from the Lowline. There was really only one nexus like it in the City and it deserved to be dense. It was very walkable with a great walk score. He said it sailed through Planning Commission, but more importantly, they would like Council's support.

Mayor Tecklenburg said, "Thank you very much. Would anyone else like to be heard on this matter?"

No one else asked to speak.

Mayor Tecklenburg said, "Seeing none, it comes to Council."

Mayor Tecklenburg recognized Councilwoman Jackson followed by Councilmember Mitchell.

Councilwoman Jackson said, "Go ahead. I yield to Councilmember Mitchell."

Councilmember Mitchell said, "Back to me, again, Councilmembers, this property is in the district I represent. Everything here is in the district I represent, all of them anyway. I've met with LS3P, and we went over all of the items that were going to be placed on this property. I wanted to make sure that the community was not going to be impacted more than they have to be, it's going to affect them, so to speak. So, I know they met with Elliotborough-Cannonborough, and I also told them to meet with the Eastside Development Corporation, because they are right across the street. The Eastside is right across the street from that particular property, and it might not affect them, but it could impact them in a sense because they are so close. So, they're going to meet with the community on that, too. You have some historical houses there, one moved from Sheppard Street back to King Street, and from Meeting Street to renovate it, and put that back as housing, too. The only thing we have to get back together on is to discuss the rent for these units. I spoke with him about that, on what kind the rental is going to be on this property, to see if something is going to be really affordable for some of the people here, to be able to utilize in the particular area. So, they are working on that, too, and they're going to get back with me on that. Like I said, even if the first reading is done, we've still got the second and third reading to go through before this takes place, and we have all of these questions and answers, also."

Mayor Tecklenburg said, "Alright, sir."

Mayor Tecklenburg recognized Councilwoman Jackson followed by Councilmember Lewis.

Councilwoman Jackson said, "Yes, thank you. I do want to support this project. I think that, in my work life, having come to Charleston in support of the National Trust for Historic Preservation, there are many times when the City had to make hard decisions about not approving properties for a redevelopment that made sense to the investors, that were going into those properties, but really didn't make sense from a context of who our City is. So, I do agree with the gentleman who just represented the developer to say that this truly is a gateway. I think we have created a place here, by relocating the Ravenel Bridge, that visitors, thousands, millions of people come every year and see this part of Charleston, that I know the neighborhoods themselves have long wanted to be improved and made more representative of who they are as a community. So, I would fully support this first reading, and I do look forward to understanding how we can make it a

more truly mixed income affordable adventure. I do worry about the constraints of the Workforce Housing income ranges. I know that there are many people in Charleston who don't even meet that eligibility criteria. So, hopefully, out of the Community Development Committee, and some of our other public subsidies, we might be able to make this much more of a full holistic range of income. Thank you."

Mayor Tecklenburg said, "Councilmember Lewis, did you want to be recognized?"

Councilmember Lewis said, "I just want to thank the developer because, for the last 20 years or so, I consider that as the corridor of shame for people coming into the City of Charleston coming down off I-26. So, I applaud you for taking over that project and hopefully to make that corridor a better looking place for the City of Charleston."

Mayor Tecklenburg said, "Thank you very much. Is there anyone else?"

No one else asked to speak.

On a motion of Councilmember Mitchell, seconded by Councilwoman Jackson, City Council voted unanimously to give first reading to the following bill:

*An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 36 and 38 Line Street and Sheppard Street right-of-way (Peninsula) (approximately 0.64 acre) (TMS #459-05-03-105, 459-05-03-106 and 459-05-03-138 and unzoned right-of-way) (Council District 4), be rezoned from Light Industrial and General Business (LI and GB) classification to Mixed-Use and Mixed-Use/Workforce Housing (MU-2 and MU-2/WH) classification. The property is owned by East Line Partners LLC.*

Mayor Tecklenburg said, "E-3, Mr. Morgan. Now, Items E-3 and E-4 have been requested to be deferred by the applicant, but we will continue and at least have the public hearings, since they've been advertised."

Mayor Tecklenburg recognized Councilmember Griffin.

Councilmember Griffin said, "I think that gentleman wanted to be heard on that matter. He was standing up to the microphone, and I think he was wanting to be heard on that last matter."

Mayor Tecklenburg said, "Okay. Well, I had--"

William Hamilton said, "About thirty seconds."

Mayor Tecklenburg said, "Can you just be heard at the beginning of this next matter? We're getting ready to start another one right up. Yes, sir. Mr. Morgan."

Mr. Morgan said, "Again, these are deferred but the applicant is requesting a rezoning from Limited Business and General Business to MU-1 Workforce Housing at the corner here. This is the corner of Cannon Street and President Street. Our new City drainage project has a key shaft that goes down under the tunnels at this location that would not be built on, and any development on the site would go adjacent to that. We have some images here that would also be an amendment to the Old City Height District from the 2 ½, 3 ½ story restrictions right now to a 4-story restriction in the Old City Height District. That is a separate request for this property that has also been deferred. Here is an aerial image of the site. While this is an earlier image before our drainage

project to be was at a parking lot, and now there's construction activity with the drainage shaft going right here at the corner, and here you see a street view of the property."

Mayor Tecklenburg said, "Alright. Mr. Hamilton, would you like to be heard?"

2. William Hamilton said they were speaking about a number of things in that area of Line Street. That was also the end of the bus rapid transit line that would run from Summerville to Charleston, and the day would come when tens of thousands of people a day would go through that area to walk or bike into the City. While it was hard to imagine now, it would be the Grand Central Station for downtown Charleston, and would make that whole area work for pedestrians who made a transfer to different modes of transportation and that was very important.

Mayor Tecklenburg said, "Thank you, Mr. Hamilton. Would anybody like to be heard on the matter of the corner of President and Cannon Street?"

Mayor Tecklenburg said, "We're not taking any action on this tonight. It's been deferred, but we had advertised a public hearing, so if anybody wants to be heard they may."

The Clerk said, "Mayor, if we could just tell them it's E-3 and E-4."

Mayor Tecklenburg said, "E-3 and E-4 on the agenda. Would anybody like to be heard?"

A citizen said, "That's on the corner of President and Cannon Street?"

Mayor Tecklenburg said, "Yes, sir. Right now we've got a construction site there because we're drilling a shaft as part of our drainage tunnel system, which will remain under permanent easement to the City, but we had traded this property with a gentleman on another matter, and he'll be developing the rest of the property when we get out of the way."

Mayor Tecklenburg recognized Councilmember Seekings.

Councilmember Seekings said, "To that, just before we go forward, just that the 'get out of the way' part is what I was interested in. I see the applicant is us. Are we transferring this over when the project is done? Is that what's happening?"

Mr. Morgan said, "I believe the development would occur after a transfer. Ms. Cantwell, I think, is coming up to the microphone."

Councilmember Seekings said, "Can you go to the next picture that shows the actual aerial?"

Mr. Morgan said, "That one?"

Councilmember Seekings said, "Thanks. So, we own that whole site? All of that currently is City of Charleston property?"

Ms. Cantwell said, "That's right, and if the transfer occurs prior to our finishing construction on the shaft, we will maintain a temporary construction easement over the entire site. So, whether they hold the fee, so they can get their financing going, but the City will not have to move until we're finished with construction."

Councilmember Seekings said, "Just one more question while we've got you there. Is there a Development Agreement between us and the City?"

Ms. Cantwell said, "That was part of a settlement agreement we did relating to DeReef Park."

Councilmember Seekings said, "Okay. So, I got it, I know what this is."

The Clerk said, "Can we get a motion?"

Councilmember Seekings said, "We're not taking action."

The Clerk said, "I know, but we're deferring."

Councilmember Seekings said, "A motion to defer."

Councilmember Gregorie said, "Second."

Mayor Tecklenburg said, "A motion to defer E-3 and E-4 from Councilmember Seekings. We have a second."

Mayor Tecklenburg recognized Councilmember Waring.

Councilmember Waring said, "Thank you, Mr. Mayor. Mr. Morgan, you said the applicant asked for deferral. Who is the applicant?"

Mr. Morgan said, "The applicant is an ownership group. I know a local key person in that group is Chris Phillips."

Councilmember Waring said, "In other words, the applicant was not the City?"

Mr. Morgan said, "Right. In other words, we own the land at present, and he has a contract to purchase the land from the City, or receive the land from the City."

Mayor Tecklenburg said, "Did someone else want to be heard?"

Mayor Tecklenburg recognized Councilmember Moody.

Councilmember Moody said, "Yes, I was just a little confused with exactly what was going on here with the DeReef Park. This is a settlement, and my initial reaction was, the City has this property, is this some place that we could put some affordable housing? It's going to Workforce Housing. Is this something we could put some Workforce Housing on?"

Mayor Tecklenburg said, "No, we've already approved the deal."

Ms. Cantwell said, "In return for this property, the City was swapped out the Shiloh Church property and two pieces of land."

Councilmember Moody said, "Okay. That's what I didn't understand, what the connection was to the site."

Mayor Tecklenburg recognized Councilmember Waring.

Councilmember Waring said, "Counsel Lady, please, I've got another question. Is part of that agreement a rezoning?"

Ms. Cantwell said, "No."

Mayor Tecklenburg said, "So, he's bringing the rezoning request and the height request forward and, in fact, this would be the first height change request we've had by way of a rezoning since we put our new height-by-stories scheme into effect."

Councilmember Waring said, "Thank you."

Mayor Tecklenburg said, "Alright. So, we have a motion to defer. Is there any further discussion?"

No one else asked to speak.

On a motion of Councilmember Seekings, seconded by Councilmember Gregorie, City Council voted unanimously to defer the following bills:

*An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 144 & 146 Cannon Street (Peninsula) (approximately 0.288 acre) (TMS #460-11-04-151 and 460-11-04-150) (Council District 4), be rezoned from Limited Business and General Business (LB and GB) classification to Mixed-Use/Workforce Housing (MU-1/WH) classification. The property is owned by the City of Charleston. (DEFERRED)*

*An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 144 & 146 Cannon Street (Peninsula) (approximately 0.288 acre) (TMS #460-11-04-151 and 460-11-04-150) (Council District 4), be rezoned from the 2.5-3.5 Old City Height District classification to the 4 Old City Height District classification. The property is owned by the City of Charleston. (DEFERRED)*

Mayor Tecklenburg said, "E-5."

Mr. Morgan said, "That is 999 Morrison Drive, which the City also owns and, of course, that's the future home of the Digital Corridor Flagship #3. The property is currently zoned General Business and also governed by the Tech Corridor Overlay. As design has progressed and design concepts progressed on this site, the determination has been made that the Height District would be better benefited on the site for the type of the building that would be constructed to be our 8-story Old City District, which would allow for both the parking garage and the office structures. So, it's a rezoning to that Old City District and also removed from the Tech Corridor Overlay because that allows for five stories, and the staff and the Planning Commission recommended for this approval. It was just at Planning Commission last week, and it's moving forward to you for your vote."

Mayor Tecklenburg said, "Would anyone like to be heard on this matter?"

No one asked to speak.

Mayor Tecklenburg said, "Seeing none, it comes to Council."

Councilmember Mitchell said, "Move for approval."

Councilmember Shahid said, "Second."

Mayor Tecklenburg said, "We have a motion to approve and a second. Is there any discussion?"

The Clerk said, "This is second reading, just so you know."

Mayor Tecklenburg said, "This is the second reading. Yes."

Mayor Tecklenburg recognized Councilwoman Jackson.

Councilwoman Jackson said, "I just had a question. I don't know if it's ready to talk about in public or should we have the plan for how this property will be developed under the proposed rezoning? Is there a contract in place?"

Mr. Morgan said, "I think Ms. Cantwell can speak to the contractual issues."

Mayor Tecklenburg said, "Yes, there's a lease in place that specifies the development."

Ms. Cantwell said, "The City owns the land and has it under a long-term lease with the Digital Corridor Foundation. Pursuant to that lease, they have to use it from a certain percentage, a certain floor of it, for incubator text space. The rest of it has to, first call goes to tech companies. There is the proviso that Council approved just recently that if they have difficulty marketing showing good faith, having tried to find the tech companies and they can't, then we would consider opening it up to other ventures, but by contract, they will require to put tech front and foremost."

Councilwoman Jackson said, "Okay. Thank you for putting that on the record."

Mayor Tecklenburg said, "Are there any other questions or comments?"

Mayor Tecklenburg recognized Councilmember Mitchell followed by Councilmember Seekings.

Councilmember Mitchell said, "This thing was done a couple of years ago dealing with the Digital Corridor, since they are moving from East Bay Street and years ago, even with the height limits, it's going to be higher in that area, even giving incentives to some developers that we do this, and so as I added in that area, for truly affordable housing. I also added in that particular area when we start revitalizing that area. All of that's in the district I represent, too."

Mayor Tecklenburg recognized Councilmember Seekings.

Councilmember Seekings said, "Just very briefly, I remember when we rezoned this, and then we rezoned the north Morrison Drive area. Is there any reason why we wouldn't just include this as an opt-in to the north Morrison zoning?"

Mr. Morgan said, "I think, because of the nature of the City owning the property and our ability to get what we want to see on this site, through our lease and agreements with the developers on the site, it was not as critical that we have the Upper Peninsula zoning on the site. It has some criteria that might not have worked with some of the aspects of the development on it."

Councilmember Seekings said, "It's right adjacent to it, and they're going to be tech anyway right?"

Mr. Morgan said, "Yes."

Councilmember Seekings said, "So, we're just going to put in a hard height on it rather than have some flexibility that the Upper Peninsula zoning would otherwise have."



Mr. Morgan said, "Correct. Instead of the earning your height above four stories, it will be just an 8-story district."

Councilmember Seekings said, "Okay. Thank you."

Mayor Tecklenburg said, "Alright. Second reading."

On a motion of Councilmember Mitchell, one (1) bill (Item E-5) received second reading. It passed second reading on motion by Councilmember Shahid and third reading on motion of Councilmember Moody. On further motion of Councilmember Lewis, the rules were suspended, and the bill was immediately ratified as:

**2018-053** AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF CHARLESTON BY CHANGING THE ZONE MAP, WHICH IS A PART THEREOF, SO THAT 999 MORRISON DRIVE (PENINSULA) (1.86 ACRES) (TMS #461-13-01-038) (COUNCIL DISTRICT 4), BE REZONED FROM THE 4-12 OLD CITY HEIGHT DISTRICT CLASSIFICATION TO THE 8 OLD CITY HEIGHT DISTRICT CLASSIFICATION AND SO THAT THE PROPERTY BE REMOVED FROM THE TECHNOLOGY CORRIDOR (TC) OVERLAY ZONE. THE PROPERTY IS OWNED BY THE CITY OF CHARLESTON. **(AS AMENDED)**

Mayor Tecklenburg said, "Thank you. Mr. Morgan, E-6."

Mr. Morgan said, "E-6, is a property on Johns Island off Zelasko Road. We had recently annexed a number of properties in this area and zoned them Business Park, and this is now an additional parcel being brought in, that has frontage on Zelasko Road, also for zoning, as Business Park. Both staff and Planning Commission recommend approval."

Mayor Tecklenburg said, "Would anyone like to be heard on this matter?"

No one asked to speak.

Mayor Tecklenburg said, "Seeing none, it comes before Council."

Councilmember Moody said, "Move for approval."

Councilmember Shahid said, "Second."

Mayor Tecklenburg said, "We've got a motion to approve and a second. Is there any discussion?"

On a motion of Councilmember Moody, seconded by Councilmember Shahid, City Council voted unanimously to give first reading to the following bill:

*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 Zelasko Road (Johns Island) (1.19 acres) (TMS #313-00-00-335) (Council District 5), annexed into the City of Charleston March 26, 2018 (#2018-030), be zoned Business Park (BP) classification. The property is owned by Larry McCutchen.*

Mr. Morgan said, "E-7 is an amendment to the Zoning Code that would change the minimum lot frontage requirements for new lots in the Mixed-Use Workforce Housing District. So, in other words, those districts that are in the very Urban Core of the City, instead of requiring more of our suburban kind of frontage requirements for individual lots of 50 feet or 30

feet or something like that, there would not be a minimum. We think it makes sense in these very intense areas of the City that you could have lots of less than a suburban width, and both staff and Planning Commission recommend approval of this change.”

Mayor Tecklenburg said, “Would anyone like to be heard on this matter?”

No one asked to speak.

Mayor Tecklenburg said, “Seeing none, it comes before Council.”

Councilmember Lewis said, “Move for approval.”

Councilmember Griffin said, “Second.”

Mayor Tecklenburg said, “We have a motion to approve and a second. Is there any discussion?”

No one asked to speak.

On a motion of Councilmember Lewis, seconded by Councilmember Griffin, City Council voted unanimously to give first reading to the following bill:

*An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by changing the minimum lot frontage requirements for new lots in the Mixed-Use Workforce Housing Zoning Districts.*

Mayor Tecklenburg said, “E-8.”

Mr. Morgan said, “Okay, and these are relatively minor amendments to an existing Planned Unit Development on Maybank Highway at the intersection of Saint Johns Woods Parkway on Johns Island. Here you have Maybank running roughly east-west and St. Johns Woods Parkway here. There is an existing storage facility here and an office building at the front of the property. I think we’ve got some images. The PUD amendment would allow for a shifting of the road that is on the property. The access road, that is presently here, to a location a little bit further away from the intersection, which we think makes a lot more sense. It would also have a two-story climate controlled storage facility added to the site, and then the provision that would require an upper floor of a building to have residential in it would be removed. It could be office space or residential or commercial space, so relatively minor changes. It still is basically a commercial PUD of limited scale that’s in line with both our Johns Island Plan and, I think, recommendations from Charleston County, as well.”

Mayor Tecklenburg said, “Would anyone like to be heard on this matter? Yes, sir.”

1. Trenholm Walker of 66 Hasell Street said he was there on behalf of the applicant. He reiterated that it was a minor tweak in the existing PUD and the only reason they had to come back was that the original PUD required residential on two buildings that may be built there. They were small buildings, no more than 9,000 square feet total, and the idea was to have the alternative of having office up there since there was so much residential on Johns Island and there would be another place where people could work. He stated that this changed it so it could be residential or office on the second floor and it also allowed the phasing of the new access off Saint Johns Parkway to move it back further from the intersection when the development of either parcel B or C was started.

Mayor Tecklenburg said, "Thank you, sir. Would anyone else like to be heard?"

No one else asked to speak.

Mayor Tecklenburg said, "Hearing none, it comes before Council."

Councilmember Waring said, "Move for approval."

Councilmember Moody said, "Second."

Mayor Tecklenburg said, "We've got a motion to approval and a second. Is there any discussion?"

No one asked to speak.

On a motion of Councilmember Waring, seconded by Councilmember Moody, City Council voted unanimously to give first reading to the following bill:

*An ordinance to amend Ordinances 2007-128 and 2007-133 (LDL Properties, LLC Expansion Master Plan and Development Guidelines) by amending the Land Development Guidelines and associated site plan for properties located on Maybank Highway and Saint Johns Woods Parkway (TMS# 279-00-00-202, 279-00-00-203 and 279-00-00-204).*

Mayor Tecklenburg said, "Next, we have the approval of our City Council minutes from March 26, 2018."

Councilmember Mitchell said, "Move for approval."

Councilmember Lewis said, "Second."

Mayor Tecklenburg said, "We have a motion to approve and a second. Is there any discussion, changes, deletions?"

No one asked to speak.

On a motion of Councilmember Mitchell, seconded by Councilmember Lewis, City Council voted unanimously to approve the minutes of the March 26, 2018 City Council meeting.

Mayor Tecklenburg said, "Next is our Citizens Participation Period, and we only have about ten people signed up. So, in keeping with the public hearing limit, if I could ask everyone to keep your remarks to two minutes, that would be great. Madam Clerk, would you call the list?"

The Clerk said, "Yes."

1. Mohammed Idris stated that on April 1, 2015, two homicide cops met with citizens and told them the reason the police could not help citizens in the poor community was because citizens did not come forward and report crimes. On April 4, 2015, a police officer shot an unarmed man in the back five times and a citizen videotaped a criminal act by a law enforcement person. On June 17, 2015, Dylan Storm Roof went into

Mother Emanuel Church on Calhoun Street and killed nine worshippers while they were in Bible study. In October 2015, Hurricane Joaquin brought the worst flooding in the area at the same time former Mayor Joseph P. Riley celebrated 40 years of service to the Holy City. He said that freedom was marginal, and the space must be shared.

2. Angela Washington said she was a member of Charity Mission Baptist Church and CAJM, and she knew firsthand about the affordable housing crisis in Charleston. After four years on a waiting list, in May 2015, she moved into the Gadsden Green Housing Development. Her apartment was disgusting, and roach infested. She worked in the food and beverage and hospitality fields for over 20 years, and she didn't understand why there wasn't a workforce for people that were in the hospitality field because Charleston was a tourist city. She and others that worked in food and beverage enjoyed it, but they couldn't afford to live in Charleston, and they should be able to do so. She asked the Mayor and City Council to join her on April 30, 2018 for the Nehemiah Action to show that they were concerned about affordable housing.

Councilmember Gregorie and Councilmember Griffin were excused from the Chamber at 6:11 p.m.

3. Paige McCormick said she was a parishioner at Blessed Sacrament Church and a member of CAJM. Over 211,000 families in Charleston County couldn't afford to live in Charleston. The 2014 Housing Needs Assessment from the City of Charleston, North Charleston, Town of Mt. Pleasant, and the County stated, 'If the housing issues facing the region are ignored, residents will continue to migrate to the outskirts of our region.' This had happened to the community, and this was the cause of traffic congestion and why so many workers had long commute times. This needed to be approached from a regional perspective, because it was a regional problem.

Councilmember Gregorie returned to the Chamber at 6:12 p.m.

Councilmember Moody was excused from the Chamber at 6:13 p.m.

4. Peggy Welty said she was member of Circular Congregational Church and CAJM. She applauded the Mayor and Council on the steps they took to provide affordable housing. When looking at the local municipalities that led the way, good first steps were taken. The \$20 million bond issue was a good first step, but that was not enough to solve the problem. In Mayor Tecklenburg's 2017 State of the City Address, he stated that, 'It's clear that housing affordability is a regional issue at crisis level, and we must use every tool at our disposal and work with all partners to provide more affordable housing products in the Charleston region.' She asked the Mayor and Council to come to the Nehemiah Action on April 30, 2018 to put more tools in their toolbox.
5. Ann Birdseye said she was a member of Circular Congregational Church and CAJM. She said in Mayor Tecklenburg's 2018 State of the City Address he referenced his 2016 Address where he said, 'I asked you, our citizens to join us in a new kind of civic partnership. I asked you to get involved, to volunteer, to go to meetings, to join Boards

and Commissions, and to make your voices heard. Put simply, I invited you as citizens to take your rightful seat at the table here in our City and to demand more of us as your elected representatives.' They accepted that invitation and had taken their rightful seat at the table and hoped that the Mayor was willing to act on his own words. She urged the Mayor to change his mind and attend the CAJM Nehemiah Action on April 30, 2018 at Mt. Moriah Baptist Church. She thanked Councilmembers Waring, Gregorie, Lewis, Jackson, and Shealy along with the three RSVPs that they received from the Charleston Police Department for confirming their attendance. They urged the other Councilmembers to confirm their attendance.

Councilmember Moody returned to the Chamber at 6:16 p.m.

Councilmember Griffin returned to the Chamber at 6:17 p.m.

6. William Hamilton said he had never been able to see well enough to drive a car and when he was 18 years old, wanted to go to the Piccolo Spoleto Finale in 1978. He rode from Hobcaw to Coleman Boulevard and waited an hour for the IOP bus, which blew past his bus stop. The bus he didn't get to ride that day was the #20 King Street Citadel, and he had always felt cheated that he never got to ride to a great festival on the #20. On May 12, 2018, they would join five great community events in Charleston with one wonderful bus line. Those were the Farmer's Market, Awakening Motion, which was about alternative transportation, the Greek Festival, the ConChaCo! Bar Crawl for food and beverage workers, and the Night Market.
7. Skylyn Landry said she was a community organizer and advocate with various organizations. She had worked with groups such as Girls Rock Charleston which was now the Carolina Youth Action Project, the first alternative to incarceration program in the State of South Carolina for youth, as well as We Are Family, which was looking forward to opening up the Thrift Store and Community Drop-in Center that would help alleviate some of the youth homelessness seen on the streets. She joined William Hamilton to talk to Council about the need for public transportation in the City, along with the affordable housing crisis that had become more of a problem. The food and beverage workers, the service industry, and hospitality workers were hurting. More comprehensive public transit across the Tri-county area was one way to do that, and she hoped Council would direct their attention to some of the great events they had coming up.
8. Arthur Lawrence, President Emeritus of the Westside Neighborhood Association, said the Mayor and Council were doing a fantastic job. He said they worked hard with the community to make it one of the best communities in the City of Charleston, and they worked closely with the WestEdge and had built a fantastic facility by 'The Joe'. He stated he supported greenspace, and it was destroyed between the two streets on Fishburne Street. It was a Gateway to Westside Neighborhood Association, and it was a shame when people came to the baseball games, moving in, they saw the lighted area that was greenspace before. It was a bad idea, and in order to continue working with the Westside, this area needed to be completed right away.

Mayor Tecklenburg said, "Thank you, sir. Alright. So, thank you all, citizens for being here and participating. Next, we have our Petitions and Communications, and I would respectfully ask for Council's approval on the appointment of our new Fire Chief, Daniel Curia."

Councilmember Moody said, "Move for approval."

Councilmember Griffin said, "Second."

Mayor Tecklenburg said, "We have a motion and a second. Is there any discussion?"

No one asked to speak.

On a motion of Councilmember Moody, seconded by Councilmember Griffin, City Council voted unanimously to approve the appointment of Daniel Curia as Fire Chief for the City of Charleston.

Mayor Tecklenburg said, "Next was our approval on Board of Zoning Appeals."

Councilmember Moody said, "Move for approval."

Councilmember Griffin said, "Second."

Mayor Tecklenburg said, "We have a motion and a second. Is there any discussion?"

No one asked to speak.

On a motion of Councilmember Moody, seconded by Councilmember Griffin, City Council voted unanimously to approve the appointments to the Board of Zoning Appeals - Zoning.

---INSERT APPOINTMENT MEMO---

Mayor Tecklenburg said, "Next, Councilmember Waring, could I recognize you, regarding restrooms?"

Councilmember Waring said, "I'm going to ask that that be deferred. I understand that the Mayor is working on a potentially exciting opportunity for the whole City, so I'm going to ask that this be deferred, if it's okay."

Mayor Tecklenburg said, "Yes, sir. Thank you very much. Alright. So, that brings us to our Council Committee Reports. First is Committee on Public Works, Councilmember Waring."

Councilmember Waring said, "Thank you, Mr. Mayor. You will see three, I believe it's three, exceptions and dedication of rights-of-way. All of those passed unanimously in our Committee meeting, but there is a little bit of adjustment to some of the wording on those easements that needs to be done by our Legal staff. I will move for approval, with those improvements by our Legal staff."

Councilmember White said, "Second."

Mayor Tecklenburg said, "Yes, I see our Counsel nodding her head, yes, she will add those changes. So, we have a motion to approve and a second."

Mayor Tecklenburg recognized Councilmember Moody.

Councilmember Moody said, "I'm going to recuse myself on Item J(iv). That's my house."

There was laughter in the Chamber.

Councilmember Griffin said, "We talked about that."

The Clerk said, "I have his conflict form."

Councilmember Moody said, "If you want to pay me for it, I'll be glad to do something, but I'm just giving it."

There was laughter in the Chamber.

Mayor Tecklenburg said, "Alright. Is there any other discussion or comments?"

Councilmember Lewis said, "On his report?"

Councilmember Waring said, "No, that's on those three items. There is another part on the report that I will discuss. That's my motion right now, on the easements."

Councilwoman Jackson said, "It's four items, right?"

Councilmember Waring said, "Yes, four items."

Mayor Tecklenburg said, "Let's have a motion to approve."

The Clerk said, "Yes, it's the full report, isn't it?"

Councilmember Waring said, "Not the full report."

Councilmember Waring said, "Items J(1)(a)(i), J(1)(a)(ii), J(1)(a)(iii), and J(1)(a)(iv)."

The Clerk said, "Okay, that's all of J(1)(a), and that's what we're voting on right now is Item J(1)(a)."

Councilmember Waring said, "Alright."

Mayor Tecklenburg said, "That is correct."

Councilmember Moody said, "With the exception of J(1)(a)(iv), I'll vote for the items."

On a motion of Councilmember Waring, seconded by Councilmember White, City Council voted to approve Items J(1)(a)(i) through J(1)(a)(iv) of the Committee on Public Works and Utilities Report:

**a. Acceptance and Dedication of Rights-of-Way and Easements**

- (i) Stonoview, Phase 2- Acceptance and Dedication of Colonel Harrison Drive (50'R/W, 1,850 LF), General Hatch Drive (50'R/W, 454 LF), Georgia Guard Road (50'R/W, 338 LF), Jasper Patterson Drive (50' R/W, 885 LF) .There are 52 lots. All infrastructure with the exception of sidewalks has been completed. The sidewalks have been bonded.
  - a. Title to Real Estate
  - b. Affidavit for Taxable or Exempt Transfers

- c. Exclusive Stormwater Drainage Easements
  - d. Plat
- (ii) Marshes at Cooper River- Acceptance and Dedication of a portion of Rowans Creek Drive (50'R/W, 2,986 LF), a portion of Spring Hollow Drive (50' R/W, 1,600 LF), Bergoo Alley (20'R/W, 152 LF), Harlequin Alley (20' R/W, 117 LF), Scoter Alley (20'R/W, 197 LF), Clear Creek Alley, 20' R/W, 386 LF), Pathfinder Way (20' R/W, 449 LF), Guerin Creek Drive (50' R/W, 202 LF), Rathall Creek Drive ( 50'R/W, 195 LF), Toomer Creek Drive ( 50' R/W, 194 LF), Habakkuk Lane (20; R/W, 1,227 LF) Trumpeter Alley (20' R/W, 680 LF). There are 60 lots. All infrastructure with the exception of sidewalks has been completed. The sidewalks have been bonded.
- a. Title to Real Estate
  - b. Affidavit for Taxable or Exempt Transfers
  - c. Exclusive Stormwater Drainage Easements
  - d. Plat
- (iii) Maybank Village, Phase 3- Acceptance and Dedication of a portion of Timberline Drive (50' R/W, 1458 LF) Keowee Way (50' R/W, 132 LF). There are 34 lots. All infrastructure with the exception of sidewalks and final lift of asphalt have been completed. Those items have been bonded.
- a. Title to Real Estate
  - b. Affidavit for Taxable or Exempt Transfers
  - c. Exclusive Stormwater Drainage Easement
  - d. Plat
- (iv) Acceptance of an Exclusive Stormwater Drainage Easement at 1 Lord Calvert Drive & 300 Susan Drive. ***(Councilmember Moody abstained from voting on this item and completed a Conflict of Interest Form, which is on file in the Office of the Clerk of Council)***

Councilmember Moody abstained from voting on Item J(1)(a)(iv) and completed a Conflict of Interest Form, which is on file in the Office of the Clerk of Council.

Mayor Tecklenburg said, "We have one recusal. Now, to J(1)(b)."

Councilmember Waring said, "On the remainder of the report, we had an update on the Church Creek Basin from Ms. Cabiness, and I don't know whether, if she would come forward, to see whether any remainder of Council has any information or questions on that. Councilmember Griffin."

Councilmember Griffin said, "Maybe Mr. Wilbert can tell us too about the new Committee that's being formed."

Laura Cabiness said, "You want me to start? So, we've got a couple of things coming up. We're continuing to work on the regulations. We are scheduling members to invite Councilmembers in, in small groups, so we can have some time where we can talk about what those regulations are, and answer any questions you might have, and also get feedback from you. We've also put together a Church Creek Task Force that will be meeting in the second week, about two weeks from now, and that's, again, another citizens' Committee, plus some Councilmembers. We've asked Councilmember Shealy and Councilmember Griffin to also help



us appoint a citizen. We've got engineers on that Board so that we can get feedback here to help with what people think about what's being proposed and how we're moving forward."

Councilmember Waring said, "Are there any other questions on the update of the Church Creek Basin? We also had an update on the status of the FEMA buyouts."

Ms. Cabiness said, "Sure. So, we had two meetings last week and invited those that are included in the buyouts. They have been provided a handbook and naturally have some questions that we're also getting some clarifications for them. We have a team of about four people from Tetra Tech that are assisting in the buyouts. One of those people will actually be located at 2 George. They're a caseworker, basically, so that we can deal individually with homeowners, as we move through the process."

Mayor Tecklenburg recognized Councilmember Shealy.

Councilmember Shealy said, "Can I ask for an update on our Grant Writer for Church Creek?"

Amy Wharton said, "Yes, it's not just for Church Creek. We're going through the applications, so we will start the interview process within the next couple of weeks."

Councilmember Shealy said, "Okay, thank you."

Mayor Tecklenburg said, "Back to Councilmember Waring."

Councilmember Waring said, "So, no more questions on the FEMA buyout status. The last thing, we had a very good hardy discussion, I think all of the Committee would agree, on a moratorium on Johns Island centering on drainage, and this is why. There are several things that we are going about updating, our whole drainage criteria and manual. That is being done and I guess, Ms. Cabiness, don't go too far. That is being done by a company called AECOM, I believe, and that process is maybe a little bit less, maybe a little bit more, than a year away. Our best practices are definitely being put in place, but not all are in place, as yet. In the meantime, we have new applications coming in, and the discussion centered around what other applications that are not in the pipeline right now, should come under the new criteria because that's going to be better for all, better for the City, better for the buyer, and hopefully better for the developer.

In the meantime, and I'll give you a couple of examples, right now, our road bed, for example, in the City of Charleston requires, I believe, about a six and a half foot elevation. So, that means if you have a piece of land that's six feet, and the street that you're going to build is six and a half feet then, obviously, you've got a problem, and our lots have to drain towards the road right now. If that were to go seven feet, what effects will that have? Right now, that will be studied and whether that should be part of the criteria or not, is to be decided.

In the County, we have a FEMA requirement that the County says you need to build a FEMA, plus two. In the City, two feet. In the City, that requirement is FEMA, plus one. Should we agree with the County or should we disagree with the County? All of that will be vetted out. When it comes to bringing in sand, what type of fill? Are there some other best practices around the Country that we need to consider that aren't a part of our criteria right now? That is something that is vital for Church Creek, but it's also vital for Johns Island. The Mayor made mention about the criteria potentially being in the 100-year flood plain and getting that criteria with our engineering and our Legal Department to come up with a proposal, hopefully, that can come before Council within a two-week period. What we don't want is people to race to, our

developers, quite frankly, to race to our Planning Department, to get grandfathered in front of these new potential criteria that would be better for all, so, Mr. Mayor.”

Mayor Tecklenburg said, “I would just reiterate that to have those new requirements in place where flooding has occurred, or is likely to occur, is a very wise thing. It’s really the model that this Council followed in putting in place the moratorium in the Church Creek Drainage Basin. We chose specifically the 100-year floodplain to disallow development to occur until we’re able to make reasonable changes to our requirements, and that we will be bringing to you in the month of May, as well. So, the same logic really applies to Johns Island with maybe the complication, or the added factor, that in addition to being a riverine flood basin, that it’s also a matter of looking at surge if in the event surge would occur, so it’s tidal impacted, in addition to drainage impacted, if that makes sense. So, we’re going to pull out the maps and come up with a proposal for Council that will make sense and be reasonable to deter development in those sensitive areas until we can adjust our requirements and make them a little more stringent.”

Councilmember Waring said, “Thank you, Mr. Mayor.”

Mayor Tecklenburg recognized Councilwoman Jackson.

Councilwoman Jackson said, “Yes, I would agree with everything that’s been said. I do think the community, the City citizens, are asking us to make these hard decisions. I definitely want to position James Island on this list. We have vulnerable areas. I can take you around to newer developments now that are built under the existing standards, that all of the surrounding neighborhoods were lower down than the new developments, are living in fear, essentially, of what’s going to happen the next time we have a flood event in their neighborhood. So, I don’t think there’s any difference in terms of being a Sea Island for James Island. Yes, we’ve had a lot of development there that has taken all of the high ground, but what’s left are low lying areas and, I think, we’re just as vulnerable there as we would be on what’s left of Johns Island and what’s left of Church Creek. So, whatever happens, I want to put James Island on the list. Thank you.”

Mayor Tecklenburg said, “Thank you.”

Mayor Tecklenburg recognized Councilmember Wagner followed by Councilmember Lewis.

Councilmember Wagner said, “Alright. To make it kind of quick, during our conversations yesterday we did discuss possibly looking at Dr. Dustan’s work and maybe finding a way to incorporate it. To me, it is as simple as, it is very low over there. It may or may not be in the floodplain, it may or may not meet other criteria that we’ve used in the past, but to me, it’s as simple as me wanting to build my yard up two feet, so I can have a wonderful flower bed. What did that just do to my neighbors when it rains? It’s really that simple, the way he has explained it. If everybody here is at five feet, and you have to come up two feet to meet our criteria, everybody else gets wet. So, I would like to make sure that we look at the latest technology, the tidal flow, which is a large part of Dr. Dustan’s work. He has volunteered pretty much of his time and effort here because I think we’re going to have a problem with one that was just passed through the Planning Commission the other day because of the very reason I’ve just explained. We’re going up here, but they built here, and so they’re complaining and rightfully so. I would, just like you would. So, on that front, we need to make real sure that that’s in there. I don’t know if a 100-year plan will work because we just had a 1000-year flood, according to the State of South Carolina, and so that wouldn’t have worked out real well for us. I think we really need to hone in on where we want to go, and let’s only have to do this one time.

Mark (Wilbert) could be a big part of this, I would think, so he's the expert, and so let's take a look at everything, including how high our pipes have to be to run drainage because if we tell them they've got to be above ground by a foot, guess what? We just added about two feet, so there's a whole lot going on here at one time, and we've got to hone in and get it right. That would be for the whole City because Carol (Councilwoman Jackson), Gary (Councilmember White), and my districts, we're the last frontier. We have the only open ground left, or any real ground, and even District #10 has some open ground, but not thousands and thousands of acres. So, I just ask that we get it right, and it might be two weeks, it might be four, but let's just get it right."

Mayor Tecklenburg said, "Thank you."

Mayor Tecklenburg recognized Councilmember Lewis.

Councilmember Lewis said, "Mr. Chairman, Huger and King, was there any discussion on that?"

Councilmember Waring said, "No, there wasn't any discussion on that, but my understanding is that we're still working on that one. It was on the agenda last meeting, but believe me, it's right at the forefront. We are not going to forget about Huger and King. So, stay tuned for some updates on that next meeting. Thank you, Councilmember Lewis."

Councilmember Lewis said, "Thank you."

Mayor Tecklenburg said, "Thank you for the report. I don't think we need to vote on it."

The Clerk said, "No."

Councilmember Waring said, "No, it was just for discussion but one thing I'd to say is, I'd like to thank Mr. Mark Wilbert. This is a team approach, Councilmember Wagner. I think it's some of the best minds coming forward, and the criteria, when done, is going to apply to the whole City, not just Church Creek, Johns Island, or the like. It's going to apply to James Island, the Cainhoy area, and those large tracts of land that Councilmember Wagner spoke of."

Mayor Tecklenburg said, "Thank you so much, Councilmember Waring, for vetting this through your Committee."

Councilmember Waring said, "Thank you."

Mayor Tecklenburg said, "Councilmember Gregorie, Committee on Recreation."

Councilmember Gregorie said, "Yes, Mr. Mayor. Drainage is public enemy number one and it is, in fact, a livability issue, and long term, hopefully, we'll continue to try to improve livability. But, as I speak of livability, there are some things that we could do right now to improve the livability of the citizens, and especially our children. We have created the Medical Mile. All of our campuses are smoke-free. All of our public buildings are smoke-free. As a City, we're now a Blue Zone city."

Mayor Tecklenburg said, "Not quite yet."

Councilmember Gregorie said, "Well, we're getting there."

Councilmember Seekings said, "We're working on it."

Councilmember Gregorie said, "There are some recommendations in their reports that talk specifically about things that we can do right now, and one of those things that we can do right now is to make our public spaces, particularly our parks, smoke-free. Yesterday at our Recreation Committee meeting, we looked at an ordinance that was presented to us, and that ordinance is proposed to prohibit smoking in public parks. We did offer a couple of amendments, and those amendments are reflected in the ordinance that was left on our desks, and the amendments were simple. The first amendment was to make sure this does not go into effect until January 2019. The second amendment had to do with identifying designated smoking places, and we're going to wait for recommendations from the Recreation Commission to determine exactly where those designated spaces will be. After the amendments, the Recreation Committee overwhelmingly passed the ordinance, and I would recommend to this body that we continue to protect the livability by voting 'yea' on making sure that we prohibit smoking in our parks. Thank you very much."

Councilmember Griffin said, "Second."

Mayor Tecklenburg said, "We have a motion and a second. It was unanimous at the Committee level. Is there any discussion?"

No one asked to speak.

On a motion of Councilmember Gregorie, seconded by Councilmember Griffin, City Council voted unanimously to adopt the report of the Committee on Recreation Report as presented:

-- INSERT COMMITTEE ON RECREATION REPORT --

- a. An ordinance to amend the Code of the City of Charleston, South Carolina, Chapter 21, to renumber Section 21-133 to 21-134 and to add a new Section 21-133 to prohibit smoking in public parks.

First reading was given to the following bill:

*An ordinance to amend the Code of the City of Charleston, South Carolina, Chapter 21, to renumber Section 21-133 to 21-134 and to add a new Section 21-133 to prohibit smoking in public parks. (AS AMENDED)*

Mayor Tecklenburg said, "Next, our Committee on Traffic and Transportation, Councilmember Seekings."

Councilmember Seekings said, "Thank you, Mr. Mayor. The Committee on Traffic and Transportation met today at 3:30 p.m. We began with a moment of silence in remembrance of Robert Ballard, who was a regular attendee of Traffic and Transportation Committees, but more importantly, was a tireless advocate for mobility and transit. Robert had many interesting dimensions. He lived in the City of Charleston and transported all over, and he was seen in many places. He never owned a car. He never drove a car, so, an amazing man. We began with a moment of silence in honor of him and to move forward from there, we had a great update from our Director of Traffic and Transportation, Mr. Benjamin. Councilwoman Jackson talked about safety on our streets. We agreed as a Committee and, Mayor, you led this, that if no one's going to do anything about the safety of our streets, we've got to own it, and we're going to do that, and we're going to do everything that we can moving forward to encourage the DOT and the County to join with us to make our streets safer. We had one report from Mr. Compton from our Capital Projects Department, and you'll see on your agenda that it says it's a

project termination and transfer of a Glenn McConnell Multi-Use Path. What that means to this City and to this Council is that this project is going to move forward, and it's going to be rolled in with the County CHATS/COG project that's going on in that part of town over there by Glenn McConnell. It's a multi-use path that is actually going to be led by the COG and the County with State dollars and Federal dollars, so we as a City are not actually putting our match in there. That match will be available for other projects, so this project is going to move forward. It actually is going to be expanded and enhanced, although we don't have the details yet. The Committee voted unanimously to transfer this project over, and I would ask for approval of this report."

Councilmember Moody said, "Second."

Mayor Tecklenburg said, "We have a motion and a second. Is there any discussion, and that transfer is for a project on Sanders Road?"

Councilmember Seekings said, "Sanders Road. That is correct."

Mayor Tecklenburg continued, "It will help connect Bees Ferry with the citizens along Sanders Road but, importantly, the future connection with West Ashley High School, the new West Ashley County Library, and the new West Ashley Middle School that will be built there along Sanders Road."

On a motion of Councilmember Seekings, seconded by Councilmember Moody, City Council voted unanimously to adopt the report of the Committee on Traffic and Transportation Report as presented:

-- INSERT COMMITTEE ON TRAFFIC AND TRANSPORTATION REPORT --

- a. Traffic Calming Speed Humps for Approval  
- Gadsden Street – Harleston Village Neighborhood (*DEFERRED*)
- b. Glenn McConnell Multi-Use Path LPA Project Termination and Transfer
- c. Roadway Safety, Speeds and Streetscapes (Discussion)
- d. Director's Update

Mayor Tecklenburg said, "Next, our Committee on Ways and Means, Councilmember White."

Councilmember White said, "Move for adoption."

Councilmember Lewis said, "Second."

Mayor Tecklenburg said, "We have a motion for adoption and a second. Is there any discussion?"

No one asked to speak.

On a motion of Councilmember White, seconded by Councilmember Lewis, City Council voted unanimously to adopt the report of the Committee on Ways and Means Report as presented:

-- INSERT COMMITTEE ON WAYS AND MEANS REPORT --

(Bids and Purchases)

- (Fire Department: Approval to apply for a HMEP grant in the amount of \$12,500 for the Charleston FD Haz-Mat Team to attend specialized training. A 20 % in-kind match is required for this grant. Salaries of personnel attending classes will be used.
- (Police Department: Approval to submit the 2018 Paul Coverdell Forensic Science Improvement Grant in the amount of \$64,509 for a Ballistics Shooting tank for test firing guns, associated safety equipment and installation. No cash match is required.
- (Office of Cultural Affairs: Approval to apply for \$2,500 from South Arts (Literary Arts Touring Grant) in support of literary programs of the 2018 Free Verse Festival. A 1:1 City match is required. Matching funds will come from corporate sponsorships.
- (Office of Cultural Affairs: Approval to apply for \$5,000 from South Arts (Southern Creative Places Grant) in support of creative placemaking efforts in the Upper Peninsula. The project period will be 7/1/18 through 6/30/19. A 1:1 match is required. Matching funds will come from foundation support for the MOJA Arts Festival and the Piccolo Spoleto Festival.
- (Parks-Capital Projects: Approval of a Construction Contract with Target Contractors, LLC in the amount of \$159,310 for the demolition of vertical elements of the structure at 43 Sumar Street and abatement of lead based paint and asbestos containing materials. With the approval of the project budget, Staff is authorized to award and/or amend contracts less than \$40,000, to the extent contingency funds exist in the Council Approved budget. The Construction Contract will obligate \$159,310 of the \$3,264,500 project budget. The funding source for this work is Land Sales (\$3,264,500).
- (Public Service: Approval of Spring-Fishburne US 17 Phase 2 Change Order #15 with Crowder Construction in the amount of \$154,698 for additional traffic control on side streets (Ashley, Fishburne, President, Line & Cannon) due to substantial increase in work performed, revised unit price for additional granite curbing and profit due for lump sum item partially paid under other unit rates. The approval of CO#15 will result in an increase of \$154,698 to the construction contract (from \$25,612,674.77) to \$25,767,372.77). The funds will come from the King Street Gateway TIF and SCDOT (50/50 split with SCDOT & City).
- (Public Service: Approval of Low Battery Seawall Repair Project Change Order #1 with Palmetto Gunite in the amount of \$109,232 for additional areas of severe damage on the Low Battery Seawall due to Hurricane Irma. Most of these sites were documented by FEMA on a site visit on 3/8/18 and marked as a safety issue. The approval of Change Order #1 will result in an increase of \$109,232 to the repair contract (from \$57,528 to \$165,760). We will request reimbursement from FEMA for this additional amount.
- (Housing and Community Development: Mayor and City Council approval is requested to approve a contract in the amount of \$250,000 to Oaksid Apartments SC LLC for the construction of thirty-eight (38) rental apartments for persons earning sixty (60%) percent and below the Area Median Income at 1725 Brownswood Road. Funding from the City of Charleston will be designated to ten (10) apartments within the development, eight of which will service persons at 50% and below the Area Median Income, the remaining two will service persons at 60% and below. Funds to support this contract will be derived from prior year HOME Funds.
- (Housing and Community Development: Mayor and City Council are requested to approve a contract between Bordon Construction, LLC and the City of Charleston for the construction of seven homes in the Ashleyville community for \$1,300,000 for a

vertical construction price of \$185,714 per house. These homes will be sold to first time homebuyers earning eighty (80%) percent and below the Area Median Income. Funding to pay for the construction of these homes will be derived from the Community Development Block Grant (CDBG) Program Income fund in the amount of \$273,000 and the Affordable Housing Fund (derived from fees paid by MU II Developers) in the amount of \$1,027,000. Upon the sale of these homes, the funding will revolve back into the Affordable Housing Fund and then the Program Income Fund. A bid for construction services was released in January 2018. A copy of the Request for Bids is attached for your information. The houses were designed by Meadors Architects.

(Update on City Market Management Agreement (*Councilmember Waring*) **(No action taken.)**)

(Request authorization for the Mayor to execute the Agreement with Charleston Digital Corridor Foundation whereby the City will reimburse an amount up to \$450,000 for the parking deck design engineering fees related to the parking garage development contemplated in the Lease Agreement between the City and the Charleston Digital Corridor Foundation. The \$450,000 shall be applicable to the City's reimbursement of the garage development and construction costs. (TMS: 461-13-01-038; 999 Morrison Drive)

(Approve facilities use of the French Protestant (Huguenot) Church for the Piccolo Spoleto Festival (L'Organo Series) in the amount of \$250.00 (136 Church Street)

(Approve facilities use of the Second Presbyterian Church for the Piccolo Spoleto Festival (Youth Music Series) in the amount of \$500.00 (342 Meeting Street)

(Approve facilities use of the Trinity United Methodist Church for the Piccolo Spoleto Festival in the amount of \$300.00 (273 Meeting Street)

(Approve facilities use of Bethel United Methodist Church for the Piccolo Spoleto Festival (57 Pitt Street). There is no cost to the City.

(Approve facilities use of First (Scots) Presbyterian Church for the Piccolo Spoleto Festival (L'Organo Series) (53 Meeting Street). There is no cost to the City.

(Approve use of the U.S. Custom House property for Piccolo Spoleto 5/25/18 – 5/27/18 (200 East Bay Street). There is no cost to the City.

(Consider the following annexations:

- Property known as 5<sup>th</sup> Avenue and Diana Street (TMS# 418-05-00-201) 0.115 acre, West Ashley (District 7). The property is owned by Atlantic Management LLC.

- 1357 S. Edgewater Drive (TMS# 349-13-00-017) 0.58 acre, West Ashley (District 11). The property is owned by William D. Wolf and Mary W. Wolf.

(Executive Session: Discuss purchase of 1.85 acres bounded to the south by Mount Pleasant Street, the east by Meeting Street Road, the west by King Street Extension, and the north by a line extending from Courtland Avenue from Norfolk Southern Railway Company. Action may or may not be taken regarding the purchase. **(No action taken.)**)

First reading was given to the following bills:

*An ordinance to provide for the annexation of property known as 5th Avenue and Diana Street (0.115 acre) (TMS# 418-05-00-201), 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 7. The property is owned by Atlantic Management LLC.*

*An ordinance to provide for the annexation of property known as 1357 S Edgewater Drive (0.58 acre) (TMS# 349-13-00-017), 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 William D. Wolf and Mary W. Wolf.*

Mayor Tecklenburg said, "Next, we have bills up for second reading. We have the annexation of 17.13 acres on Bees Ferry Road and then, kind of accompanying that, K-2 is the zoning of that property to Limited Business."

Mayor Tecklenburg recognized Councilmember Griffin.

Councilmember Griffin said, "I just want to make it clear to Mr. Mayor and City Council that I'll be voting 'no' on this tonight. This project is bad for our residents for many reasons. Number one, the traffic that it's going to create with no assistance of future infrastructure is lackluster. Number two, the increase in density it's going to create to go from four Single-Family detached units in the County Industrial zoning to 19 units per acre and Limited Business in the City. We already have 400 units coming to the Bees Ferry area. Finally, this is bad for Plan West Ashley. The apartments will take away an amazing opportunity to get businesses in a part of the town where we desperately need it. Eighty-four percent of West Ashley residents work elsewhere. We need cars to be traveling to this site for work and commercial opportunities. This property is currently in the County, and there has been little to no dialogue between the County and the developer, no PUD. This project should not move forward, and I ask Council to join me in voting 'no'.

Mayor Tecklenburg recognized Councilmember Shealy.

Councilmember Shealy said, "Thank you, Mr. Mayor. I just want to agree, first of all, with everything that Councilmember Griffin just said, but I'd like for you to understand that the Glenn McConnell Parkway is a parking lot in the mornings. You barely move through there. A lot of these people on Bees Ferry Road, if this becomes 273 apartments, we're going to be adding a ton of traffic where we can't handle the traffic that we have right now. Now, a lot of people, to avoid Glenn McConnell Parkway, will cut through Carolina Bay as well, and they'll go all the way through Carolina Bay, winding through roads all the way up through Rutherford. A lot of those neighbors are tired of it. We've got all of this traffic coming through there. Tons and tons of traffic coming through their front yards where these homes are built very, very close to the road, and this is going to add to that congestion that's coming through that Carolina Bay area, as well.

Obviously, we've got other subdivisions that have already been approved there that are coming up when we're talking about Long Savannah, and we're talking about Harmony, that once this moratorium is lifted, we're going to add to the problems. This is gridlock already. Now, I understand we're going to be widening Glenn McConnell. It's going to take a while. That traffic is going to get worse before it gets better. Councilmember Griffin hit on West Ashley Revitalization. There were a couple things done in that West Ashley Revitalization. We had public comment that started out West Ashley Revitalization. There were meetings at West Ashley High School and Bees Landing. In those meetings, their main concern, obviously, we have flooding issues in Church Creek Basin, but their other issues were the traffic concerns and the overdevelopment. Our citizens were concerned about residential development that's happening there. Another thing that comes out of the West Ashley Revitalization Committee, is that there was a study done, and Dover Kohl helped with this. We talked about 84 percent of people moving out of West Ashley to go to work. A big idea that they had was to put businesses right in this location where this property is. It would be a great location to have some type of offices or some type of commercial development there. It would be perfect. This



is a business zoning, and it should be, and this should not be a residential zoning, and so I'm going to ask my other Councilmembers to, please, vote against this."

Mayor Tecklenburg recognized Councilmember White followed by Councilmember Shahid and Councilwoman Jackson.

Councilmember White said, "I'm going to vote against this in support of the Councilmembers whose districts, obviously, are directly impacted by this, but I wanted to also just quickly commend really the new Councilmembers in taking really a stance on a position of not being concerned with the profitability of projects, but concern with the overall impact it has on their neighborhood in the future, and you're right, there is no answer for traffic improvements, there's no answer for infrastructure, and we already have flooding. So, taking a stance and saying that we are going to move forward as a City, and collectively, in a manner that doesn't take into consideration the profitability of development, but takes consideration of the viability and livability of our City in the future, and I think that's the right direction. I've got to commend you guys, newest Councilmembers, for taking that position. I think that's great, and I'm going to support you on that. Thank you."

Mayor Tecklenburg recognized Councilmember Shahid.

Councilmember Shahid said, "Thank you, Mr. Mayor, and members of the Council. I've had several discussions with my colleagues on this issue, and I'm going to support them, obviously, on their concerns with this. The points that were brought out are right in sync with the Plan West Ashley, which we've approved. One of the main issues about traffic in West Ashley is, not only are people commuting back and forth for work projects or going to work, but the other issue is, places to go. Commercial needs, as Councilmember Shealy just pointed out. So, this is inconsistent, I think, with the overall plan for Plan West Ashley. My personal feeling is that we should annex every parcel of land that is in West Ashley into the City of Charleston. My only concern is making sure that we don't backdoor this, that the owner does not get a zoning approval for what he is attempting to do with the City now. So, that's my only reservation about this, and I've talked to my colleagues about it, so I'm comfortable that we should vote against this project. Thank you."

Mayor Tecklenburg recognized Councilwoman Jackson.

Councilwoman Jackson said, "Yes, I can easily agree with my West Ashley new member colleagues, as well as senior colleagues. I don't know why we wouldn't first turn to a brand new master plan before we would consider an aggressive residential project like this, so I, very much, appreciate the fact that that's the reasoning. I support the Revitalization Plan that tries to balance out commercial with residential. We need to think of this entire region as one opportunity to make sure that our citizens are not driving 45 minutes, an hour-and-a-half, to get to work, and that's an uphill battle. Everyone knows that it's very hard to entice developers to come in and build commercial, when they can take the easy way of building residential, make money for themselves, talk the community into having good looking residential neighborhoods, but at the expense of the long term solutions that our community is now crying for and involving themselves, as the citizens said tonight. So, we're asking for citizen involvement. We had the Revitalization Plan that was the epitome of an amazingly good process for all of that, so I think we have no choice, and we would do ourselves proud to vote 'no' on this proposal. Thank you."

Mayor Tecklenburg recognized Councilmember Wagner.

Councilmember Wagner said, "The last Council asked this to be deferred, so these two gentlemen could get a briefing from the developer's representative, and they've gotten it, and have come up with their decision. It is definitely in District #5 and what this Council agrees on is fine with me. All of Bolton's Landing is totally residential, both sides. The original plan in Bolton was apartments, and we just had another set that I didn't even know about until I saw them up on the Savannah Highway side. This one's down on the Bees Ferry side, right on the corner. All the traffic from Grand Oaks, all the traffic from everywhere out there, comes through Carolina Bay, period. It was part of the interconnectivity that the Planning Department and Joe Riley set in motion about 8 to 10 years ago, that's part of it. We saw, in T&T today, a little plan which showed the paths of the bicycles and the walking, and it goes right through the middle. About three years ago, up on my corner, right at Marginal Road on Savannah Highway and Carolina Bay Drive, they put out 320 units, which are still under construction right now, called 17 South. At that point in time, I said, 'Not in my backyard.' I became a 'NIMBY'. Well, they're just about full now. I get to sit and wait in my corner for about three or four stoplights before I can get out of my street, which is a half mile from Highway 17. So, is there any way, if we're going to say no to this, that we can block off the main road that's coming in off of Sanders Road into Carolina Bay, so I can get out of my driveway occasionally, too? It's just a thought, and most of you all have been to my house. You know exactly what I'm talking about, and where I live. It's a nice wide passageway there, so I'm going to move for approval. You all feel free to vote any way you want to. You're not going to hurt my feelings at all."

Mayor Tecklenburg said, "We didn't have a motion on the floor."

Councilmember Wagner said, "Yes, I want to make that motion. We talked about it before we got there."

Mayor Tecklenburg said, "So, we have a motion to approve."

Councilmember Wagner said, "Yes, you feel free to vote any way you want to. My feelings will not be hurt. I just needed to say that."

Mayor Tecklenburg said, "We have a motion to approve. Do we have a second?"

Councilmember Moody said, "It dies for lack of a second. No, I didn't second it."

There was laughter in the Chamber.

Councilmember Seekings said, "Or it just dies."

Councilmember Mitchell said, "I'll second it."

Mayor Tecklenburg recognized Councilmember Seekings.

Councilmember Seekings said, "Thank you, Mr. Mayor. Just very briefly, I do echo what Councilmember White said. It's tough when you come into this arena. There's a lot going on around you. You're a young Councilmember, you're in an area that's flooding and developed, and there's all sorts of things going on, and it's really a lot. I can tell you the days when we started it wasn't like this and so, Councilmember White got his ten-year pin today. Ten years ago, it was a whole different World, so welcome to the new World. Let me just share a little bit of a cautionary tale, and the problems with shared bordered development in an area that floods, that is dense, that is growing, and there's lots of traffic. By not annexing in this property, it's not going to fix all of our woes out there, as you all know. We're still flooding, we're going to continue to flood, so we're going to lose any say we have on this property when it comes to

flooding. I suspect, I don't know this because I haven't sat with the County yet, but I think you all young Councilmembers, your next job will be to do this. I don't know what's going to happen to this property. It's going to get developed in the County. Something's going to get developed there, and it's not going to be something that doesn't create traffic, so we're going to have more traffic issues. So, again, tough issue along a shared border that's already dense, that's already got lots of issues along it, so we've got to keep an eye on it. I'm going to support you all. This is your part of the World. I think we've got to really look at the big picture here and get with the County and figure out what this is all going to look like, particularly when it comes to flooding and the traffic. Those are two things that we really need to get after."

Councilmember Mitchell said, "Second."

Mayor Tecklenburg said, "Excuse me."

Councilmember Mitchell said, "I seconded the motion."

Mayor Tecklenburg said, "We have a second to the motion."

Mayor Tecklenburg recognized Councilmember Waring followed by Councilmember Griffin.

The Clerk said, "Then, Councilmember Shealy."

Councilmember Waring said, "Thank you, Mr. Mayor. I think we need to bring another entity in here. I know the County is interested in creating employment nodes, if you will, and this is one where one could occur. Out in that area you have people living and, in some cases, playing, but they don't have a place they can work, hence, the traffic problem. The County is trying to create job creation off of Bees Ferry Road. I believe, if it stayed in the County that's what, according to Chairman Rawl anyway, that they were going to try to push for, which would be a good compliment to this area. So, that's why I will vote against because I do believe employment or Commercial zoning needs to be placed there in the event that jobs can be created for the people in the surrounding areas. Thank you."

Mayor Tecklenburg recognized Councilmember Griffin.

Councilmember Griffin said, "I did reach out to the County on this issue. I talked to Chairman Rawl about this, and I talked to the County Planning Department. The developer has not made any attempt to approach them about this development at all, so he has a lot of hurdles to jump through before he gets to that point. I also want to make it known for the record that Bolton's Landing is against this property. So, this property has a lot of hoops to jump through, and I think we can cautiously watch it for a while and see where it goes on the County side."

Mayor Tecklenburg said recognized Councilmember Shealy.

Councilmember Shealy said, "Yes, I want to say something similar to what Councilmember Waring said, but I also want to let you know that we've got great County Councilmen on our County Council that are great West Ashley people, Vic Rawl, Teddy Pryor, and Brantley Moody, and those guys really care. It's exactly what you were saying just a minute ago, Councilmember Waring, they're going to protect West Ashley. Councilman Moody served on that Committee with the West Ashley Revitalization. He knows how important this is, so I have full trust in what the County will do on this."

Mayor Tecklenburg recognized Councilmember White.

Councilmember White said, “Just sort of moreover, over and above just this one specific project, but I think this is the appropriate time to make sure that we’re all being mindful that the City of Charleston’s diversity of uses gets limited by the impact, financially, that developers have and are encouraged on, on what they develop. So, a lot of times, we say, ‘We’ve got a lot of hotel rooms.’ Well, it’s because there’s a lot of money in hotel rooms, right? Well, we’ve got a lot of apartment complexes, and it’s because there’s a lot of money in apartment complexes, but at some point it’s going to turn around and that profit margin will change. It will be something else, and we’ll end up with a lot of those. It is incumbent, upon this body, to use its discretion in making sure that we plan appropriately for our City. The one way to do it is by effective zoning on sites and so tonight, we did a lot of rezonings for MU-2, and if you look back at how many sites we changed to Mixed Use - Workforce Housing, it’s a tremendous overwhelming amount. I would just, again, say and reiterate because I think this is important that, although we’re not City Planners per se, we need to become City Planners. We have to understand how our City is developed, and we can’t continuously change zoning of property because it’s for the best interest of a developer and their profit margins. It’s our responsibility to make sure we’re doing what the people elected us to do, and that is make the right decisions for our City, regardless of the financial outcome of the property owners. So, again, I know that it’s not specific to this issue, but I do think that it’s important for us to all remember, that’s what we’re charged to do. I’ll also say that the concept of work zones and nodes, if you will, is not only important in West Ashley, but it’s important in Johns Island, James Island, Daniel Island, and in Cainhoy. I don’t like the word that I’ve heard used several times, and that’s ‘boroughs’ because we are one City. I don’t like ‘boroughs’, but I can tell you we have to start looking and thinking about our City with regards to the fact that we have to have work centers in and around the places where people live. It can’t be that 84 percent of the citizens of an area have to get in a car to go somewhere for work. That’s not the right way to do it, and the State has no plan for improving our road system. We have no money that’s been identified to do it. It’s incumbent upon us to do the small things we can do to help traffic and public transportation, the bike lanes, and all of those things can help, but creating work zones inside of these areas in our City, so that people don’t have to get in their car and travel to work an hour a day on the both sides of the day, that’s the thing that we can do, and that’s the thing that we must do, in my opinion. Thank you.”

The Clerk said, “Mayor, do you have your microphone on?”

Mayor Tecklenburg said, “I believe I do. Can you all hear me?”

The Clerk said, “No, it’s very low.”

Mayor Tecklenburg said, “Testing, testing. Is that better? So, this matter first came before us when we were meeting West Ashley, I believe, at The Schoolhouse over there. I want to say that, generally speaking, we welcome properties to come into the City and, in some cases, we even annex to help protect and preserve important parts of our City like Highway 61. Obviously, we all jointly, and Councilmember White, you were so right, we are the civic designers for the City of Charleston, collectively, and have to keep that in mind. There’s a great sensitivity now to development that I don’t think this Council or former Council has had 10, 20, and 30 years ago. It was like ‘somebody wants to annex into the City, great, bring them in.’

So, the question we asked three meetings ago after being presented with the annexation, ‘What are you going to do with the property?’, and at that point, we didn’t even get a clear answer. We had to have another meeting just before they would bring back the proposal that they wanted to put an apartment complex on the property and understanding that we have a great sensitivity everywhere about drainage, but particularly, in the Church Creek Basin and a great sensitivity about traffic. So, those two factors play into whatever we envision to being

developed, but if you put aside the drainage and traffic issues for just a second, Bees Ferry Road is a Commercial Corridor and could and should play that role of being a source of jobs and services to the many citizens that live nearby. We can't have Residential everywhere, and from my point of view, the appropriate use, and, again, holding drainage and traffic concerns aside for just a minute, the appropriate use for properties along Bees Ferry ought to be businesses that offer employment and services to our many citizens that live in neighborhoods all around there, so they don't have to get in their car, like you say, and drive back into town to shop or go to the drycleaners or whatever, so we welcome the property to come into the City, at some point. We're more concerned about the use that's being proposed at the property, in my view, and that brings up another issue that I planned, with the work of staff, to bring to Council at our next meeting. That is a redefinition of what Limited Business and General Business and Light Industrial zoning actually mean. They ought to be for Limited Business and General Business and Light Industrial, and not for 19 residential units per acre or 26 residential units per acre. If somebody buys a property and wants it to be Limited Business, it ought to be for business. If it's a duck, it ought to quack, right? So, I propose to bring to you, at our next meeting, or maybe the one following it, as soon as we can get the work together, a reduction of density for Residential use and Business zoning, similar to what we did at the Folly Overlay District, so that our zonings are in sync with what the real use is, and we will have Multi-Family zoning. If somebody wants to build an apartment complex and we decide, as civic designers, that that's a good place for an apartment complex, it ought to be a Multi-Family type zoning or a Mixed-Use that allows Multi-Family zoning. So, anyway, I just wanted to share with you that that's coming down the pipe and no offense to your clients or to the property. We'd love, at some point, to have it come into the City, as long as we all agree on a good use for the property. Alright. That being said, the motion is to accept the annexation and the zoning to Limited Business, and it was seconded."

Mayor Tecklenburg recognized Councilmember Lewis.

Councilmember Lewis said, "Mr. Mayor, I really want to thank you, I want to thank Councilmember White, and I want to thank the new Councilmembers because I've been crying, from the time we annexed Long Savannah, way before all of your time, to take a look at what annexations can do if you don't annex the property the right way. All of the developers years ago looking at annexing and making money, but not looking at what it's going to do to our infrastructure, what it's going to do to the traffic, what it's going to do to flooding. I tell you what, we've got a good Council here now because we're really thinking, and I am certainly happy to see that we are talking about some of these things. A lot of the time I've voted against things, people think, 'Well, he's just crazy. He just voted against this.' I know you all laugh at me at the meetings, you just did, but you know my stance on the School of the Building Arts. That's the way I see things, but thank you brighter minds, an old man, I'm getting old now."

There was laughter in the Chamber.

Councilmember Lewis continued, "I depend on younger minds like you, sir."

Mayor Tecklenburg said, "Alright. Can I call the question?"

Councilmember Lewis continued, "But, I appreciate it, and we are planners. We have a responsibility to the citizens of this City, and you heard me say it last week when I talked about the short term rentals and how I'm feeling about planning, and about all of these ugly looking houses that they've built in the Westside and the Gadsden Green area and Huger Street, these big, taller houses. If City Council really had some say so, for some of this stuff that was approved, these neighborhoods wouldn't look the way that they look today, so thank you all."

Mayor Tecklenburg said, "Yes, sir."

Councilmember Shahid said, "Call for the question."

Mayor Tecklenburg said, "Yes."

On a motion of Councilmember Wagner, seconded by Councilmember Mitchell, City Council considered giving second reading to Items K-1 and K-2 on the agenda. The motion failed 12 to 1.

Councilmember Wagner voted in favor of the motion.

Councilmember Wagner said, "I've never been beat 12 to 1 before."

There was laughter in the Chamber.

Mayor Tecklenburg said, "Are you voting 'aye'?"

Councilmember Wagner said, "I'm going to vote for it. Yes, sir. I brought it up, and I've got to go with it."

The Clerk said, "Alright. So, Councilmember Wagner, are you the only 'aye'?"

Councilmember Wagner said, "I'm the only 'aye'. Yes, ma'am."

The Clerk said, "So, now, is there a motion to deny?"

Councilmember Wagner said, "A motion to deny."

Mayor Tecklenburg said, "Do we need a motion to deny?"

The Assistant Clerk said, "Yes."

Mayor Tecklenburg said, "We denied the motion to approve."

Ms. Cantwell said, "You need a separate motion to deny."

Mayor Tecklenburg said, "I think that does it, doesn't it, Frances?"

The Assistant Clerk said, "Frances just said there needs to be a separate motion to deny."

Councilmember Shealy said, "I'd like to make a motion to deny."

Councilwoman Jackson said, "Second."

Mayor Tecklenburg said, "What was that motion?"

The Clerk said, "To deny, didn't you say 'to deny'?"

Mayor Tecklenburg said, "I couldn't hear you, Frances. I'm sorry."

Ms. Cantwell said, "The motion was to approve it, and that was denied. It stays on the agenda until somebody makes a motion to get it off the agenda, by way of rejection."

Councilmember Shealy said, "I'll go ahead and make a motion to reject it."

Mayor Tecklenburg said, "This would apply to K-1 and K-2? Both the annexation and the rezoning or the zoning."

The Clerk said, "You took both of them at the same time, K-1 and K-2. You can deny both of them."

Mayor Tecklenburg said, "They're related."

Councilmember Wagner said, "Can we still withdraw the motion?"

Mayor Tecklenburg said, "We have a motion on the floor to deny it."

The Clerk said, "Okay, and that's both K-1 and K-2?"

Councilmember Shealy said, "Yes."

Mayor Tecklenburg said, "Do we have a second?"

Councilwoman Jackson said, "I second."

Mayor Tecklenburg said, "We have a second. Is there any discussion?"

No one asked to speak.

On a motion of Councilmember Shealy, seconded by Councilwoman Jackson, City Council voted unanimously to reject the following bills:

*An ordinance to provide for the annexation of property known as property on Bees Ferry Road (approximately 17.13 acres) (a portion of TMS# 286-00-00-040), 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 Julia E Bradham, Margaret Bradham Thornton and John M. Bradham.*

*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 Bees Ferry Road (West Ashley) (approximately 17.13 acres) (a portion of TMS #286-00-00-040) (Council District 5), be zoned Limited Business (LB) classification. The property is owned by Julia E. Bradham et al.*

Mayor Tecklenburg said, "Bills up for second reading, K-1 and K-2 have been rejected. We have one bill up for first reading. It's a rezoning of 5<sup>th</sup> Avenue and Diana Street, where I believe someone wants to build a Single-Family home."

Councilmember Mitchell said, "Move for approval."

Councilmember Shahid said, "Second."

Mayor Tecklenburg said, "We have a motion to approve and a second. Is there any discussion?"

No one asked to speak.

On a motion of Councilmember Mitchell, seconded by Councilmember Shahid, City Council voted unanimously to give first reading to the following bill:

*An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 5th Avenue and Diana Street (West Ashley) (0.115 acre) (TMS #418-05-00-201) (Council District 7), be zoned Single-Family Residential (SR-4) classification. The property is owned by Atlantic Management LLC.*

Mayor Tecklenburg said, "Next, we have a request to have an Executive Session to have a Legal update on potential litigation, regarding business licenses for on-line travel."

The Clerk said, "Three Councilmembers are being excused."

Mayor Tecklenburg said, "Yes, three Councilmembers are being excused, Councilmember Gregorie, Councilmember Moody, and Councilmember Waring. We still, I believe, want to have an Executive Session, and we can conduct that in my office, very briefly. I believe it will only take five or ten minutes, maybe just five minutes."

Councilmembers Gregorie, Moody, and Waring were excused from the meeting at 7:10 p.m.

The Clerk said, "Alright. So, are we going to do the Executive Session?"

Mayor Tecklenburg said, "Okay. Can I have a motion?"

Councilmember Shealy said, "So moved."

Councilmember Mitchell said, "Move that we go into Executive Session."

Mayor Tecklenburg said, "We have a motion to go into Executive Session."

On a motion of Councilmember Shealy, seconded by Councilmember Mitchell, City Council voted unanimously to go into Executive Session at 7:11 p.m.

On a motion of Councilmember Seekings, seconded by Councilmember Mitchell, City Council voted unanimously to come out of Executive Session at 7:24 p.m.

Mayor Tecklenburg said, "Let the record show that no action was taken while we were in Executive Session. Would anyone like to make a motion?"

Councilmember White said, "I'll make the motion that we ask Legal Counsel to continue negotiations of the settlement and also give the Mayor the authority to sign such settlement if they do, in fact, reach an agreement."

Councilmember Griffin said, "I'll second that."

Mayor Tecklenburg said, "We've got a motion and a second. Is there any discussion?"

No one asked to speak.

On a motion of Councilmember White, seconded by Councilmember Griffin, City Council voted unanimously for Legal Counsel to continue negotiations of the settlement and also give the Mayor the authority to sign such settlement if an agreement is reached.

Mayor Tecklenburg said, "The next meeting will be May 8<sup>th</sup> at 5:00 p.m. There being no further business, we are adjourned."



There being no further business, City Council adjourned at 7:24 p.m.

Vanessa Turner Maybank  
Clerk of Council