

## CITY COUNCIL VIRTUAL MEETING

Regular Meeting

October 27, 2020

The one-hundred and sixth meeting of the City Council of Charleston was held this date convening at 5:02 p.m. over video conference call (Zoom).

A notice of this meeting and an agenda were made available on the City's website October 22, 2020 and appeared in the Post and Courier on October 26, 2020.

### PRESENT (13)

The Honorable John J. Tecklenburg, Mayor

Councilmember Delcioppo	District 1	Councilmember Waring	District 7
Councilmember Shealy	District 2	Councilmember Seekings	District 8
Councilmember Sakran	District 3	Councilmember Shahid	District 9
Councilmember Mitchell	District 4	Councilmember Griffin	District 10
Councilmember Brady	District 5	Councilmember Appel	District 11
Councilmember Gregorie	District 6	Councilmember Jackson	District 12

Mayor Tecklenburg called the meeting to order at 5:02 p.m.

The Interim Clerk called the roll.

Mayor Tecklenburg said, "If you would like to join us, Councilmember Seekings will lead us in an invocation and the Pledge of Allegiance."

Councilmember Seekings opened the meeting with an invocation.

Councilmember Seekings then led City Council in the Pledge of Allegiance.

Mayor Tecklenburg said, "Terrific. Thank you. First, I would like to share a proclamation to a wonderful organization, Lowcountry Local First, and its Founder, Jamee Haley. This year, in particular, rather than a Buy Local Month, we're going to have a Buy Local Season because the importance of supporting our local businesses this year as they've been challenged by COVID-19 is more than a nice thing to do. It's an essential thing for us all to do. So, our proclamation reads as follows, if you will bear with me."

Mayor Tecklenburg read the proclamation.

---INSERT PROCLAMATION---

There was applause.

Mayor Tecklenburg said, "Ms. Haley, you have the floor."

Jamee Haley said, "Well, now I'm choked up. That's quite an honor. I appreciate it. This work has been more than I ever expected it to be, in terms of the reward that it has provided me. It has been such a joy to work with the local businesses in our community, with the City of Charleston, with my amazing team, and with many board members who are small business owners throughout the years. I never anticipated that it would become what it has become when setting out. I hope that even when we move beyond COVID, which we most certainly will, we will continue to see the incredible value and pertinence that the local business community means to us. These are our friends and our neighbors who are really building their American dream and who have invested in our place and make not only our economy stronger but our community more vibrant. So, thank you so very much."

Mayor Tecklenburg said, "Well, you're welcome, and you've done a terrific job. You really have created a movement this year, particularly supporting small businesses, getting the resources they need, and steering people to loans and help that they can get. Lowcountry Local First has just been amazing. I know you have a bright future still ahead of you in whatever endeavors you pursue, but you've done a terrific job. So, congratulations, and thank you from all of Council and Charleston."

Ms. Haley said, "Thank you so much, Mayor."

Councilmember Shahid said, "Well done."

Councilwoman Jackson said, "Mr. Mayor."

Mayor Tecklenburg recognized Councilwoman Jackson.

Councilwoman Jackson said, "Thank you so much. I know that we don't usually entertain comments after a proclamation that just does bring joy to everybody, but knowing the most recent cause, I think that Lowcountry Local First has taken up support of the Market being open for all of the vendors at Marion Square, I was hoping maybe you could just give a little rundown about that, Mayor, because it is really good news. So, can you just tell us when the Market is going to open to all of the vendors?"

Mayor Tecklenburg said, "Well, we started last week, including other vendors other than the farmers. So, I think every week, the footprint gets expanded a little bit, and we expand the hours and the number of vendors that can safely do business. We are monitoring the total number of customers at any given point and time and are requiring that folks wear a mask, but I think the hours are now 9:00 a.m. until 1:00 p.m., and we have both the Farmer's Market and local vendors, as well."

Ms. Haley said, "Yes, that's a good thing to hear. We just recently did some small business grants through some funding that we've received from Home Telecom and South State. There are a lot of vendors from the Farmer's Market who are applying for those \$1,000 and \$2,000 grants. We've been flooded with thank you notes and e-mails from those folks who appreciate that support. So, I'm very happy to see that that's opened back up again. That will significantly impact them."

Mayor Tecklenburg said, "Great. Well, thank you again, Jamee. We appreciate you being with us tonight and for all you have done."

Ms. Haley said, "Thank you."

Mayor Tecklenburg said, "Alright. So, tonight, you all, we've got a number of public hearings that are scheduled. The first one is just regarding the proposed 2021 City Budget. I do want to share with anybody in the public who has signed up to speak on our budget tonight that Council is not taking any action tonight on the budget. We have a loosely proposed budget, but there is more work to be done on it. But, we certainly have this opportunity tonight for anybody to make comments about our priorities for next year's budget. No action, however, will be taken by Council on budget matters tonight. So, that being said, could I ask Jennifer, our Clerk, to lead us with anybody who has signed up to speak on that matter?"

The Clerk said, "Yes, we have three people who are signed up to speak and, Mayor, did you want to set a time limit?"

Mayor Tecklenburg said, "Two minutes would be great. Thank you."

1. Cora Webb said she was a black constituent living and working in the 29414 and 29405 zip codes. She asked Councilmembers to approve a more equitable 2021 budget that prioritized communities over the Charleston Police Department by reallocating a minimum of \$5 million into life affirming services. Why is it to me that this is important? She said \$5 million was the bare least to go back into life affirming activities and services for community members. Every taxpayer paid \$341 plus to the Police Department, but nowhere near that amount went into youth and education programs or permanently affordable housing in a place where gentrification was knocking people into the streets. This amount of money also did not go into living wages for employees. They had been hit with a pandemic whose consequences had no time cap. People had been hospitalized, lost their jobs, put onto the streets, and lost their lives, but COVID wasn't the only killer. Massive racial disparities of income and arrests and a well known system of racist policies and economic exploitation were to a larger looming, more evidential, killer. Why did they have to struggle to survive while the CPD received \$53 million of the budget to further harass them? She urged Council to prioritize their constituents, their community members, and their families in the 2021 Budget.
2. Kristopher King said he looked forward to getting the initial draft, and they wanted to urge Council to consider adding funding for the Planning Department, specifically for enforcement staffing. They had incredible development pressures on the community like they'd never seen before. It seemed like the department had fewer resources and staff than it did a decade ago when things were much slower. They felt this was stressing the process and hurt the outcomes on the projects that were being worked through. He thought it was imperative that the Planning Department be reinforced with additional staff."

Mayor Tecklenburg said, "Thank you, sir."

The Clerk said, "Mr. McDonald, are you on the line? If you are, press \*6. Marcus McDonald."

No one asked to speak.

The Clerk said, "We did receive some comments for this item and had three people who asked that funding not be taken from the Police Department. They said it was essential they

continue to receive training and equipment to protect the community. Thirteen people supported a budget that included less police funding and reinvesting \$5 million into funding for youth and education, low income housing, sidewalk improvements, and living wages for all City employees. Four people said there was a lack of transparency and accessibility regarding the budget. Those were all of the comments that we received for this item.”

Mayor Tecklenburg said, “Great. Thank you. As I mentioned, there is no action for Council to take on this item tonight. We’ll move on to number two, which is a zoning map change.”

Councilmember Griffin said, “Mr. Mayor.”

Mayor Tecklenburg recognized Councilmember Griffin.

Councilmember Griffin said, “Can we try to give at least one more opportunity in November for people to speak about the budget? Would that be possible?”

Mayor Tecklenburg said, “Yes, sir. It’s not only possible, it’s already planned.”

Councilmember Griffin said, “Awesome. Thank you, Mr. Mayor.”

Mayor Tecklenburg said, “As we bring forward the budget, per the schedule Ms. Wharton has outlined, we’ll have other opportunities for public comment on it.”

Councilmember Griffin said, “Because I’d like to put it out there to my constituents that they have another opportunity to call into a November meeting before we take any action, just to maybe do it one more time or something in November, if possible. Thank you.”

Mayor Tecklenburg said, “Absolutely. I think we’ll even have an additional workshop meeting as well.”

Mayor Tecklenburg recognized Councilmember Shahid.

Councilmember Shahid said, “Thank you, Mr. Mayor. We’ve been advertising our AdHoc Budget Committee meetings regularly. I can’t remember the first time we met, but this has been an ongoing process for the public to be aware that we have been very open and transparent with this process and the many struggles we have been going through. So, the public should be made aware. I try to let my constituents know when we have these meetings, so if they do want to join in, it’s available to join in to these AdHoc Budget meetings. That’s where the sausage is being made. I would certainly encourage people who are listening to this Council meeting tonight to pay attention to when those meetings are being scheduled, and they can participate and listen in. They are very educational, and they’re very, very important. Thank you, Sir.”

Mayor Tecklenburg said, “Of course. All of our meetings, by the way, are posted online, but I find the easiest place to keep track of them all is every Monday morning in the newspaper. They list all of the public meetings regionally and, of course, ours are included. That’s a good spot to pick up when these meetings occur. Alright. So, number two is a zoning matter. I think Mr. Morgan is going to present. Then, we’ll take public comment.”

Christopher Morgan said, “Thank you, Mr. Mayor and members of Council. I’m going to move to the screenshare, and we will look at some of the images we have here. This is 102 President Street. It’s at the corner of President and Cannon. It’s a little bit over a half acre of

property. It's a request to rezone from the Old City Height District height level of 4, four stories, to the Old City Height District 5 level, five stories. The property is here at the corner of Cannon and President. It's across the street from an MUSC parking deck. It's immediately adjacent to some condominiums that have a four-story building and a five-story building here. There is another medical building a little bit further down the street. It's a four-story medical building, and of course, the parking deck is a five-story height district. So, this is in our Century V Plan. It's in our Urban Zone. So, this would be an appropriate height in that Urban Zone. This is an aerial view of the property. It's currently a parking lot at present on this corner. Here is an image of the property. You can see it right here. Surface parking lot. Here are the condominiums that are to the east of it. This is a five-story parking deck that is to the west of it. This is another aerial image of the property, and you can see the condominiums very clearly to the east of it. Here is a ground view of the corner property, another ground view of the corner property, and a view of the property looking from Cannon Street with the parking deck in the background, the parking deck that is across the street. These are the condominiums that are adjacent to it and just a street view across the street, as well. It was at Planning Commission. The recommendation was an 8 to 0 vote in favor of the change in the height district and, of course, staff recommended for this, as well."

Mayor Tecklenburg said, "Alright. Did anyone from the public sign up to speak on this matter?"

The Clerk said, "Yes, we have one person, Brian Hellman, if he is on the line."

1. Brian Hellman said he was the applicant and was happy to answer any questions Council had.

Councilmember Mitchell said, "Move for approval."

Mayor Tecklenburg said, "We have a motion to approve."

Councilmember Appel said, "Second."

Mayor Tecklenburg said, "Is there any discussion?"

Councilmember Gregorie said, "Mr. Mayor."

Mayor Tecklenburg recognized Councilmember Gregorie.

Councilmember Gregorie said, "Yes, Mr. Mayor. The property is in my district. I've gotten no opposition from anyone in the community with regard to it. I have spoken to Brian and a number of other people. I support the project."

Mayor Tecklenburg said, "Terrific. Thank you."

Mayor Tecklenburg recognized Councilmember Shahid.

Councilmember Shahid said, "This is more out of curiosity than anything else. So, what does this change allow, Brian, for the project?"

Mr. Hellman said, "Councilmember Shahid, what this would allow is right now it's the four-story district. We're next to, as Mr. Morgan pointed out, a building that's four and five stories. Then, the parking garage that's on the other side of this street, even though it's in a five-story

district, is actually a six-and-a half story garage that has a helicopter pad on the top of it. So, this would allow my client to build a building that's more in size and shape with that which surrounds it and build something that would make a much more appropriate entry into Cannonborough."

Mayor Tecklenburg said, "Brian, if I could ask, what would the ground-level use be like? Will it just be parking, or will you have some retail or other use on the ground floor?"

Mr. Hellman said, "Mayor, the plan for the property that Gary Goff, Hank D'Antonio, and Cara with their team are working on basically includes a wrap of commercial uses that will be parking behind that. So, from the street, there will likely be retail/restaurant type uses that will be visible, to anchor that corner and do something to better engage. When you come in from West Ashley, as you know, you drive past a series of parking garages. There is one missing parking garage that has been approved, but not yet built where the, I guess it was the SCN office tower that used to be there many, many years ago. Then, when you pass that, you get to this site. Then, this would enable there to be some of those uses that would be more than just the housing that's above."

Mayor Tecklenburg said, "Great. Thank you. Are there any other questions or comments from Council?"

No one else asked to speak.

On a motion of Councilmember Mitchell, seconded by Councilmember Appel, 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 102 President Street (Peninsula) (approximately 0.619 acre) (TMS #460-11-04-023) (Council District 6), be rezoned from 4 Story Old City Height District classification to 5 Story Old City Height District classification. The property is owned by 96 President Street, LLC.*

Mayor Tecklenburg said, "So, with the pleasure of Council, I would suggest that we take numbers three and four together. They're both related to Laurel Island. One is the height, and the other is the PUD, but I would think it would be efficient to let the public comment on either one, if that's okay with you all."

Councilmember Shahid said, "So moved."

Councilmember Mitchell said, "I don't have a problem with that. Second."

Mayor Tecklenburg said, "Mr. Morgan, you will want to present on three and four. Then, we'll open it up."

Mr. Morgan said, "Yes, sir. Will do. So, number E-3 is a change for height districts in the Laurel Island area. It involves all of the parcels that are a part of the PUD. It involves removing parcels that were currently in the Old City Height District from that zoning district and having their height regulated via the PUD. On this screen in front of you, you see the parcels that are involved. The TMS numbers are on your agendas here. It's approximately 191.6 acres. Just to show you a couple of other images at present, on the previous slide, we have the height districts on here. It's the W Height District. It's part of the Old City Height District, and then some other four- to 12-

story height districts at present. Again, those would all be removed, and the heights would be regulated via the PUD.

Then, the next slide is E-4. This is the PUD, and this is another public hearing opportunity for the PUD. It's taking these properties from General Business, from Heavy Industrial, Upper Peninsula zoning, DR-3, to a Planned Unit Development. I'm just going to do a couple of quick slides to orient everybody to the site. Of course, this is in our Century V Plan as Industrial in the Urban Core recommendations, so that fits appropriately. This is an aerial of the outline of the properties that are part of the PUD. Here we have the height districts that are, at present, being taken off the property as part of the height district change. Then, these are some images from the PUD that show what would go in its place. These are the height districts that would be part of the PUD. The different districts ranging from 12-story, 8-story, 2.5 and 3.5 story, and 2-story area. The PUD also has, as previously stated, extensive open space that is shown in green in this image here. Then, we have the overall PUD layout, and you do see the extensive greenspace, as well as where the buildings and the blocks would be. Of course, they are building some lots on the western side of Morrison Drive in this area that are also part of the PUD. That's the end of the applicant slides. You all have a memo from Chip McQueeney in reference to this and his work with the applicants on some revisions to the PUD. You all have that as part of your agenda package. Mr. McQueeney is here with ability to answer questions in reference to that. Of course, this was at the Planning Commission a couple of months ago and had approval of 7 to 0 for the, well, actually, it was last month. This month for the height district change, and then it was a couple of months ago for the overall PUD. Both of these were approved with a 7 to 0 margin. The Planning Commission did have some conditions in reference to the Laurel Island PUD, and these are all being addressed via the changes that Mr. McQueeney has discussed in the memo that you have in your packages."

Mayor Tecklenburg said, "Well, thank you, Mr. Morgan. As Council knows, we reviewed the changes in Mr. McQueeney's memo at our recent workshop meeting regarding this. We could go over those again but, I think, for all intents and purposes, Council has been apprised of those. I think we'll move along, unless you've got more, Mr. Morgan, to our public comments."

Mr. Morgan said, "Okay."

Mayor Tecklenburg said, "Madam Clerk."

The Clerk said, "We have 15 people signed up. The first speaker is Mayor Riley."

Mayor Tecklenburg said, "Great. Welcome, Mayor Riley."

1. Mayor Joseph P. Riley, Jr. thanked the Mayor and members of City Council. He said it was many years ago when the concept of Laurel Island was presented to him, and he remembered it well. It was like the discovery of a potential huge new asset for their community that he did not know existed. Since then, with substantial citizen engagement, hard work by the owners, City staff, and the City officials, the original plan had been greatly improved. Laurel Island would be a huge asset for the community for generations to come. First, there was public access along the beautiful water's edge. There were few, if any, opportunities like this in the country. This asset would be a benefit to the citizens of Laurel Island, the surrounding neighborhoods, and in many ways, the entire community. Second, the extraordinary amount of affordable housing, 10 percent, and in perpetuity, would be in a world-class location and be of unprecedented value to the community.

Three, in a robustly growing part of the country, this development was not on the outskirts, but was centrally located within an existing community connected with and enhancing the already existing neighborhoods. This was the opposite of sprawl. Rather, it was a wise and farsighted blueprint for making the region even more successful and livable.

2. Betsy Cahill said she was very sorry to have to follow former Mayor Riley, as that was a tough assignment. She was the Chair of the Preservation Society Board. While the PUD had come a long way, there were still major inadequacies in both the product and the process. With regards to the product, thanks to the good work of the Preservation Society staff, a number of potential residences had been capped. They had a role with many others in advocating for more greenspace and more generous affordable housing. They also discovered that the PUD was not in conformance with the Old City Height District. That would shortly be resolved, but the fact that neither Mr. Clement's team, nor the City, caught it spoke to a review process that had been patchy and rushed. Hasty decisions were generally not good ones, but this PUD seemed to have been expedited at every turn, especially alarming in a time when the public's ability to engage meaningfully had been greatly reduced for public health reasons. The lack of a detailed land use plan, such as the one for Daniel Island, remained a huge sticking point. Why would the City surrender planning authority to a developer? They needed to know specifics of the plan, not be put off by good intentions and vague statements. With regards to process, in their letter to the City and Council earlier, the Preservation Society had stated its concerns about the compromised public process, particularly at the July 15<sup>th</sup> Planning Commission meeting. On a project with similar ramifications, the City must find ways to inform and engage people more substantially. If that meant slowing down a bit, so be it. Once the PUD left the virtual Chamber with final approval, they would never see it again. She asked them to stand up to the residents, slow down the process, and keep planning authority with the City where it belonged.
3. Megan Mills said she was speaking on behalf of the Friends of the Lowcountry Lowline. They supported the Laurel Island PUD and their inclusion of a minimum of 39.2 acres of greenspace with connections to the future Lowline. The Friends of the Lowcountry Lowline agreed that, with their vision of a network of greenspace and parks, that would be integral to the overall plan. They supported their plan to emphasize connections to public transportation and their incorporation of bike and pedestrian routes. They supported Laurel Island's commitment to the preservation of the beautiful outer waterfront perimeter of Laurel Island for bikers and pedestrians.
4. Cashion Drolet thanked the Mayor and Council for holding the additional public hearing. She was with the Historic Charleston Foundation (HCF). With a goal of ensuring that Laurel Island became a model for infill developments, enhanced the surrounding neighborhoods, and contributed to Charleston's overall sense of place, HCF had been actively engaged in the development of the Laurel Island PUD. Many of the key improvements to the initial proposal were made by HCF, which were articulated guiding principles for the entire development, clearly identified locations for public recreation and access to the water, and a commitment to building height districts. The PUD proposal currently before City Council had markedly improved, incorporating changes recommended by the

Planning Commission and, most recently, by Council and citizens at the Council Workshop. However, there were still areas where HCF had concerns that should be addressed before final approval including, 10 percent of the total housing would be workforce housing, but would only remain as such for a ten-year period. They would like to see that extended to 25 years. They would like to see more detail in the management plan for the Robert Mills and the Standard Oil ruins, cultural resources on the property, to include documentation, interpretation, and stabilization. In reviewing sight lines for the Island's allowable height districts, they would like to see a height buffer, so the skyline didn't drop so dramatically at the western portion of the Island facing the Robert Mills ruins. Lastly, they would like to see a clearly articulated commitment for Laurel Island design principles voiced here to the overarching guiding principles of the entire development to include an emphasis on sustainable and resilient design building practices.

5. Sam Konduros served as President and CEO of South Carolina BIO, which was the State's life sciences economic development organizations with an overarching mission to build, advance, and innovate the industry. It was comprised of pharmaceutical, biotech, medical device, research, testing labs, digital health, and beyond. It was the fastest growing segment of industry in South Carolina, outpacing aerospace and automotive, doubled the average wages in the State, and the industry spent triple the research and development dollars of all other industries, including aerospace and automotive. Most importantly, a huge diversification for the economy, especially as they were in the middle of COVID, where the industry was front and center as a solution provider. Currently, it was a \$12 billion impact on the economy in South Carolina each year and very recession resistant based on it being intertwined with healthcare. What they had lacked was an adequate number of dynamic physical destinations for the industry to cluster. He had been introduced to the Laurel Island concept by the developers. He was extremely impressed that this could be an incredible destination location for the industry to flourish in Charleston, which was currently the hottest market in South Carolina, not only for domestic life science companies but, particularly, international life sciences companies that were looking to establish themselves in the United States, particularly in the post-COVID timeframe. He expressed how enthusiastic they were about the huge potential they saw of a very thoughtfully designed live, work, play mixed-used development that could incorporate this dynamic industry on Laurel Island.

Mayor Tecklenburg said, "Well, thank you, sir. Thank you for the work you do to help promote life science business development at Westedge and at the South Carolina Research Authority property on Upper King Street. Thank you very much for that."

6. Colby Hollifield spoke on behalf of Daniel Island Ferry and Charleston Water Taxi to support Laurel Island. Their commitment to the open space along the water and public access to the water was exactly what they needed. They were trying to expand their service and grow their fleet. The key to that was public access to docks and in the waterways. They were committed to provide that and expand their service. Discussions with them indicated they were committed to making that available. One thing they struggled with was moving inland and moving up the rivers. This would get them a little further up. They were excited about it and hopefully, it would get approval. Hopefully, they would have a future water taxi and

Daniel Island Ferry dock right there. They just wanted to put their voice of support behind the plan.

7. Brian Hellman said he was there for Robert Clement and the development team for Laurel Island. They were happy to answer any questions Council may have.
8. Scott Hettermann was the owner of the F45 Fitness Studios in Charleston. He had studios in Mt. Pleasant, downtown, and West Ashley, and had been a small business owner since 2016. They'd been lucky to grow their fabulous community and network throughout 45. They had a diverse group of ages, ethnicities, and backgrounds. One common thread that they found throughout the community, especially through the recent pandemic, was that you couldn't replace the various benefits that had been created through fitness and recreation, and that included group activity. He'd seen that the Laurel Island development was going to provide recreational and sports facilities that would not only be an asset to the residents, but to the City as a whole. These venues would open up the opportunity for many more sports leagues in Charleston, various sports including beach volleyball, soccer, baseball, softball, just to name a few. It would range from youth development leagues to adult recreational leagues, as well. The benefits of group recreation were endless. It seemed that the Laurel Island Development Project was a great asset for increasing these opportunities. He supported City Council in approving the PUD.
9. Ben Brackett said he was with a local general contractor that partnered with developers for various developments and redevelopments across the Tri-county area. They'd been lucky enough to be a part of redevelopments similar to this and had been able to see what this long process could create at the end. It was not every day that they had the opportunity to repurpose a landfill and turn it into a strong asset for their community in their backyard. They saw this with the abatement project in Park Circle. Building on a landfill like this could be extremely costly, time consuming, and very difficult, but it was a large area of land that they could reclaim locally to the Peninsula that would otherwise be wasted. He thought it would really create something good that could withstand the test of time for not only his lifetime, but for generations to come, and withstand any challenges Charleston liked to throw at it, whether that was seismic activity, hurricane activity, or sea level rise. He supported the project and looked forward to hearing from everyone else.
10. Joseph Wade was a lifetime resident of Charleston, South Carolina. His mom graduated from Bishop England, and his dad graduated from Middleton. He went to Bishop England and then finished at The Citadel. He was a co-owner of F45 Training in Mt. Pleasant, downtown, and West Ashley and was also opening a healthy smoothie bar downtown. He was in support of the Laurel Island Project. He thought the open greenspace was going to be beneficial for the overall health and wellness of the Charleston community. The two-mile use path created a great opportunity for general public recreation, including exercise. Over the past few years, he'd seen a huge increase in physical activity in the Charleston area due to the increase in parks and the overall wellbeing of those parks, but he thought they would have a great impact positively on the overall health and wellness of the Charleston community.

11. Nick Via said he had enjoyed living on the Charleston Peninsula for many years and living on the Peninsula gave him a first person view of all the challenges that Charleston faced on a daily basis such as flooding, traffic, and costs of living. In Charleston, they heard about those issues on a daily basis. The easy thing to do was to blame developers for all of the problems and complain that too many were moving here. However, if they looked at the relationship between these problems, they would find that development such as Laurel Island were part of the solution and not the cause. The population in Charleston was growing and would inevitably do so in the future. He would much rather see those new residents moving into well-planned and user-focused urban developments than profit driven urban sprawl development which were the only alternatives. He read a lot about this, and the developer of the project had done an excellent job of planning the project to reflect the very definition of smart, responsible, and resilient urban development. It had affordable housing to ensure their essential workers didn't have to make the choice between driving 45 minutes to work or spending an irresponsible amount of their income on housing. It had waterfront greenspace and pedestrian paths to give the general population opportunities to enjoy Charleston's greatest resources without having to buy a boat. It had office space, retail, entertainment, and it was all contained within a walkable community focused on the pedestrian. The project checked every box of what Charleston should be doing right now, and if there was ever a project to support, he supported turning an urban landfill into a live, work, play type Island. He knew there were some concerns regarding the flexibility provided to the developer. That was understandable, however, that was necessary in order to ensure that the project could adjust to the needs of Charleston going in to the future. The current plan addressed these issues it was facing today, but there was no way to detail a lot of projects that would address the issues Charleston would face in 15 years. This was exactly the same that Daniel Island and the Magnolia PUD were structured, and the Laurel Island PUD should be no different. He urged City Council to vote in favor of Laurel Island and push the project one step closer to becoming a generational asset for the Charleston community as a whole.
  
12. Margaret O'Brien urged Council not to approve any action until the following criteria were met: The City's Comprehensive Plan had been completed, and the details of the PUD aligned with the Comprehensive Plan. The Corps of Engineers plan for the City overall and the developers' plan were aligned to ensure that they didn't end up with a flooding disaster. The developer had completed a detailed drainage and flood mitigation plan. The City had a plan for using the TIF funds that ensured the taxpayers' money was used for something citizens needed, specifically more affordable housing, as now allowed by the recent State Legislation. That the developer had completed a realistic traffic impact assessment and mitigation plan to address the adverse comparison of traffic entering and crossing the Peninsula. That the developer had completed a detailed land use plan that ensured the green space proposed would continue as it was proposed now. At the last meeting, they discussed that the developers' proposal no longer included its own architectural review process. She thought it was essential that citizens' input continued and that there be City oversight through the life of the development. She asked Council to walk the walk, and to care about the citizens, as well as the developers.

13. Kristopher King said of the Preservation Society of Charleston said the turnout of support tonight for Laurel Island was impressive, and they had certainly focused on some positive aspects of the project. They saw many of these benefits as well, but they knew that these types of projects evolved over time, and that was why the details, the rules, and the process mattered. That's what they focused on, and they had real concerns. The one gentleman said that this was like the Daniel Island PUD and that it should be. He totally agreed, but this was not at all like the Daniel Island PUD. They again submitted a letter to the Mayor and Council outlining their concerns with the PUD and the process by which the PUD was approved. They maintained that the public engagement had been insufficient, and the City's approval process had prevented participation. They continued to get e-mails as recently as yesterday from residents unable to submit comments due to technical errors, and this was an ongoing concern. They knew this was an incredibly difficult time, and they all had an incredibly difficult task in trying to ensure that public engagement happened. They applauded the efforts, but they urged the City to do better. He called attention to the letter that they shared with Council on September 15<sup>th</sup>, outlining how the handling of the Planning Commission meeting hindered public participation. In that letter, they urged Council to send it back to the Planning Commission to allow the public to participate in the hearing as provided by law. Their letters and our concerns had gone unacknowledged and unaddressed, and they urged Council to correct it before they approved the application. They fully supported the development of the site but not a plan short on details and absent of public engagement. They saw that there were a lot of issues with the legality of this and having to go back and re-do the height because it was not legal. It didn't make them feel better being right because they knew that ultimately it eroded the public's confidence in the process, and they were concerned by this. He urged Council again is to please fight the revisions. They were concerned with the plan. They could build as little as 10 percent of the commercial and retail and increase the residential by 82 percent. They asked Council to do better, and they were increasingly concerned about the City's approach to managing development from the EPIC Center to Cainhoy to Longborough. They wanted the City to be responsible and require the developer to present a clear vision and plan and ensure that the PUD had the teeth to enforce that plan. He urged Council not to accept this and to stand up and demand better.
14. Mr. Bello said he was a member of the development team and would help answer any questions.

Mayor Tecklenburg said, "Thank you, sir."

The Clerk said, "Then, lastly, Tamika Gadsden signed up to speak and mentioned that she wanted to speak on an ordinance, so I wasn't sure if this was the item that she wanted to speak to or not."

Tamika Gadsden said, "Not on this item. It was in regards to the City Budget."

The Clerk said, "Okay."

Ms. Gadsden said, "Am I allowed to speak now?"

Mayor Tecklenburg said, “Ms. Gadsden, do you mind? We’ll finish this one, and then we’ll come back to your remark during our Public Participation Period at this point. Thank you.”

Ms. Gadsden said, “Fair enough.”

Mayor Tecklenburg said, “Alright. So, I guess that concludes comments on Laurel Island. The matters, numbers three and four, come to Council.”

The Clerk said, “Mr. Mayor, actually, I have some comments that we received, as well. This is for Items E-3 and E-4. Eleven people asked Council to vote against moving forward with the Laurel Island Development. They said that there needed to be a more robust conversation among citizens who have concerns, and that decisions could not be made during a pandemic, and a flood plan needed to be approved. There is also a letter of support from the Charleston Trident Association of Realtors that said that affordability is a constant threat to their industry and that housing costs have increased significantly. They said the Laurel Island Development would be an excellent addition to the City because 10 percent of the units would be set aside for affordable housing, and the land would provide a diverse mix of uses where citizens may live, work, and play. Those are all of the comments that we received.”

Mayor Tecklenburg said, “Great. Thank you.”

Mayor Tecklenburg recognized Councilmember Mitchell.

Councilmember Mitchell said, “Yes, Mr. Mayor and colleagues, I’m going to support this Laurel Island Development. I met with the developers, and they have kept me abreast of everything since day one. I had them go out to the nearby communities, Wagener Terrace, North Central, East Central, and the Eastside, to explain exactly what was taking place, giving them the opportunity to ask questions and get involved in what’s happening on Laurel Island. I had them go out to the community and the neighborhoods in that area because it’s going to affect them in some way with traffic, or whatever the case may be. This is the area that I represent, so that’s why I stay abreast of everything that’s happening with Laurel Island, even years ago when Laurel Island was owned by the Ginn Company, who wanted to do golf courses and things like that. After the economy went sour, that went away. So, now, this particular Island, they have done a whole lot of work on it with the PUD that we have. They have a tremendous amount of affordable housing that is going to be there. It’s going to be there with the ten-year actually on some, in perpetuity on others, that we’re going to have. So, I’m going to support it, and I think the developers are going to work along with the City as we’re doing. Chip has done a lot of different changes in the PUD that we have asked him to do. So, I think this is going to be a good product that is going to happen. It’s just that some people are looking at it and what they cannot see right now, but this is going to be something advantageous to the City. It’s going to play a big part in the City, I believe, and I’m going to support it wholeheartedly. I just hope my colleagues would go with me in supporting this project.

This project is going to be a long drawn-out procedure. I don’t think a lot of us are going to be around before it’s completed. I don’t think I’m going to be around anyway when it’s completed, but the community had a whole lot of time to get involved in this. The questions were asked, and we tried to answer all of the questions even from the City’s standpoint, answering all of the questions that they had and the problem that they see with the PUD. We were doing all of this since September. I’m going to support the development of the PUD on Laurel Island. I’m just asking my colleagues to go with me, and if they have questions, they can ask questions. Anytime anything comes in the district I represent, I stay abreast of it with the developers to make

sure that it's not going to be something to overrun the community or to hurt the community that stands now. Thank you."

Mayor Tecklenburg said, "Councilmember Mitchell, is that a motion?"

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

Mayor Tecklenburg said, "Numbers three and four?"

Councilmember Mitchell said, "For three and four."

Mayor Tecklenburg said, "Alright."

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

Mayor Tecklenburg said, "We have a second."

Mayor Tecklenburg recognized Councilwoman Jackson.

Councilwoman Jackson said, "Thank you, Mr. Mayor. I appreciate all of the comments, and I think I need to maybe give not a rebuttal but a reply to you when you said that we had Mr. McQueeney's very thorough memo at the work session on October 7<sup>th</sup>. He actually wrote that e-mail and dated it October 20<sup>th</sup>. I actually requested that we have, I called it the match between the plan that the developer was proposing and intends to, to the best of their ability, bring forward onto Laurel Island, compared to the ordinance, the PUD document that becomes the ordinance, it dictates the future land use for the 196 acres. So, I do think that it might be. I know it's going to take a little more time, but Mr. McQueeney's memo was very helpful, I think, to help us appreciate that the PUD document is now in the shape that we would want it to be to pass on to the future leaders. As Councilmember Mitchell said, a lot of us won't be here, but we need to know that we've been good stewards of the intention and the dedication of what we expect will be built on Laurel Island as the years go on. So, I personally have three areas that I drill down on the most in comparing Mr. McQueeney's memo that highlighted to us the changes that were made in the PUD document, and I do think in listening to the comments and talking to people off line that I might be in the same lane with the people who are following along most closely in terms of knowing the ingredients for this development as it proceeds over the next 20, 30 years really come down to the affordable housing, the workforce housing that's being proposed.

We had people tonight and people in our mail telling us that that's one of the main reasons they can support this because we're going to help people live where they work on the Peninsula. So, I do think it would behoove us to look at the mix of affordable housing. I have another comment to make about that later, but so I ask Mr. McQueeney to dedicate some time to that. Also, the mix of uses and make sure that we're all clear that there is in the PUD document minimums that are required, but they do not match the stated goals of the developer in terms of the mix of retail, commercial, hotel, and all of that. So, I do think we need to be clear about that, and I personally have reservations about how the mix of uses can be changed. There is a conversion table, and it all is dedicated to basically a traffic analysis at the time that those mix of uses would want to be converted from retail to residential or a hotel to residential, and I do think we need to be clear among ourselves what we agree to in perpetuity unless there is a PUD amendment that would come before a future Council. So, that's another area I think that's it's very hard to put on paper, so I'm not complaining about the quality of the work.

It's just a very complex set of details that we're trying to nail down, and in a similar fashion, I think the open space is also something that deserves a little more explanation by Mr. McQueeney and anyone on the developer team that wants to talk about that. It has a minimum that will be dedicated and cannot be changed without Council approval, which I think is great, but the way that it's coming on the chart, I think, is a little complex for future owners of the property. If somebody decides to come in, and one thing that I can't see but maybe it's there, and I'm just not reading it correctly, unlike the housing that says you've got to retain the housing that's being proffered to be affordable and by let's say 2,100 units worth of houses are built, then we'll have to see the full 20 percent of affordable units. There is no requirement that I can see in that open space. So, I would like to know what we can hold future developers feet to the fire about bringing the open space into being and a timeline that we can all be happy about. So, those are the three areas that I really think that the public has been mentioning to us, and I think it would benefit all of us to have Mr. McQueeney and the developers maybe speak to those details."

Mayor Tecklenburg said, "Thank you. Mr. McQueeney, do you want to respond to any of those three items before I call on the developer?"

Chip McQueeney said, "Yes, I mean, I think her points are valid. I can if there is anything I need to explain, what's in there now, I'm happy to, but I think she was making points about what should be in there instead. Is that--"

Councilwoman Jackson said, "No, I would like you to explain what's in there now, so we can agree on what we expect and what we are willing to stand on."

Mr. McQueeney said, "Okay. On the issue of open space, there is a minimum requirement of, I believe, 39.2 acres of what's called usable open space, which is on high ground open space that has active recreational uses. Under our Zoning Ordinance for a PUD, you can't move open space areas shown on the open space plan without a PUD amendment. So, you would have to do that in order to move those open spaces as they're shown, and you will see most of them just encircle the development itself. On the issue of, I apologize, what was the other clarification?"

Councilwoman Jackson said, "I'll just insert, Mr. McQueeney, because I'm looking at the section of 522 and the actual PUD document, and I think the minimum of 39 acres is the total of open space, not usable open space, which is a distinction that I think we should all understand. The way that I read the document is that 39 acres, 9.8, has to be usable open space that the developer can bring forward and stay within the boundaries of the current PUD document. Is that correct?"

Mr. McQueeney said, "Basically what it says is that the minimum requirement is 9.8 acres for usable open space but that the, and I'm pulling up the actual document itself, but the developer is going to provide a minimum of 39.2 acres. If the developer would like to reduce that amount, that the developer would have to request an amendment to the PUD. Right under the table is the verbiage explaining that. I apologize. I'm trying to pull up my documents right now."

Councilwoman Jackson said, "Again, I think the minimum, and it says that on the table under the total open space area, the minimum is 39.2, and then there is another little section of a table that says the minimum of usable open space is 9.8. So, the way I tried to understand that was that of that 39.2, which is the total that we can require of a developer, even though they're expecting, and it uses that word expected open space is going to be 70 acres and 39 expected acres of usable open space, but expected is not what we can hold a future owner to. So, along with those minimums and how you get to that area of numbers that make up the minimum that

we can require of an owner, then I would like to know if the owner has an answer. Is there going to be a timeline required of bringing forward that minimum of 39 acres?"

Mayor Tecklenburg said, "Okay. Let me call on Mr. Hellman to respond. Brian."

Mr. Hellman said, "Thank you, Mayor. Councilmember Jackson, the language that you see that's in italics, is there. There is a note that Mr. McQueeney was pointing out right at the bottom that reference to minimum zoning ordinance requirements above are for information only. Those italicized revisions are there because the City's PUD Ordinance sets forth certain minimums that have to be met. Those minimums, according to the City's Ordinance, have to be provided in the PUD so that Council knows what the minimum the ordinance requires is. Now, Laurel Island is going to have substantially more than the minimum ordinance requirements. The bold language that shows the fully developed expected usable open space of 39.2 acres is the amount that has to be built on Laurel Island, and if you go down to page 16, the next page just the second full paragraph, it says, 'any increase,' it starts with that, but it then goes on to say, 'any reduction in the fully developed expected acres of the Long Island PUD open space or usable open space shall require a PUD amendment.' In other words, to build less than 39.2 acres of usable open space on Laurel Island, the Laurel Island Development Team, whoever that may be, as you point out, it could be very different in 30 years or whatever, to reduce that number requires a visit back to City Council. So, it has to have 39.2 acres of usable space, which I point out is about four times the amount that the City actually requires per this PUD ordinance. It only requires Laurel Island to have 9.8 acres. So, if you think about that, there are actually 31 acres that could be developed into uses other than open space, but for this PUD, it will be green usable open space. Does that help answer your question?"

Councilwoman Jackson said, "Yes, it does. I read the paragraph about the expected, the paragraph you just quoted, any increase, and then any reduction, but so maybe my suggestion as a future user of this document is we should not have the minimums in there. If I were a future buyer of this property, that would be sort of a confusing contradiction, and my other question about the open space, Mr. Hellman, is there a dedicated timeline, a promise of when the open space would be delivered to the development?"

Mr. Hellman said, "It will be developed as Laurel Island develops out. So, over time and it would be wonderful to be able to pick a timeline for that, but as we all know, in the times of COVID, all of our best-laid plans have been delayed and deferred. So, as Laurel Island develops, the greenspace will get developed along with it. That could be over a short period of time, a long period of time. It really depends on how quickly Laurel Island gets developed. It would be disingenuous of anybody to establish a timeline or propose a timeline, and then whether it's the 2009, 2008, 2010, or it's what we have now with COVID and how that could slow things down, it's going to be developed as Laurel Island gets developed, and that's what the PUD would require."

Councilwoman Jackson said, "Because I was thinking more along the lines of the way that the housing is to be brought forward as a percentage of what's built along the way, we'll see those dedicated units. So, is that not a reasonable way of talking about the open space?"

Mr. McQueeney said, "Brian and I had discussed this, but one of my things was, number one, most of it's going to be open space if it's not usable open space until it's developed because it's all open space now or most of it is. But, number two, when we talk about usable open space, likely there will be the use of TIF funds to develop it, and then it's got to be dedicated and accepted by the City, which is going to require the City to sort of be involved in the particulars of both the

pace at which we accept it and the development pace because we need to be ready to accept it and be able to maintain it. I've said this before with this agreement. A PUD rezoning at best creates a two-year vested right, and that's arguable. A development agreement is what vests a PUD for more than two years. That's a five-year vested right for a property this size, and it could get up to ten years. The details of providing usable open space are really better, and in the timeframe because of the expectations of the City to receive it and maintain it are really better addressed in the development agreement which will include an infrastructure improvements agreement that controls TIF funds, and that's really why we've left it out. One of my things was, let's go ahead and develop as it comes forward. As you've mentioned so many units, this amount is going to be developed, and the problem is the expense associated with the former landfill use of the site. So, it's not just as simple as sort of mowing down trees and putting out soccer fields. There is a lot more to it than you would typically have. People use the Daniel Island comparison all of the time. That's a huge difference here. It's not a completely clean slate. The other difference is because of the former landfill, and you're unlikely to have single-family detached or attached residences on the site like you do at Daniel Island. So, you're not as concerned with where your retail and office and town center are because it's an urban core area, and if you have retail, office, and multi-family housing, which I think is the plan, I don't know how much more detail you can get as far as that. I don't mean to go off on a tangent, but both of those are sort of Daniel Island things that don't make sense here."

Councilwoman Jackson said, "I really appreciate that, and I do feel like that's the conversation we need to educate our public on, the distinctions between a piece of property that has been an industrial site now officially a brownfield and is going to provide the kind of urban living that we heard citizens favorably comment on tonight. So, I think this is a remarkable use of this land. I'm not disputing that. I'm just trying to clarify some of the things that I think citizens have told us are the value of this. So, could we just talk for one minute then about the way that the mix of uses could potentially be converted? Can you explain what you and Mr. Hellman worked out, Mr. McQueeney?"

Mr. McQueeney said, "Yes, and this was existing in the agreement. I tried to clean up the wording to make it more clear what was going on. So, the Traffic Impact study, which is like 300 pages of the document that's attached, but it's required under our ordinance, concludes that p.m. traffic hour impacts is going to be greater than a.m. impacts, so that you're going to measure the impacts of the development by p.m. traffic hours instead of a.m., and a.m. will be better covered. So, the idea is that as long as the traffic impact is neutral, and the little chart allows to convert from one land use to another fairly easily based on p.m. traffic count, which is based on that Traffic Impact Study. The idea is that you have neutral p.m. peak hour traffic impact, which should mean neutral a.m. peak hour traffic impact. It's called performance-based zoning. I don't know that we do it a lot, but it's a good thing to do and, hopefully, we'll do more of it in the future. I've heard people mention that there should be other impact related triggers, and I think the problem with that is it's an island. I mean, it's not, you're not as concerned, and I'd have to defer to Matt Fountain on this, but as far as filling or those types of things or flooding, it's not going to be like a development that's adjacent to an existing neighborhood, so you're not as concerned with those other impacts. I think traffic was the main one that jumped out at everybody in this area for anybody who has traveled down this area from coming to work for the City of Charleston or within the City of Charleston."

Mayor Tecklenburg said, "Thank you, Mr. McQueeney. I need to move on to some other Councilmembers that want to be heard. Thank you to Councilmember Jackson."

Mayor Tecklenburg recognized Councilmember Appel.

Councilmember Appel said, "Thank you, Mr. Mayor, and while Chip's wonderful observations are still ringing in the air, I want to just bring some more attention to them because he hit the nail right on the head. We have to understand how the various parts of this process work and how they interrelate to one another. We are talking about a Zoning Ordinance tonight. A PUD is a Zoning Ordinance. A PUD is not us getting out the models and figuring out exactly where things go, getting into technical design, and all of these different plans. That's for much later in the process, especially with a development agreement that any developer is embarking on a project like this is going to have to pursue, and that's where a lot of these details get worked out. I mentioned at one of our other meetings when this was discussed. I mean, think about how broad and open-ended our normal zoning is. The level of constraints and the level of protection and safeguards that are already built into this framework right now there is nothing like this in our default Zoning Ordinance. So, there is already a tremendous amount of whittling down of what we can expect on a property of this kind, and when you're talking about development horizon decades into the future, there is no way you can sit here and say the office is going there, this is going over there, you just can't do that to that degree although they do that with the open space element. So, I just want to as we discuss this and kind of decide whether to take final votes today, but just realize that this is one step in the process. It's not the end of the process. PUDs get amended all of the time. I was dealing with a PUD in Mt. Pleasant. I think that's into its 20<sup>th</sup> amendment out there by the Town Center, so these things can be amended over time. I'll close with this. I sympathize and understand the folks in this community that are just very concerned about development.

I've got family members that are very concerned about development, and they drive through the Crosstown, they see all of these apartments and these buildings, and it's not the Charleston they grew up, in and I understand that and respect that, but as we've talked about before, we've got a decision to make as a City. Are we going to continue to sprawl out into Ravenel and up Hwy. 61 and into Cainhoj and all of these places that we don't want to develop that are going to place additional burdens and difficult design for structure, or do we want to grow like a City? This is what cities do. Cities grow in their urban cores around transportation arteries, around existing infrastructures near where people work, near opportunities for economic collaboration. If I could snap my fingers and live in the Charleston of the 1970s and 1980s like my parents did, I'd do it. I get it, but at the end of the day, this is an exciting opportunity. There are a lot of jurisdictions around the country that would be over the moon for an opportunity like this. We are lucky that we're even in the cards for this kind of development. This is the exact type of development that you want to see in the 21<sup>st</sup> Century, and I want to commend the developers and the team for listening to the public and going back to the drawing board and making some tweaks to the overall proposal. I think they've done a great job, and this is not the end of Laurel Island. This is just the beginning, and it's going to be a long process into the future, and it's an exciting one."

Mayor Tecklenburg said, "Thank you. Councilwoman Delcioppo, did you have your hand up?"

Councilwoman Delcioppo said, "I did. I feel like I need a broom and a dust pan to sweep up how many times the name Daniel Island has been dropped. I proudly live there, and it's the best place I've ever lived. It tickles me every day that I get to represent this national award winning, master-planned community, Daniel Island, which is a giant PUD. A PUD, like Ross mentioned, like Chip has mentioned, sets some expectations. It's a zoning, and we need to differentiate that from a development agreement. They are very different things. For example, the City of Charleston Recreation Center that's being constructed on Daniel Island is because of the

amendment to the development agreement. So, every time it makes sense, when you have a document that's 20 years old, that you're going to have amendments as market factors change, things like that. So, it's important to differentiate the two. I think, when you look at something like Daniel Island, and what the City and how the City and the developers work together and the absolute magic that has been created out here that is recognized around the nation, that gives me a lot of assuredness that the City will do the same thing in other PUDs moving forward. Again, these are much different animals. You talk about Daniel Island where it is a lot of single-family homes. You have affordable housing that is seamlessly integrated into Daniel Island. It is brilliant. The same thing will happen on Laurel Island. The same expectations will be set, but you do have a difference in that one is much more suburban. The other is much more urban. You can plan the two the same. I think that's where we're getting hung up, when you're talking density versus thousands of acres spread out. So, I'm with Ross. I'm with Councilmember Mitchell. I think this is the best use of this land. It's the smart path moving forward. We have to be more proactive in our development. There are places for more sprawl. There are other places where we need to build denser, and this is what we're doing here, and I think it's a very wise move."

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

Mayor Tecklenburg recognized Councilmember Waring, followed by Councilmember Seekings.

Councilmember Waring said, "Thank you, Mr. Mayor. Listen, I'm going to yield the balance of my time to Councilmember Appel. I think he laid out the case extremely well. When we think about leaving the Peninsula, historic as we are, the majority of the historic district on the Peninsula was developed without a PUD, without a Planning Commission, as a matter of fact. Those developers at that time didn't really do that bad. PUDs work. I've always been a big proponent of PUDs, as the public gets more information for a PUD than anything. When somebody gets zoned General Business, they don't get the specifics on the GB that they do on the PUD. What some people want out of this are specifics. It's just unrealistic to expect that in the planning process of something of this magnitude. It's a great opportunity. Councilmember Appel is right. To have this opportunity in the Urban Core like this which negates our urban sprawl, it is a huge advantage. It's a good advantage that I think our City should take advantage of, and I'm going to vote in favor of this one. Thank you, Mr. Mayor."

Mayor Tecklenburg recognized Councilmember Seekings.

Councilmember Seekings said, "Thank you, Mr. Mayor. I'll be brief because there have been a lot of comments made. I want to speak to that whole idea of amending PUDs. We've been doing this a long time. I've been a long resister of amending PUDs to the extent we can do everything on the front end. I get it, you can't get every detail. But, here is a perfect example of where the PUD and then the development agreement really are not on a parallel track. I heard Mr. McQueeney, and it caught my ear. I'm widely interested in the whole idea of the traffic counts going on and off of the Island. One of the things that is still yet to be decided is how people are going to get on and off that Island. What's going to happen? Are we going to build a bridge? Who is going to own that bridge? So, this is a PUD of a different nature than I think anything we've ever seen. The development agreement that's going to come in the wake of it, and I'm not sure what the timing of that is, but we'll take it up when it comes, is going to have a lot of detail in it that, at that point, I think will really more set this in stone as to what it's all going to look like going forward. But, the traffic counts and the impacts on the areas around, we're not even to that point yet because ingress and egress, although sort of generally mapped out, are yet to be determined. So, that's going to be a big part of what we do going forward. So, for those who

haven't seen enough, there's going to be more to come on this. For those who think this is off to a good start, I see where the cards are going with this. We'll get it moving, but there is still a lot of work to do on both sides of the coin, particularly from the City side, when it comes to mobility on and off the track. Thanks."

Mayor Tecklenburg recognized Councilmember Shahid.

Councilmember Shahid said, "Thank you, Mr. Mayor. I just wanted to make a few comments. I remember as the City was being developed in these areas, or coming across and even over on Daniel Island, that we've come a long way. We are dedicating a significant portion of this development to affordable housing. Not too long ago, and those of my colleagues who have been on this Council longer than I have, that was almost a dirty word. There was so much pushback, including affordable housing and any projects and stuff. It was a 'not in my backyard' mentality of folks who were pushing back and did not want this. So, we've come a long way with just a mindset. It's now the norm, and it's pushing more for that. We've heard a lot of talk about affordable housing in the Peninsula and the affordable housing in West Ashley and in other parts of the City, but this project is going to incorporate part of that. We've heard folks talk about defunding the police and generating more of our resources. Well, this is an exact project of doing that. So, I'm glad that this is incorporated in it, the changes were made with affordable housing. I did not want to go uncommented about what Ms. Cahill was talking about regarding the process and having people have their voices heard. She is right to express that. That was something that I had a concern of way back in March and April when we were doing the shutdown and when we were trying to maneuver through these public hearing ordeals that we're having so that people had a voice in all this. So, I just could not let it go without there being some comment about it because that is our responsibility, to make sure that we do incorporate public input on these projects as much as possible. I'm going to vote for the project. I think this is a wonderful project. We're going to have more citizen input as we get into the weeds with this as time develops, but I just wanted to echo Ms. Cahill's comments along those lines and thank her and that organization for their diligence in looking over our shoulder. Thank you, Mr. Mayor."

Mayor Tecklenburg said, "Alright."

The Clerk said, "Mr. Mayor."

Mayor Tecklenburg said, "Yes, ma'am."

The Clerk said, "There is a gentleman named Ben Lendhardt who actually signed on. He didn't specify which item he wanted to speak to, but apparently he did want to speak to this item, and he was on the line. If he's still out there, Mr. Lendhardt, if you want to press \*6 to unmute yourself."

No one asked to speak.

Mayor Tecklenburg said, "Alright. Are there any other Councilmember comments? Otherwise, I'd like to call the question. So, we're giving second reading to item number three and then, as amended, number four. A final comment."

Mayor Tecklenburg recognized Councilwoman Jackson.

Councilwoman Jackson said, "Sorry, Mr. Mayor, I did have one just detail thing. Under the Workforce Housing Sec. 2.4, I understand that the 20 percent of units is being divided into

two components. Ten percent will be dedicated permanently under the category of rental units that will be priced to work with an income of 80 percent or less. Then, the other ten percent is going to work for the same income households and the clock for those ten years will commence on the lease day for each such unit. I was wondering if, maybe to clarify for a future owner, that we should put on the first lease date of the unit because it's not a rolling ten years. Once a unit comes online with its Certificate of Occupancy and is rented out for the first time, that starts the ten-year clock, but it doesn't say the first time when it is leased. So, I think that was a detail that we should just insert a clarifying word there on the first lease date for each such unit. So, that's my little thought, but I too am going to vote for this. I'm not bringing up these things that are going to hold back a vote, but I want to appeal to the developers. I know that people have been asking for different terms for the temporary subsidized units. Let's just call them that, the extra ten percent that's not permanent. I was wondering if maybe the developers might go back and re-think their pro forma. It would make 20 percent of the entire property affordable to income earners in the less than 80 percent category. If we're trying to do an urban development that works for a variety of residents of the City, I was thinking that maybe we could work something out where a part of that extra ten percent would go to income renters up to 180 percent. Then, maybe they would be able to extend the term so that we could have a mix of incomes and a longer term for that temporary group of subsidized units. That is my request."

Mayor Tecklenburg said, "Alright. Well, I hear you, and I would respectfully say that a level of detail like that could also be reserved for the development agreement. So, at this point, I'd like to call the question."

Councilmember Mitchell said, "I think Councilmember Gregorie had his hand up, Mr. Mayor."

Councilmember Gregorie said, "No, that's okay, Mayor. Let's vote."

Councilmember Mitchell said, "Okay. Let's vote."

On a motion of Councilmember Mitchell, two (2) bills (Items E-3 and E-4) received second reading. They passed second reading on motion by Councilmember Appel and third reading on motion of Councilmember Mitchell. On further motion of Councilmember Gregorie, the rules were suspended, and the bills were immediately ratified as:

**2020-143** AN ORDINANCE TO AMEND CHAPTER 54 OF THE CODE OF THE CITY OF CHARLESTON (ZONING ORDINANCE) BY CHANGING THE ZONE MAP, WHICH IS A PART THEREOF, SO THAT PROPERTIES LOCATED ON MORRISON DRIVE, ROMNEY STREET, AND NORTH ROMNEY STREET (LAUREL ISLAND AND PENINSULA) (CHARLESTON COUNTY TMS NOS. 459-02-00-013, 461-13-03-024, 464-00-00-002, 464-00-00-006, 464-00-00-023, 464-00-00-038) BE DELETED FROM THE OLD CITY HEIGHT DISTRICT ZONING MAPS.

**2020-144** AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF CHARLESTON BY CHANGING THE ZONE MAP, WHICH IS A PART THEREOF, SO THAT PROPERTIES LOCATED ON MORRISON DRIVE, ROMNEY STREET AND NORTH ROMNEY STREET (LAUREL ISLAND) (APPROXIMATELY 196.1 ACRES) (TMS # 464-00-00-006, 002, 023, 038, 459-02-00-013, AND 461-13-03-024) (COUNCIL DISTRICT 4), BE REZONED FROM GENERAL BUSINESS (GB), HEAVY INDUSTRIAL (HI), UPPER PENINSULA (UP) AND DIVERSE

RESIDENTIAL (DR-3) CLASSIFICATION TO PLANNED UNIT DEVELOPMENT (PUD) (LAUREL ISLAND) CLASSIFICATION, WITH THE PLANNED UNIT DEVELOPMENT GUIDELINES ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE TO SERVE AS THE DEVELOPMENT PLAN FOR SUCH PROPERTY. THE PROPERTY IS OWNED BY CHARLESTON COUNTY AND LRA PROMENADE NORTH LLC. **(AS AMENDED)**

Mayor Tecklenburg said, "Thank you so much. So, next we've got number five, Mr. Morgan."

Mr. Morgan said, "E-5. This is the Magnolia development, which is an existing Planned Unit Development on the neck of Charleston. This is a request for an amendment to amend sections related to net density, permitted uses, and temporary parking standards, and to rezone a parcel TMS #466-00-00-043 so it can be included in the Planned Unit Development. This is the Parker Marine site which is roughly in this location here in the PUD if you all can see my cursor. Of course, the whole PUD is on the west side of King Street in the areas of Milford and Braswell, fronting on the Ashley River, south of the Rosemont neighborhood and north of Wagener Terrace. We have a couple of other slides here that relate to the PUD and the changes. Here are the aerial images of the PUD's parcels. Then, we have slides from the applicant. So, on the left, you see the page from the old PUD. On the right, the page from the new PUD. We've edited these down a little bit, but I did want to just zip through these so you all could see the difference in the PUD with these amendments. So, these are the different parcel owners now based on the new ownership in the area and the difference in parcel acreages based on the addition of the Parker Marine site.

Then, we have the old layout of the zoning, and now we have the PUD on the site and the current HI for the Parker Marine which will become part of the PUD and the overall developed area, and the percentages, the various percentages for open space. Of course, open space is 38 percent of the area, and usable open space is 33 percent. So, again, just like Laurel Island a very substantial portion of the site is usable open space. These are the development pods in the development in the PUD and the overall unit counts that would be in the PUD which are the 4,080 development residential units, the 1.05 million square feet of office, the retail of 200,000 square feet, and the hospitality of 1,040 units or rooms as with these amendments. Then, we have some of the zoning criteria that has changed from a minor standpoint on the site. Then, we have the permitted uses change to exclude things like casinos and to allow certain other uses, such as food trucks and temporary food services on the site. Parking standards, and then the information on the outdoor parks and buffers. Again, 38 percent of the site is open space, and 33 percent is usable open space and stormwater management amendments.

The traffic study that looks at the streets that are leading in and out has slight adjustments here. The Braswell/Milford streets, the type of street that they will be in the development has shifted. So, that's an amendment here. Here is the Conceptual Lane Use Plan with these amendments. Again, incorporating the Parker Marine site here, the Waterfront Park area is intact and, in fact, expanded by virtue of the Parker Marine allowing for frontage on that portion of the Ashley River, and the overall Height Districts. As you can see here, a variety of heights. The greatest heights are the ones that are in the red, and then we have the street hierarchy. The more intense streets are towards the middle of the site, and then, you have the bridge that leads into the site from the south, as well as the accesses to King Street from the east, and then some of the street sections that have some slight modifications to deal with the reworking of a couple of the streets up there. These are all, again, in your overall PUD packages. I'm happy to go back to any of these if there are items that folks have particular questions on. So, here is the open

space, and a lot of the concentration of the open space is on these Waterfront Park areas which will be accessible from the bridge and also from the streets that come in off King Street. So, they will be completely publicly accessible and the connectivity with the surrounding area to the east and to the south, and that's the end of their slides. This was at Planning Commission last month and had a recommendation of approval of 8 to 0 in favor of these changes."

Mayor Tecklenburg said, "The primary change is simply the addition of the Parker Marine property?"

Mr. Morgan said, "Yes, sir."

Mayor Tecklenburg said, "Alright. So, did anyone from the public sign up to speak on this, Madam Clerk?"

The Clerk said, "Yes, we have two people. The first is James Wilson. Mr. Wilson, if you're ready. I believe he is joining by Zoom."

1. James Wilson, of Womble Bond Dickinson, represented the owner and developer of the Magnolia Project. They were pleased that the work was well underway at Magnolia. Environmental remediation and site work was in progress as they prepared for new streets and infrastructure that was being installed. He was very excited about being at this point with this project and said what Mr. Morgan described was exactly right. This was an amendment to an existing PUD, which was the addition of the Parker Marine property. When the PUD was approved back in 2014, it was missing the central waterfront piece of Parker. It was about seven acres being added to this PUD. The most important thing was that it completed the waterfront. The total park public access and public open space within Magnolia would be about 24 acres. This completed the waterfront continuous public access for the length of Magnolia going down across the bridge to Wagener Terrace. On adding the additional acreage, they adjusted the density. They were reducing the retail and adding more residential, office, and hotel space. With regards to affordable housing, since its inception, affordable housing had been a key part of the plan for the Magnolia Development Agreement which was in place currently. It required 15 percent of all residential to be workforce housing. Then, also under the development agreement, the developer was donating at least 1.5 or more acres of land to the City in fee simple for the City's use for affordable housing. That was permanent. He thanked Council for their time.

Mayor Tecklenburg said, "Thank you, Mr. Wilson."

The Clerk said, "Next is Stuart Coleman."

2. Stuart Coleman said he did not have any comments.

Mayor Tecklenburg said, "Okay, great. Is there anyone else, Madam Clerk?"

The Clerk said, "That's all we had, and we did not receive any written comments or comments by phone on this item."

Mayor Tecklenburg said, "Alright. So, the matter comes to Council."

Councilmember Mitchell said, "Move for approval."

Councilmember Seekings said, "Second."

Mayor Tecklenburg said, "This is for first reading only. Are there any other questions or comments at this time?"

No one else asked to speak.

On a motion of Councilmember Mitchell, seconded by Councilmember Seekings, 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 amending sections of the Magnolia Planned Unit Development (PUD) Master Plan and Development Guidelines related to net density, permitted uses and temporary parking standards to Heriot Street, Braswell Street, Milford Street, Oceanic Street & Hagood Road (Magnolia PUD – Peninsula Neck) (approx. 189.49 acres) (TMS# 464-00-00-012, 025, 026, 028, 029, 030, 039 & 040; 464-13-00-008, 011, 012, 013 & 023; 466-00-00-016, 017, 018, 019, 028 through 037, 044, 046, 049, & 051) and to rezone TMS# 466-00-00-043 so as to be included in the Planned Unit Development (PUD).*

Mayor Tecklenburg said, "Number six, Mr. Morgan."

Mr. Morgan said, "E-6 is a PUD amendment to the Wando Village PUD, which is in the Cainho/Penninsula area of Charleston. It's at 546 Riverbend Trail and the intersection of Hwy. 41. It's a 66-acre PUD. This is a relatively minor amendment to the PUD. It's to allow for a sound barrier to be built adjacent to the portion of the property that is next to the newly widened and heightened Hwy. 41 bridge in this area here because, of course, there is a new Hwy. 41 bridge over the Wando River in that location. We have a couple of images to show you from that. Here, again, is the overall parcels that are involved in the PUD. Here is the new bridge for Hwy. 41. The property is, again, right here on this image. We have a little bit closer view and, of course, you see the difference in the area once the bridge is completed. Coming in on the bridge was much higher and overlooked some of the property necessitating the need for the sound barrier and the wall. Here is a new view of June 2019, and here is the existing Land Use Plan and you see the reference made here to the sound barrier wall in that location. There would be vegetation in front of it. So, if you were coming down Hwy. 41, you would see the vegetation before you saw the actual wall itself, and it would be a masonry wall. Here is a little bit more of a zoom-in on that. So, staff has been very comfortable with this and thought this was appropriate given the change in the surrounding area with the new highway improvements. We recommend it for its approval. Here is information about the concrete material, that it will be textured, and blend with the natural buffer. So, we endorse it, as did the Planning Commission with an 8 to 0 vote."

Mayors Tecklenburg said, "Alright. Thank you. Madam Clerk."

The Clerk said, "Brian Riley."

1. Brian Riley, of Thomas & Hutton, said he represented the applicant. They appreciate staff's help with this. They thought Christopher did a great job and would be happy to answer any questions.

Mayor Tecklenburg said, "Thank you, sir."

The Clerk said, "That was all that we had."

Mayor Tecklenburg said, "Alright. Then, the matter comes to Council."

Councilmember Shealy said, "Move for approval"

Councilwoman Delcioppo said, "Second."

Mayor Tecklenburg said, "Is there any discussion?"

No one asked to speak.

On a motion of Councilmember Shealy, seconded by Councilwoman Delcioppo, 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 amending the Wando Village Planned Unit Development (PUD) Master Plan and Development Guidelines to allow for a sound barrier for a portion of the property adjacent to the newly widened Highway 41 roadway and new bridge for 546 Riverbend Trail & Hwy 41 (Wando Village PUD – Cainhoy) (approx. 66.50 acres) (TMS# 263-00-04-001 & 057).*

Mayor Tecklenburg said, "Finally, number seven, Mr. Morgan."

Mr. Morgan said, "This is a recently annexed property on Pinebark Lane in West Ashley. It was R-4 in Charleston County Single-Family Residential, and it would come into the City as SR-1, Single-Family Residential in the City of Charleston."

Mayor Tecklenburg said, "Great. I believe that would be Mr. Waring's District."

The Clerk said, "No one has signed up to speak on this matter."

Mayor Tecklenburg said, "No public comment, it comes to Council."

Councilmember Mitchell said, "Move for approval."

Councilmember Appel said, "Second."

Mayor Tecklenburg said, "Is there any discussion?"

No one asked to speak.

On a motion of Councilmember Mitchell, seconded by Councilmember Appel, 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 1569 North Pinebark Lane (West Ashley) (approximately 0.27 acre) (TMS# 353-15-00-033) (Council District 7), annexed into the City of Charleston September 22, 2020 (#2020-133), be zoned Single-Family Residential (SR-1) classification. The property is owned by Elizabeth and Nicholas Curry.*

Mayor Tecklenburg said, "So, that concludes our public hearings for this evening. Thank you to all of those who participated. Ms. Gadsden, we'll be to you in just a minute. We'll let you go first in the Citizens Participation Period about the budget. So, first, before we do that, briefly, approval of City Council minutes."

Councilmember Griffin said, "Move for approval."

Councilmember Mitchell said, "Second."

Mayor Tecklenburg said, "Are there any additions, corrections, or deletions?"

No one asked to speak.

On a motion of Councilmember Griffin, seconded by Councilmember Mitchell, City Council voted unanimously to approve the minutes of the October 13, 2020 City Council meeting.

Mayor Tecklenburg recognized Councilmember Sakran.

Councilmember Sakran said, "Thank you, Mayor. I just wanted to ask the Clerk if she has a few people that have just texted me saying that they had signed up for public participation, but weren't called. I just want to make sure she has their names."

The Clerk said, "What are their names?"

Councilmember Sakran said, "Emily Walter. Do you have that?"

The Clerk said, "We don't have Emily Walter. When did she sign up?"

Councilmember Sakran said, "She said she signed up for the public hearing and was put on agenda item number one. I think she wanted to speak on the budget."

The Clerk said, "Did she sign up before noon today?"

Councilmember Sakran said, "I don't know. How about Cari Lucas?"

Mayor Tecklenburg said, "We'll allow both of them to speak, I assure you, during Public Participation."

Councilmember Sakran said, "Perfect."

The Clerk said, "Yes, that name is on Citizens Participation."

Councilmember Sakran said, "Okay, great. Thank you."

Mayor Tecklenburg said, "So, without further ado, we'll go to our Citizens Participation Period. How many folks do we have, that we know about, that are signed up?"

The Clerk said, "We have nine people signed up, and with the addition of Emily Walter, that will make it ten. Would you like to set a time limit?"

Mayor Tecklenburg said, "Yes, we'll keep it at two minutes for this Participation Period, as well. If I may ask, if you will allow Ms. Gadsden to go first since she wanted to speak during the public hearing portion."

The Clerk said, "Ms. Gadsden."

1. Ms. Gadsden said she wanted to address the City's budget and encouraged the City to move in a spirit of transparency and listen to grassroots organizers, not just herself but those in the community, as well. She stressed that City Council might be more receptive to hearing cold hard facts in the form of numbers. In Charleston and across the country, spending on law enforcement dramatically outpaced community services such as housing and education, and they saw that reflected directly in areas like downtown. Each taxpayer paid \$341.41 to the Police Department. Comparatively, youth and education programs received a little over \$1.00 per capita. The Charleston Police Department took up almost 25 percent of the City's budget. To break that down, that was \$53 million. Comparatively, the Department of Housing and Community Development currently received one percent of the annual budget. That was untenable, unsustainable, and she thought it showed where the values were as a City. She urged the Councilmembers to be more creative, more progressive, and to be more just in how funds were allocated moving forward. They saw what happened this summer, and it wasn't just about broken glass. The City, the citizens, and the young people were crying out for help, and they were met with expensive militarized vehicles. She urged Council to re-visit this budget, and keep the citizens, keep the youth, and keep in mind those who were housing insecure as they made decisions regarding the budget."
2. Joshua Walker said in the budget the City described itself as the City that embraced change. He urged Council to embrace this philosophy as they moved forward with the 2021 Budget and the ten-year plan. He thought it was important to realize where they spent the money as it was a true reflection of the priorities as a City and as a community. He was a small business owner with multiple businesses and had lived downtown for ten years in Charleston. He realized it was important to maintain the status as a tourist destination, but he thought the focus must be more on serving the citizens better. He knew the City budget was an enormously complicated endeavor to manage and that whenever changing it, it was in their nature to ask where the money come from. He was confident there was plenty of room for improvement and that Council took the time to focus on that improvement. For 2020, \$3 million was being spent on new LED lights at Volvo Stadium and \$12 million just on recreation projects on Daniel Island. The Police Department was a huge focus with a lot of groups. He thought the budget as a whole should be a focus. Just with the Police Department, \$3.2 million was spent in the past two years on brand new cars and \$6 million in the past four years just on brand new vehicles. The City youth budget had an operating cost of only \$14,000. This was a reflection of the City's priorities. He urged Council to take it to heart, embrace the concept that they could always learn more, and they always have to adapt to be better human beings. This year was a perfect example of this, and he urged Council and the Mayor to harness all of this energy that had come from adversity into creating an opportunity for betterment for all citizens. He addressed the Mayor about the 15 percent property tax increase that they were facing as restaurants, and he hoped to hear back. He said better engagement,

better transparency, and the fact that he had waited an hour and 45 minutes on the phone just to say his peace was an example of how they all could do better.

3. Karen Beard said she spoke for the Charleston Coalition of Wireless Safety Standards. They wanted to thank Ms. Herdina for giving a balanced assessment of the current national and local small cell facilities situation at the Public Works meeting. She said Ms. Herdina stated that the experts on both sides of the 5G safety issue had research to show even that non-ionizing radiation was harmful to human organisms or that it was not harmful. It had become a battle of experts, and they agreed, but they knew that eventually, one of these sets of experts would be proven correct. It may take many years, and during that time, their children would grow to adulthood. In Charleston, they must do everything they could to protect their growing children now in case the set of experts who had evidence that non-ionizing radiation was harmful to organisms was proven correct. They read a recently passed South Carolina small cell facility law, and they may be able to provide additional requirements for those applying for site locations. They also had a short list of requirements they had found in their research that were being imposed across the nation. They would submit those lists to Council in a mail out, and they urged all of those involved in making the decision to approve permanent small cell permits consider applying these requirements to each small cell application, especially in their neighborhoods.
  
4. Shaquille Fontenot said she was a member of the Lowcountry Action Committee and the People of the Budget Coalition. She wanted to discuss an egregious breach of trust between the City and its residents. The same City which benefited and continued to benefit from the import of enslaved Africans is the same city constantly ranked the #1 city in the U.S. She questioned who it was #1 for because it was also a place where 27.6 percent of residents faced shelter poverty, and in a year where the City was facing a deficit of almost \$40 million, departments and services should be prioritized and provide a better quality of life for the residents. More should be directed from over-policing a response to the uprising following the deaths of George Floyd. People didn't wake up one day to smash up stuff downtown and cause a ruckus. It was the result of a systemic effort to displace residents, to remove educational and life performing resources from them, and uphold the status quo policies that encouraged economic and environmental exploitations. These outcomes were a natural result of a system of inequitable policies that had always governed the City. People were dying and being displaced, but God forbid if they couldn't find someone who threw a brick in an empty building. Evidence showed that police did not make people safe with over-policing in the communities of color, and pushing officers to make arrests perpetuated harm and trauma. There were massive disparities in funding that perpetuated racial injustice in the City that had done so since slavery. Each taxpayer paid around \$340 to the Police Department, yet youth and education programs got a little over \$1. Imagine the type of Charleston they could have if they allocated just nine percent of that \$53 million the Charleston Police Department received and provided community programs and services. The People of the Budget Coalition requested an increased police accountability and a Civilian Police Accountability Council in addition to a \$5 million reallocation of police budget. They should focus on the plight of the people instead of the preferences of tourists who shuffle in and out of an adult Disneyland to go to CBD shops to get the same plant that the Charleston Police arrest black people for at a

rate of 77.5 percent. She urged Council to choose knowledge and invoke empathy to make Charleston more equitable and sustainable when reviewing the budget this year.

5. Khari Lucas said he was with the Lowcountry Action Committee and the Budget Coalition. He echoed the requests for transparency through the process of approving the budget and the requests for a \$5 million reallocation from the police. The Police Department took up almost 25 percent of the budget, and according to the Vera Institute, Charleston spent 22 percent of its budget on policing while Virginia Beach, which was a city with over three times Charleston's population, spent only nine percent on its budgeting which was clearly under the guise that the police kept people safe. However, policing experts noted that there was no correlation between the number of police and the rate of crime in a place. Over-policing actually pushed officers to make more arrests and perpetuated harm and trauma. Between 1997 and 2016, the number of police officers for every 100,000 residents dropped by nearly ten percent, and the violent crime rate dropped by 37 percent. For the past five years in Charleston, only ten percent of arrests involved serious threats of violence, while 90 percent were for non-violent offenses. Since 2015, there had been more arrests for marijuana possession than there had been for all violent offenses combined. The City of Charleston had publicly demonstrated what appeared to be a commitment to racial justice and change, establishing the Special Commission on Equity, Inclusion, and Racial Conciliation and removing the statue, amongst other things. However, black citizens in the City were not safe from issues such as displacement, lack of housing, over-policing, etcetera. It was just a Commission with a really big name that didn't do anything and had a lot of optics.
6. Kristopher King with the Preservation Society said they wanted to let Council know they appreciated the creation of the Task Force to study the smokestacks, but they had not heard anything from the City to this point and felt that they were losing valuable time. They were surprised to see a \$200,000 contract with the engineering firm come for approval to Ways and Means and questioned why they would be asked to approve this before allowing the Task Force to even have its first conversation or consider the due diligence that was needed. It continued to feel as though the City was driving towards demolition and preventing the due diligence from being done. They urged Council to not lock into a contract of this magnitude until the due diligence was able to occur. He also spoke to the amplification of carriages. They were surprised to see it on the agenda and urged Council to understand that the tours took place in neighborhoods where people lived, and they felt it would be incredibly intrusive on the quiet enjoyment of the residents. They were concerned and urged Council to please not approve it. On the ordinance preventing the handing out of free samples, they applauded the effort. They spoke with many businesses and King Street property owners who were strongly in support of it. They heard numerous stories about how the predatory sales practices were really hurting the adjacent businesses and also the character of King Street. As a King Street property owner and retailer, they urged Council to support the ban for the betterment of the residents, visitors, and shoppers. King Street desperately needed Council's help, and it was a positive step.

7. Ana Pandos said she represented Alana Dickinson, the owner of a few of the vendors on King Street that handed out samples. They were concerned about their company's success. They understood the concerns about the businesses being aggressive and predatory, but the sampling was important to their business model. In the cosmetics industry, they needed to be able to interact with customers on the street, so they had the ability to feel the products. Passing out samples was important to introduce them to the market. She was more than happy to talk with Council to recognize a less aggressive approach and come to a happy medium somewhere. She hoped Council understood the financial strain this had on their business.
8. Emily Walter spoke regarding the 2021 budget and the lack of transparency and accessibility of the public hearing directly to Charleston. She asked how the City defined public hearing. She was new to the budget process, and it did not seem productive or fair to have a hearing on legislation that was not published online yet. In a time of great need, the desire for transparency was paramount. Accessibility and publicity of the 2021 budget, needed to be improved by City officials. She was confused about the point of having a public meeting at all if there was no true intention of engaging the public. Beyond the individual arguments, the budget priorities and what they valued as a City was the least that Charleston could do to authentically engage constituents about where their own taxpayer dollars were going. The current definition of public safety was not only extremely limited, but actively caused harm to residents of the City. The data collected by the People's Budget Coalition left no doubt about it. Black kids who lived in Charleston were being taxed at significantly higher rates than the white citizens. This was true in that all charges were considered cumulatively, but also most dramatically when considering lower level charges. It was roughly one quarter of the population. Black people comprised startling high percentages of their arrests for marijuana-related offenses, as well as charges for driving under a suspended license and a host of other minor charges. Most unsettling was the dramatic disparity in the arrests between black and white youths under the age of 18. Through analysis of how police spent their time in the City in the past five years, there had been more arrests for marijuana possession than all violent offenses combined. Police responded to a crime. They did not prevent crime. They simply respond when there is a lack of resources, and people didn't have what they needed. Allowing CPD to take up affordable housing in the Gadsden Green Apartment Complex did not make the residents of that area any safer. It just increased the amount of over-policing in that community, and it added to racist displacement and continued gentrification of Charleston. If Charleston's goal was to actually keep people safe, then the City had to do away with the myth that policing was the best way to do that.
9. Laura Ellison Fox addressed the sampling ordinance that was before Council. As the Chairwoman of the Central Business District Improvement Commission, she urged Council to defer voting on the ordinance. As a local attorney, she thought they could craft something that would reflect the interests of the majority of King Street business owners as well as help protect some of the businesses that relied on sampling on the Peninsula. She thought there was work that could be done to reach a happy medium, but the ordinance as written could be detrimental to the businesses in the City.

10. Marcus McDonald with Charleston Black Lives Matter said he wasn't going to rehash what a lot of his other folks in the People's Coalition had been saying, but he reiterated some anecdotes that he had heard from the community. The police did not make communities safer, and over-policing was just a tragic thing they had been seeing happen over and over again without looking at the real issues. Just from his experience working with youth programs in the Gadsden Green area and on the Eastside, he had seen it severely underfunded. If they really wanted the safety of the community, they would put more money into these programs and prioritize black children and black youth. They had the ability to do things other than crime and be able to transition in ways to make themselves better and pursue careers and different job opportunities. It was not only coming from the Coalition, but also the community was asking for it. Mr. Jones on the Eastside had been asking for this. He had said before so many times that he often got overlooked when it came to a lot of the opportunities that were given out through the City, even in Gadsden Green, putting the police station in there. The citizens really wanted the shootings to stop. They wanted the violence to stop, and they wanted to be safer, but they also had issues that were never really addressed because the City just ignored them like the flooding and the bugs in their houses. The City wanted to build a new police station in the middle of the project, but they didn't want to fix the housing that was already there. That was shameful. They were trying to over-police and coerce people into making that part of their neighborhood when the City didn't even want to fix some of the issues that they had been asking for several years now. He spoke for those communities and urged Council to reallocate \$5 million of the budget from the Police Department to some of the programs. The communities really needed it, and the children really needed it. They shouldn't have to do all of the fundraising if there were all of these funds available. A lot of the time they had been having to do this stuff on their own. As a City, they needed to really build up and help the young black folks and build their futures.

Mayor Tecklenburg said, "Thank you, Mr. McDonald. Appreciate that."

The Clerk said, "We did have some comments that we received, Mayor. We had two people that opposed allowing voice amplification by tour guides on horse carriages unless it's verified for medical reasons. Fifteen people were in support of Charleston Coalition for Wireless Safety Standards. Four people are against the CPD taking over affordable housing units in Gadsden Green to form a substation, and one person is against adding more hotels, apartments, and condominiums. That was all that we had."

Mayor Tecklenburg said, "Great. Did we miss anybody?"

No one else asked to speak.

Mayor Tecklenburg said, "I think not. Well, thank you, Madam Clerk, for organizing all of that and letting us know. I feel like we had a robust participation from the public tonight with both of our public hearings and public participation period. I want to thank everybody for sharing their thoughts and their time with us. So, next is our approval of appointments for the Tourism Commission. Can I entertain a motion to approve?"

Councilmember Brady said, "So moved."

Councilmember Shahid said, "Second."

Mayor Tecklenburg said, "Is there any discussion?"

Councilmember Shahid said, "I just had one question, Mayor."

Mayor Tecklenburg recognized Councilmember Shahid.

Councilmember Shahid said, "Are there any more vacancies coming up for any more reappointments? Are there any more vacancies coming up that we're aware of?"

Mayor Tecklenburg said, "Yes, there are two more. I'm seeking some neighborhood representation, and we'll come back to Council at the next meeting with two more appointments for this Commission."

Councilmember Shahid said, "Because I have some folks who may be interested, and I just want to make sure that we can have a discussion about that. Thank you."

Mayor Tecklenburg said, "Submit any suggestions to me, please."

Councilmember Shahid said, "Yes, sir."

On a motion of Councilmember Brady, seconded by Councilmember Shahid, City Council voted unanimously to approve the appointments and reappointments to the Tourism Commission:

i. Tourism Commission:

Barry Kalinsky (Reappointment)

Ernest Long (Reappointment)

James Saboe (Reappointment)

Alphonso Brown (Reappointment)

Chad Yonce (Reappointment)

Victoria Moore (New Appointment)

Darryl Wade (New Appointment)

Yvonne Broaddus (New Appointment)

Mayor Tecklenburg said, "Next is a discussion, a presentation, by Meg Thompson, who is the Director of Business and Neighborhood Services, on our Central Business District Improvement Commission that has been meeting quite regularly. They met weekly for a while, and now they're meeting every other two weeks. Councilmembers Mitchell and Seekings have been a part of that, and they have some recommendations for us this evening. Meg."

Meg Thompson said, "Thank you, Mayor, and thank you, Council, for the time tonight. As always, I promise to be brief with my report here. As the Mayor was saying, the Central Business District Improvement Commission was formed over the summer and has been meeting since mid-

August. Just as a reminder, the mission of the Commission is to ensure the long term economic vitality of King Street and the surrounding commercial area. They are to do so by considering and recommending policy and program changes to you all that will better the district. As the Mayor said, I do want to thank the Commission members, including the Mayor and Councilmember Seekings and Councilmember Mitchell. You heard from Lauren earlier. I also want to thank two honorary Commission members, Councilmember Delcioppo and Councilmember Appel, who have also made it a point to attend those meetings when they are able. Thank you all so much for your time and dedication. Like the Mayor said, this is a very passionate group that has been working very hard for the district.

So, why we formed this Commission is what I kind of want to spend a little bit of time on this slide with. So, this graph is taken from Placer data, which is a data platform that we use that basically tracks foot traffic. You draw a square around an area, and they can track the number of mobile phones that go in and out of an area. I want to assure you that this is all perfectly fine and legal. No personal data is shared or anything like that, but it does give an idea about the activity in a certain area. So, this graph shows, in blue, the foot traffic for King Street in 2019 and, in red, for King Street in 2020. As you can see in the first couple of months here, there is a pattern to King Street. There is a regularity to the foot traffic. Then, in March, obviously, that pattern was broken. If you look at this graph, it looks a little bit like a heart monitor, and you can see where the heart of our downtown flatlined, essentially, for three months. It started to pick back up over the summer. The events of May 30<sup>th</sup> are right around in here. Then, things proceeded to get better and better until right about here, where you can see the blue line really dips for 2019. That was a hurricane in September. It happened to also be the same weekend that we finally broke 20,000 visits. We had not broken that since March, and you can see that the lines are starting to emerge over the past two months to the point we were even exceeding on a couple of days in a given month. But, this dip here is hard to recover from, and that has been a lot of what the Commission has spoken about during their work. So, the timeline for their work is this summer into the fall. They have been working very hard to develop a work plan to execute this winter in early 2021. The idea is getting a lot of these projects in place for the holiday shopping season, because it is very key to this district, and then be able to assess that work next year.

So, going through a very intense process, the group identified a list of issues for the district that they would like to see addressed and eventually decided to split that list into two halves. So, the first half is the Safety & Appearance. They decided that that was the list that needed to be addressed first because the feeling was that if the street wasn't clean and safe and beautiful, there was really no point in worrying about the rest of it. So, for each of those items under Safety & Appearance, we've been through this equation for lack of a better word. We have worked to define the problem and understand the constraints. Then, tonight, we are working on getting the responsible parties onboard and securing the required resources, so we can implement a response. Now, obviously, that's where you come in. The group, as a whole, has met with representatives from each of these departments, sometimes multiple times, as well as outside stakeholders like Dominion Energy, CVB, and the College of Charleston. I want to thank the City departments that have met with the group so far who have all also reviewed the report that you guys all have in your packet that shows the detailed recommendations that the group has put forward.

Now, most of those are staff actions that the Mayor and I have discussed with those Department Heads that we would like to move forward with, but there were a couple of key requests that I wanted to pull out for you all since it is budget season, one of those being making sure that the Streets and Sidewalks Division has an adequate repair budget for the bluestone. That's proven to be a key issue as we've looked at the district and making sure that Housing and

Community Development has the staff to have outreach workers on the street. The impact of Christopher Jardin and Taliah Rice has been great, but we need more. So, they made additional staff requests of you all that the group hopes you will support. While we are super eager for your endorsement of these recommendations, we have also made progress on other items. Anything from getting that bluestone repaired and inventory work done to looking ahead towards that second half of the list of strategic vision. The Mayor has already mentioned that the Farmer's Market is back. We're doing research into parklets and food trucks and work that we can do with the Riley Center, so we're very excited about the work to upcome, and we'll be reporting those out when we are able. With that, I will open it up for questions."

Mayor Tecklenburg said, "Are there any questions for Ms. Thompson?"

Mayor Tecklenburg recognized Councilmember Shahid.

Councilmember Shahid said, "Thank you. I really do appreciate the work you all have been doing on this, and a lot of thank you's to those who are serving on it. Just one question, one of the things that I see happening on King Street, and I don't know if this one's been up for discussion, is where you've got trash collection or litter removal. Did you all talk about deliveries of, particularly, I should say King Street and Meeting Street, any disruption that has on our traffic?"

Ms. Thompson said, "That has been a conversation that I've had with merchants previously. That has not been a hot topic for this group."

Councilmember Shahid said, "Okay. Thanks."

Mayor Tecklenburg said, "Is there anybody else?"

No one else asked to speak.

Mayor Tecklenburg said, "Well, I would also like to thank Meg and the Commission members for their service. They really have been working hard, and the staff of the various departments who have been responding so well to take care of the ABC's of taking care of our Central Business District. I think it's making a difference already. For example, in one area of King Street, we noted that the light poles, after 20 to 25 years, were looking a little ragged. So, the Parks Department got them all painted. It makes them look so much nicer, and the cleanliness is up a notch. We're working on so many different efforts. So, a point well taken, Meg, for the two budget items, particularly to make sure we're able to take care of the sidewalks and to hopefully add another homeless coordinator outreach person to add to the staff that we have already. It's a continuing problem in the Central Business District, but we'll deal with those when we get to budget deliberations. For right now, I believe we'll just receive this as a report for information. Thank you so much, Meg."

Councilmember Seekings said, "Mr. Mayor, can I just add something really quickly if you don't mind?"

Mayor Tecklenburg recognized Councilmember Seekings.

Councilmember Seekings said, "I just want to echo the thanks to Meg and her team. They've worked really hard. For those of you who are not on this Commission/Committee, it meets on Friday afternoons from 3:30 p.m. to 5:00 p.m. Meg has actually done a good job of bringing it back to 4:30 p.m., but we have beyond 100 percent participation. We have a 100

percent plus, as Councilmember Delcioppo and Councilmember Appel often call in. So, it just shows you how important the mission of looking at and improving as many things as we can on King Street is to that group. I will tell you if something comes out of that Commission to this Council, it will have been very, very well vetted and heavily debated. So, with that, I just want to thank you, Meg, and thank everyone who has really put a lot of time into that Commission.”

Ms. Thompson said, “Thank you, Councilmember.”

Mayor Tecklenburg said, “Is there anyone else?”

No one else asked to speak.

Mayor Tecklenburg said, “Thank you. So, moving on, we have a report from our Health and Wellness Advisory Committee, as well. Dr. Susan Johnson will be making a presentation to us. The Committee approved a recommendation to Council that we basically consider health in all of the decisions that we make. Dr. Johnson.”

Dr. Susan Johnson said, “Thank you so much, Mayor and Councilmembers. I appreciate the time this evening to be able to give you an update on our current work. As you all know, we spend a lot of time focusing on health equity and, in particular, making sure that we have policy systems and environment in place to support the health of all of our citizens. We recognize, from our Committee, that there are many factors beyond health care that influence and impact a person’s health and wellbeing. So, we’ve really used this Social Determinants model to guide our work. We recognize that the places where people live, learn, work, play, and age influence our health. It influences us through social and economic opportunities, resources available in our homes and neighborhoods and communities, the quality of schooling, efficiency and reliability of transportation, safety of our workplaces, access to healthy clean food, water, and air and the social interactions and relationships that support total wellbeing. So, with that, we have been investigating and exploring initiatives that will help us really bolster health equity in our community and make sure that we are considering the health and wellbeing of all of our citizens in the great work that we do. The Health in All Policies is an initiative that has been promoted through the World Health Organization, through the CDC, and in many communities across our country. California, in particular, has adopted it statewide. So, we spent a good amount of time over the past year really doing our due diligence around this model and looking at whether we thought it was a good fit for our community and a benefit to our citizens. We believe that the Health in All Policies approach will help support our efforts, provide us with innovative solutions, a new policy paradigm, and structures that break down the natural silos that prevent us from being able to achieve our goals around health equity.

So, how does Health in All Policies work? It is, by nature, a collaborative process. Basically, it’s pulling together stakeholders and community members across all neighborhoods, sectors, and all policy areas. The ask is that we, in all of our conversations and decision making, keep good health at the top of everyone’s mind. It raises awareness of social determinants such as I said, is really a model that we use in deciding which initiatives are our best practice. It helps communities develop methods to reduce health barriers, encourages new partnerships to promote health, and really gives us the framework to analyze any proposed policies, plans, programs, and projects from a health lens and looking at the potential impact on health, both positive and negative.

So, with that, in the core of this framework, we would involve health and non-health organizations, our communities, and neighborhoods. We would look at all of the key health issues

that we're facing as a community. We would certainly consider local rules, laws, and policies and look at our national partners, as well as local and regional, and really primarily focus on those health disparities. We really want to make the point that this is not meant to force sectors to prioritize health first over other metrics or priorities such as costs or environment, but it's meant to encourage, again, all stakeholders to use a lens of health and elevate health in consideration of all decisions. We have really given a lot of thought as to how to kind of phase in this approach. We believe that a good starting point would be for us to consider the health lens in considering the City health plan. We have looked over the ten key elements and compared it to the social determinants of health, and we feel like there are a lot of opportunities, particularly because the plan involves community engagement. It also involves all of the decision makers and different bodies of the Charleston City Government. So, we feel like this is a really great place for us to start examining this approach. We also believe that the driver for us is health outcomes. We've really been focusing on selecting initiatives and focusing our efforts on things that we feel like we can actually move the needle on health outcomes and so certainly life expectancy in our communities. If you look on the right hand side, we are below the national average. Then, if you look specifically on the left hand side, in certain communities with our City, we have a lot of work to do. So, we believe that this Health in All Policies approach can help us to really start to shift these numbers and move us in the right direction.

So, at our last City Health and Wellness Advisory Committee meeting, which was held on October 7<sup>th</sup>, we reviewed all of the research and came to a consensus that we wanted to move this forward. So, we passed a motion to ask the City Council of Charleston to consider a Health in All Policies approach in the development and implementation of the 2020 Charleston City Plan. In doing so, we would consult with the Advisory Committee and other relevant committees as they take this Health in All Policies approach.

To summarize, I'm here to represent our Health and Wellness Advisory Committee is asking the City Council to approve our Health in All Policies motion. Looking forward, we would expect, if this is approved, that our Committee would form a subcommittee. We've already started to move in that direction to develop the framework and guide this approach. Ultimately, to really have the most impact, we may, at some point, want to even consider some type of resolution to prioritize this across all aspects of the City of Charleston. But, for the short term, we are looking to just have your approval on our motion so that we can begin building out that framework. I am happy to answer any questions."

Mayor Tecklenburg said, "Thank you so much."

Mayor Tecklenburg recognized Councilmember Shealy.

Mayor Tecklenburg said, "Councilmember Shealy also serves on the Health and Wellness Committee."

Councilmember Shealy said, "Yes, thank you, Mayor Tecklenburg, and thank you to Dr. Susan Johnson for that report. I feel very fortunate that I'm on the Health and Wellness Committee. I appreciate the time that we've gotten from top health experts from all over our area. They give a tremendous amount of time to our Committee. Most of you know we have experts from MUSC, Roper, DHEC, the Charleston County School District, The Citadel, College of Charleston, Department of Mental Health, Fetter, and of course, we have our own City health experts. Paul is on the line and probably Jan, as well. Many other private health professionals are on this Committee. I just feel like we should take advantage of the partnerships that we have with, obviously, some of the top health experts probably anywhere in this area and maybe even

in the southeast. You all saw the life expectancy chart just now that came out and how different it can be from one area to another. I feel like it's very important for us to have health considerations in the decisions that are made on City Council, but we have healthy public policies. So, I want to support this, and I want to make a motion that we approve the motion."

Councilmember Seekings said, "Second."

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

Mayor Tecklenburg recognized Councilmember Seekings.

Mayor Tecklenburg said, "He is also on the Health and Wellness Committee."

Councilmember Seekings said, "Thank you, Mr. Mayor. Just briefly, I know the hour is late, but thank you, Dr. Johnson, for coming on and giving us that report. A healthy community is just that, healthy in every way, shape, and form. If you all have ever been to the Healthy Business Challenge that the City participates in, you will see how health in the everyday lives of people from beginning to end can be transformative. It's been a locally based, very successful program. To translate that into our policies going forward really, to me, is a no brainer. You all may remember that last year the Surgeon General of the United States came to Charleston and gave a series of lectures. At the center of all of his comments was health equity. The map that Susan put up in her presentation is one that always gets my eye whenever it's put up. It's put up regularly at our Health and Wellness Committee meeting, and that is how we have such health equities here in this region. We need to do something about that, and it starts right here with us. So, as we build all of our policies, Mayor, going forward, I think health and health equities have got to be the center of it. Boy, if there was ever a time to really be thinking about it, it's now. So, kudos to the Committee. Councilmember Shealy has been a really active member, Susan, and her team. It's really been eye-opening to all of us, I think, to learn from different angles. It's another one of those committees that the participation level is super high and engaged. So, I would advise all of us to listen closely when the Committee speaks and to take their advice when they give it to us. Right now, they're giving us some advice, so I think we ought to take it. So, with that, I'll turn it back and say thank you very much."

Mayor Tecklenburg said, "Thank you."

Mayor Tecklenburg recognized Councilwoman Jackson.

Councilwoman Jackson said, "Thank you. Thank you, Dr. Johnson. I think it's a no brainer with all of the work that we're trying to do with action oriented recommendations coming out of our Commission on Equity, Inclusion, and Racial Conciliation. So, I was just curious, do you work at all with Dr. David Rivers? He is chairing the Health and Wellness Committee of the Commission on Racial Conciliation. So, hopefully, you can find your synergy in connections."

Dr. Johnson said, "Yes, absolutely. As we started to discuss the next steps after we pass the motion, we have identified some key stakeholders, so we will definitely be reaching out. Thank you."

Mayor Tecklenburg said, "Absolutely. We connected them right away both of these, the Committee and the Commission. I want to thank the Commission, as well. They've been a remarkable resource this year during COVID-19, and also thank staff, Paul Wieters, who has been

kind of managing the Committee for some time, and he does a terrific job. So, anyway, without further comment, I'll call the question on the motion."

No one else asked to speak.

On a motion of Councilmember Shealy, seconded by Councilmember Seekings, City Council voted unanimously to approve the "Health in All Policies."

Mayor Tecklenburg said, "Thank you, Susan, so much for bringing this to us tonight."

Dr. Johnson said, "Thank you very much."

Mayor Tecklenburg said, "So, that ties right into our update on the City's response to COVID-19. With Council's permission, we'll take kind of four and then seven together because they are both updates from staff. Then, we'll call on Susan to lead us on the matters that we need to take action on this evening. If I may call on Tracy McKee. Tracy, are you out there to give us an update? Thank you."

Tracy McKee said, "Yes, sir. Good evening, Mayor and members of Council. I'm sorry I don't have Dr. Sweat with me tonight, so you only get me, but I'll try to keep this pretty brief. Tonight I'll start with the bad news first, I guess. So, this chart actually shows the daily new cases in the U.S. since the start of the pandemic. Over the past few days, you can see the U.S. has twice hit daily record highs of new cases. This chart shows the 7-day moving average of new COVID-19 cases of the top ten most affected countries. The U.S., which is actually in green here, we look to be leading the way. This graph doesn't actually normalize the data for the population. However, the U.S. currently only trails Belgium when you look at cumulative cases that are normalized for population and the start of the outbreak. I know some of you look at our dashboard, particularly Councilmember Shealy I know he has commented a number of times. So, I thought it was really important to alert you all to an impending issue in case you all see some changes here soon.

Yesterday, we received notification from DHEC that they would be disabling public access to the zip code level data that powers our dashboard. We've been told that access will be terminated tomorrow, October 28<sup>th</sup>, so we had just a day to really process that. I personally hope that they will reconsider their position, but we will be filing a data use agreement with DHEC to hopefully gain continued access. I just don't expect that to be instantaneous, so we may see a pause in that service. So, until that agreement is reviewed and accepted, you can expect our dashboard to be down at least temporarily and, of course, if our request for access is denied, we'll obviously, need to pivot and adjust our data driven approach to opening City offices, facilities, and services. So, that's kind of the scenario that we are in right now with the dashboard. Hopefully, things will resolve themselves over the next few days, and I'll have something positive to report in another couple of weeks at the next meeting.

This is an updated chart of weekly cases in Charleston City zip codes, Charleston County cases and the Charleston County tests that have been performed. At the City zip code level, cases have been increasing slightly since early September and then showed a slight decrease over the past seven days. Charleston County continues to show a slight upward trend over the same timeframe. This chart shows our rolling 7-day average of cases per 1,000 and the infection rate. The dash line actually shows our tolerance for staying in the green zone for the new cases per 1,000. You can see we came close to coming to that limit that keeps us green, but we've maintained. We have actually stayed in the green zone. So, with these slight trends upwards, I

really wanted to go back and see how rapidly cases surged between Memorial Day and the 4<sup>th</sup> of July weekend. As you can see, we hit this really sharp incline in spike in cases between Memorial Day and the 4<sup>th</sup> of July. Even though we've seen a slight trend upwards, it hasn't been a big spike, and I think there are a few reasons for that. I think number one, our mask ordinance being in place, has been a tremendous help in keeping the transmission of COVID down. I also really wanted to point out all of the great communication and collaboration that's been happening. All of the outreach and enforcement as well by our Livability team and, of course, you heard from Meg Thompson earlier, and her team has done a really tremendous job of communicating with businesses in keeping those communication lines open, and also there has been a team that has been collaborating with the College of Charleston and The Citadel to reduce risk and limit spread in our college population and, of course, we can't rule out the weather. Some of the increases that we've seen are clearly happening where it's turned cold, but not necessarily everywhere. Just lastly, employee cases have really remained stable. Currently, we only have three active positives among our employees, and really, that's all I have for COVID updates tonight. I'm happy to try to answer any questions you all might have."

Mayor Tecklenburg said, "Are there any general questions of Ms. Tracy?"

Mayor Tecklenburg recognized Councilmember Seekings.

Councilmember Seekings said, "Just one quick question. I was just looking at your numbers just for employees. How many of our employees in the last, let's say week, have actually been tested?"

Ms. McKee said, "Have been tested? Was that the question?"

Councilmember Seekings said, "Yes."

Ms. McKee said, "I'm not sure, well, actually I probably have a good idea. I think we have 12 right now who are waiting on test results. So, those are the ones that we, of course, know about that we've contact traced and are getting tested."

Councilmember Seekings said, "So, with three positives right now, that's about right on the average around South Carolina of about 20, 25 percent return of positives?"

Ms. McKee said, "Actually, our local positivity rate seems to be trending more along the lines of about 10 percent."

Councilmember Seekings said, "Thanks."

Ms. McKee said, "Sure."

Mayor Tecklenburg said, "So, Tracy, if you don't mind, I'm going to ask you to skip on and give us the update along with Rick and whoever else you've got planned on our in-person meetings. We promised Council we would come back with yet some more drill down on this topic."

Ms. McKee said, "So, in-person meetings, based on feedback from our last meeting, we wanted to come back to you with some additional and updated information regarding in-person meetings. For efficiency purposes, two weeks ago, I presented all of the findings and recommendations. Tonight, we thought it would be better if you really heard from all of the subject

matter experts on the team. So, I'll just give a brief introduction, and then I'm going to turn it over to some of the team members, as well. Obviously, this is still the same when we talk about holding successful in-person meetings that are low in risk, as well. We need to really look at that matrix of how we bring technology capability, consider the health and safety of everyone, and then also maintain citizen engagement. For our recommendation that we talked about the last time of using the ballroom, we've added an option for a one-time cost to purchase the equipment needed to conduct away meetings. So, that's included, and Wes can talk a little bit more about that at the end. We also heard an interest in meeting in Council Chambers, as well. We took a hard look at that, and based on the analysis we could accommodate Council, Mayor, and the Clerk and, basically, no staff. Then, we might have four spaces, but as you will see from the diagrams that are coming up, very limited, maybe not any visibility as to what's happening in Chambers. Then we think we could put eight additional people up in the balcony area. So, with that, this is kind of the summary with that. I'm going to turn it over to Rick Markiewicz, who is our Safety Director. He is going to review the draft layouts for each facility and cover safety considerations. Then I think, after Rick, we're going to hear from Jan Park, who everyone knows is our Wellness Coordinator, and is also a registered nurse. We're also going to hear from Wes Ratterree, our CIO, and he can dive into more details about the technology as they come up. So, Rick, I'm going to hand it over to you."

Rick Markiewicz said, "Alright. Thank you, Tracy. Good evening, Mayor and Councilmembers. After last week's meeting or the last time we met, we wanted to provide you with some visuals. We think this is going to help you quite a bit. Of course, we want to see how it's going to look like for Council to meet in person again. Of course, we want to give you as much information as we can for you to make a decision on when you do want to complete in-person meetings. Our goal is to keep everyone off our staff exposure spreadsheet for COVID-19. We do that by preventing close contacts and making sure everybody is wearing masks. The two options that we have: the first one is Council Chambers, and then the second one is using Ballrooms 1 and 2 in the Gaillard Center. Both of these options do comply with CDC, DHEC, and our Emergency Ordinance for face coverings and masks. So, the first one that we have is our current Council Chambers. The pink circles with the blue squares, there are 12 of them for each Councilmember. I was over there again this morning. We're going to have to move some of these circles just a little bit, but this gives you an idea of what we're looking at, and we need to make sure that everybody is separated by six feet. That's the minimum that we want you to be separated, and then, as you can see, the Mayor and the Clerk of Council will be up front where they usually are. Those two areas are going to have to be pushed way back to the wall to make sure that we have the six-foot clearance. Of course, we need some IT support, the videographer and a public microphone, and then over on the right side, we have four pink circles. This can be used for City staff or anybody else that we need in there. If we don't have work stations, I think we can get six chairs in there and make sure everybody is still six feet apart, not taking into consideration the public. Obviously, we're going to have to stage them in the hallway. We can have one stairway designated for the entry way and the other one for the exit. Temperature is taken before they enter the building, and then based upon demand, we'll just have to move people through there. I know it's not the perfect setup, but that's what we're looking for to make the Council Chambers work.

Here is the Gaillard. There are actually three ballrooms. We've been given the use of the Grand 1 and the Grand 2 with all of the purple dots in it. Grand 1 will be setting up for our employees, for you, the Councilmembers, for the Mayor, and for the Clerk, and the two microphones. Then, if we need employee seating, we can keep them in there. It's a very large area. The partition or the doorway between Ballrooms 1 and 2 will be open, so it's going to be a large space combining the two ballrooms and, I think, I didn't count them yet. I think there are 42

pink circles there. If we need to, we can increase that to 50 based upon the entry and the exit, but I'm comfortable doing the 42 as a first-time run. If we're able to add more or if we need more, we can certainly do that."

Ms. McKee said, "It's 49."

Mr. Markiewicz said, "Forty-nine. Thank you. What you can't see on here are their salons. It's the opening between the hallway and the ballroom. We're able to use stanchions to create an entry way and an exit point, and then, of course, temperatures would be taken outside, as well as before everybody comes in. I know Jan is going to talk about some other criteria that we could do. Some of this is required by the Gaillard management to use it, and the other stuff is just safety precautions that we want to focus on our employees to make sure that everybody is safe when you do decide to come back into in-person meetings. If there are any questions on that, I'll be happy to answer them."

No one asked to speak.

Mr. Markiewicz said, "Alright. Jan, I think we're going to kick it off to you just to talk about some of the requirements, but I just want to make sure everybody is aware if it's going to help in your decision, we have the Gaillard available for the remaining of 2020. We have not talked about management at the Gaillard letting us get in there for any of the 2021. I don't know what their schedule is. We haven't even entertained that yet."

Mayor Tecklenburg said, "Alright. Jan, did you want to weigh in next, please?"

Jan Park said, "Good evening, everybody. Hi, Mayor. Thank you, Rick. He pretty much covered everything with a really thorough summary there. Just to clarify some of the confusion that I run into sometimes with our own employees and the staff is that masks are still required even if you're six feet apart and even if you were to have plexiglass. So, masks are still going to be required. So, one of the challenges is how long do you want to tolerate having a mask on for really long meetings? So, it's tough, that's certainly a challenge. There is going to be an increased risk of transmission with meetings being very long, and so the masks are going to help with that. There are going to be some new guidelines issued soon that Dr. Richardson mentioned to me. They are not all finalized, but there is more being learned about aerosolized virus, and so these guidelines might even get more strict I hate to say. For contact tracing, when we have to contact trace any of our employees, which would certainly include any of you all as well, we work if someone is positive on our employee staff, we have to recommend quarantining for 14 days, and testing for anyone who is close contacts, and those close contacts are defined as being within six feet for 15 minutes or more. It used to be a continuous 15 minutes, but now it's actually a cumulative 15 minutes. So, be very mindful of any of the time mingling together and talking before a meeting and after a meeting. If it's ten minutes before or ten minutes after and any time during if you're less than six feet, all of those minutes would add up to more than 15 minutes. So, really keeping that six-foot distance is so vital in your protection and in your risk reduction, and that's whether or not you have a mask on or not. So, even if you have a mask on, that six feet is really vital. So, just because if we contact trace someone, and they say, 'Oh, I had my mask on the whole time,' that doesn't matter. It's still within six feet 15 minutes or more. The DHEC guidelines are going to be 14-day isolation and then follow-up testing, so it can really impact someone's life and your other jobs that you have outside of all this, so it can be a little rough when we have to contact trace. So, again, that distance is going to be the distance in the mask wearing. Both are going to be you're two number one protections because we really can't lessen the time. I mean, your meetings, obviously, are way more than 15 minutes. So, we're not going to be able to control

keeping your meetings short. We can certainly do check-ins with the public for temperature checks and COVID questionnaire. That is something the CDC has out that we can use to ask the public, and we'll certainly have additional staff there to help with traffic control. We'll have more room in the Gaillard for public staging to be able to separate them out. Obviously, you will have a little bit more elbow room in the Gaillard and will be able to have more public in that area. That's all I have to really add, and I'm happy to answer questions, as well."

Mayor Tecklenburg said, "Finally, Wes, with technology update."

Wes Ratterree said, "Mayor and Councilmembers, just to give you a quick idea of what we're looking at. If we are meeting in Council Chambers, it's business as usual from the IT side. We don't have to do anything, add anything. We will set up as usual. So, that would be no problem for us there. If we move into a different venue, then we have to provide a setup that can provide the audio we need to provide a quality video recording as well as the live streaming we do and also provide you with the sound you would need to hear one another within the size of that room and for the citizens to hear. So, we have an outside vendor that we've worked with in the past for meetings that's local. They've put together a proposal that gives us the components we need. Some limited labor for set up and takedown with IT supplementing that to keep the costs down. So, that's what that initial section there provides of the \$3,000-plus per meeting to that at the Gaillard Center or another venue. We are looking at purchasing our own mobile package at some point. Going forward, this would help with our quarterly off-site meetings, as well as other City meetings that may pop up in different venues, but if we pull the trigger on that tomorrow, it would still be January before we can probably get that ordered, get it in from the vendor, set up, tested, training, and all of that. So, I don't know that we would be able to do that in time for anything for the remainder of this year, but again, that is something we are looking at going forward. So, that's what we have at this point for the technology side."

Mayor Tecklenburg said, "Great. Are there any questions from Council on any of this update?"

Mayor Tecklenburg recognized Councilmember Shahid.

Councilmember Shahid said, "Thank you, Mayor. Wes, I presume by doing this process in-person either at the Gaillard or at the City Council Chambers, we would preclude the Zoom platform access for citizens to participate and log in. Is that right?"

Mr. Ratterree said, "Yes, sir. All of this is built around in-person attendance or participation from citizens. To try to do also the Zoom on remote access would be a bit problematic and create some challenges in how you would handle the moderation of that and the audio for it or even any video if you were going to try to do that. So, that would certainly add some layers of complexity we would have to figure out."

Councilmember Shahid said, "The other question, Mayor, I have would be in order to provide for citizen input either at City Council Chambers or at the Gaillard, we would then have to have some kind of ushering system I guess for lack of a better word for folks to be able to usher the people in and out, those who wanted to participate in person, and I would like to know maybe from somebody as to what that personnel number would be and who would be that personnel? Would that include uniformed officers coming to bring public members in who wanted to have public comment, ensure that they would have to have their temperature taken, then let them come in and address Council, then exit out? How would we do that? The reason I'm asking that

question is because then we're subjecting those folks who are doing that to COVID, being contagious to catching that disease. Those are sort of my comments and questions. Thank you."

Mayor Tecklenburg said, "Right. I'll come right to you in a minute, Councilmember Gregorie, but just picking up on that, it wasn't reported, I don't think, by any of our presenters, but we did a survey of staff that normally attend our City Council meetings, and we heard one comment at our last meeting. I asked the rest of our Department Heads and staff that normally attend our City Council meetings, and admittedly, some of them responded anonymously. It was not a close election, you all. It was, in fact, unanimous that under current conditions of COVID-19 rising in our country, we're not at a place yet where we have a vaccine and all like that, our staff unanimously would prefer that we not meet in person yet at this time."

Mayor Tecklenburg recognized Councilmember Gregorie.

Councilmember Gregorie said, "Yes, my question is to Wes. Wes, when we have our meetings in the communities remotely, technologically, how is this different from that?"

Mr. Ratterree said, "Councilmember Gregorie, in the past, we really haven't tried to facilitate that much. We've relied on resources at those locations. The Clerk's Office has brought in that little individual microphone setup they had, kind of a Mr. Microphone deal, and then sometimes there has been audio at those sites. So, we're trying to put something in with all of the spacing that everybody has a microphone that ties back into the amplifier, and we can video record it, which we don't normally do in the off-site locations, as well as live stream it, which also depends on internet access at those facilities. So, we're just trying to approach this more effectively and completely than we have done in the past at off-site meetings."

Councilmember Gregorie said, "The Gaillard doesn't have that technological capacity?"

Mr. Ratterree said, "They don't have the resources to do everything we need. They don't have all of the microphones, an amplifier system. We can tap into their speakers within the room, but that's about it. We've talked with them at length, and usually, people having meetings bring in their own equipment."

Councilmember Gregorie said, "Okay. Thank you."

Mr. Ratterree said, "Yes, sir."

Mayor Tecklenburg said, "Would anyone else like to ask a question?"

Mayor Tecklenburg recognized Councilmember Brady.

Councilmember Brady said, "Yes, I just had a quick question. Have we explored the possibility of using one of the Charleston County School District sites like a high school gym or something to that effect that would be a large enough space, and it would only be a relatively nominal fee I would assume to rent that space in the time being instead of making a major outlay on just the rental component?"

Mayor Tecklenburg said, "I can't say that we have. I mean, we've had meetings off-site before at Burke and West Ashley High School, and we could do that again, but just remember back, we would normally pass one microphone across all 12 of us rather than having separate

microphones. So, I think the same portable equipment need would exist. Alright. Thank you all for all sharing.”

Mayor Tecklenburg recognized Councilmember Griffin.

Councilmember Griffin said, “Mr. Mayor, you told us at this meeting you would be letting us know whether or not we would be meeting in person before the end of the year. Have you made a decision on that?”

Mayor Tecklenburg said, “Yes, sir. Well, I was going to have Susan bring forward the two things that we have to vote on next, which is to also extend our ability to have these virtual meetings. It’s my preference to wait, Councilmember Griffin, until the first of the year. I think it’s the prudent thing to do from a health point of view, and I think given the numbers that are rising and the reaction from our staff, I would like to respect their comments, as well. So, respectfully, given the same vote we had last time where I know some of you all were ready to meet in person and some weren’t, it was pretty even, and if I were to cast the tiebreaker vote, it would be to wait.”

Councilmember Griffin said, “Well, I’ve got a couple of questions for you then, Mr. Mayor. Number one, why are Charleston County, North Charleston, Summerville, and Mt. Pleasant, why are they more equipped to handle an in-person meeting than we are?”

Mayor Tecklenburg said, “I haven’t asked them, Councilmember Griffin.”

Councilmember Griffin said, “Well, maybe we should ask them because, obviously, they’re way ahead of us in how we handle this situation. My other question is, how are we having ribbon cuttings all of the time if our staff is so worried about coming to a City Council meeting? We’re having ribbon cuttings and all kinds of other events all of the time. I don’t understand. It doesn’t make sense to me. It seems like a double standard.”

Mayor Tecklenburg said, “Well, sir, I’d tell you about other folks, but I can’t speak for them. I can only speak for us, and we at the City of Charleston have tried to maintain the best safety protocol following CDC guidelines, and that’s why we’ve had this phased approach. I think it’s been very effective. You saw the number of employees that we have, the low number that have COVID-19, and we’ve been able to keep our workforce working and, respectfully, I may have attended a ribbon cutting myself while wearing a mask and socially distanced. It’s a little different environment when you have an occasional few minute gathering where we keep distance as opposed to having a meeting that sometimes, as you know, can last four, five, and six hours when we know that a 15-minute exposure makes a difference in the spread of the disease. So, I would respectfully say that those things make a difference.”

Councilmember Griffin said, “Well, I just want you to know that I didn’t sign up to be a virtual Councilmember.”

Mayor Tecklenburg said, “Correct, and none of us signed up to have a worldwide pandemic of a virus that is spread by aerosol.”

Councilmember Griffin said, “But, yet, other municipalities all around us are, obviously, more equipped to handle it than we are.”

Mayor Tecklenburg said, "I don't know that they're following the CDC protocol, Councilmember, and I can only speak for ourselves, and we have a staff that's really drilled down on how to do it safely in the event that we choose to do it safely."

The Clerk said, "Mr. Mayor, I don't mean to interrupt, but I actually did contact the Municipal Association on Friday just to see if they could give me some information about other cities that might be meeting virtually in this State, and as of the information that I received Friday, yes, some of our local municipalities are meeting in person such as North Charleston and Mt. Pleasant. But there are some others cities within the State, some of the big cities, like Columbia, Greenville, Hilton Head, and Florence, they still have their meetings virtually. So, what he e-mailed me was sort of a mixed bag. Some cities prefer to meet in person, but some prefer to meet virtually. It's really just up to the individual city, but as of Friday, those cities, Columbia, Greenville, Hilton Head, and Florence, are still meeting virtually. Now, whether they will continue to do so, I don't know, and those aren't all of the cities. He just kind of gave me a snapshot of some of the big cities that are meeting virtually, so there may be others, as well. I just wanted to put that out there that might be something else for Council to consider. I just wanted them to know we're not the only ones meeting virtually."

Mayor Tecklenburg said, "Thank you very much. So, if I may call on Susan Herdina to share with us the items that we're asking you to take action on tonight. The first is just an extension of the Declaration of Emergency. Governor McMaster sent out an Executive Order yesterday extending that for the State of South Carolina as he has done every 15 days for the last six months or so, and then we'll also take up the Emergency Ordinance about meeting virtually, and Council can vote as they please. Susan."

Susan Herdina said, "Good evening, Mayor and City Councilmembers. The first item that we're presenting is Item I-5, and that is the continuation of the local State of Emergency as the Mayor said. This is in sync with Governor McMaster, who has continued the State of Emergency on October 24<sup>th</sup>. If Council approves this, the Declaration of the local State of Emergency would continue until November 30<sup>th</sup> unless Council took some action prior to that time. That's I-5. I-6 is an Emergency Ordinance extending several of the emergency ordinances that you all have passed previously. I just wanted to point out and the ones that we're requesting to be extended are listed on the bottom of page 5 and the top of page 6 of the ordinance. I wanted to point out that on the bottom of page 5, section 2 is Ordinance No. 2020-040, which is the one that would permit City Council to continue meeting by virtual attendance. So, that ordinance, as well as the other ones that are listed here, we would be requesting to be extended until November 30<sup>th</sup> also. I'm happy to answer any questions that you might have."

Councilmember Shahid said, "I move that I-5 and I-6 be approved."

Councilwoman Jackson said, "I second."

Mayor Tecklenburg said, "Is there any discussion at all on those?"

No one asked to speak.

On a motion of Councilmember Shahid, seconded by Councilwoman Jackson, City Council voted to approve and ratify the following Executive Order and Emergency Ordinance:

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

**2020-145 - EMERGENCY ORDINANCE EXTENDING CERTAIN EMERGENCY  
ORDINANCES RELATED TO COVID-19**

The vote was not unanimous. Councilmember Griffin voted nay.

Mayor Tecklenburg said, "Thank you all, and we will continue on at least for the next month to meet virtually. When we consider our budget, maybe we can take up the matter of whether Council would like to invest in this equipment that would allow us to meet virtually at the Gaillard, which if when we start, I do think that would be the safest place for us to meet and be able to have guests available. The thing about that is when we get back to normal, and we're meeting in person around the City and other locations as we would do quarterly, it would give us the equipment we kind of need to really have a better meeting. It has been kind of awkward passing the microphone around and all like that. So, let's take that up in our budget deliberations, and if you all want to purchase that equipment, then that would help facilitate where we go from here. Next is our Council Communications. We've got a discussion on amplification of speaking during Carriage Tour Rides by the Tour Guide."

Mayor Tecklenburg recognized Councilmember Griffin.

Councilmember Griffin said, "I'd like to withdraw that, please. Thank you."

Mayor Tecklenburg said, "Alright. Thank you. If you'd like to continue a discussion on that at an appropriate Committee or Commission, I think the Tourism Commission would be a good place to--"

Councilmember Griffin said, "I think it will work itself out. Thank you."

Mayor Tecklenburg said, "Okay. So, next is our Committee Reports, Councilmember Gregorie on the License Committee."

Councilmember Gregorie said, "Yes, Mr. Mayor. The License Committee met yesterday at 3:00 p.m. and up for discussion was the ordinance to amend the Code of the City of Charleston, South Carolina, Chapter 21, to add a new section to prohibit the sampling of food, drink, and non-consumable products to pedestrians on the public right-of-way in the central business district. It passed 3 to 2, Mayor, and as a result of that, I recommend approval."

Mayor Tecklenburg said, "Alright."

Councilmember Seekings said, "Second."

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

Mayor Tecklenburg recognized Councilmember Brady followed by Councilmember Shealy.

Councilmember Brady said, "Yes, I just wanted to just state for the record that with what we talked about before and the businesses on King Street struggling, I just really struggle to vote in favor of something that is going to limit the foot traffic into a store, and the sampling is often part of the business model for some of these businesses. I agree we need to tackle some of the

aggressiveness, and I would hope that the Central Business District Improvement Commission could come up with a recommendation on that, but I think this is a little heavy handed, and it feels like it's a solution in search of a problem at the moment."

Councilmember Gregorie said, "Councilmember, one of the things I did not mention was that we're going to implement it for 90 days. If we find that it is problematic, we'll re-visit it, but we did at the suggestion of Councilmember Griffin, put a time limit on when we will evaluate it."

Mayor Tecklenburg said, "Thank you."

Mayor Tecklenburg recognized Councilmember Shealy.

Councilmember Shealy said, "Thank you, Mr. Mayor. Certainly, I mean, I understand the aggressiveness that's going on, particularly with the cosmetic, the soaps, and things like that, and it's something we don't want in our City. We don't want people being harassed, brought in, and just put on the spot and basically have things shoved down their throat to try to be pressured to buy stuff. We certainly want that stopped. The problem that I have with this ordinance is that you're allowing people on one street to use marketing and use some ways to bring people in, but you're going to eliminate it on another street, and it's King Street. It's from Line Street down to Broad Street, and it's a lot of businesses. I understand, and I want to stop the aggressiveness as much as anybody does, but I just feel like, and I said this in the Committee meeting, that there are some unintended consequences. I know we said we'll look at it again in 90 days, vote again maybe, whatever. I just have a hard time voting for anything that's going to limit anybody's ability to market to businesses downtown. So I can't support it because we are limiting a certain group of people, a lot of people, but a certain group of people in a specific area of our town, and I just don't think that's the right answer. I think that we can come up with something better, and I know we've worked on that. I know it's been worked on for a little while, but I just can't vote against businesses not being able to market their business and us making an ordinance to take that away. So, I've got to vote against it. Thank you."

Mayor Tecklenburg said, "Thank you."

Mayor Tecklenburg recognized Councilmember Sakran followed by Councilmember Waring.

Councilmember Sakran said, "Councilmember Waring, you can go ahead. I think you had your hand up first. Go ahead, sir."

Councilmember Waring said, "Thank you, Councilman. I've got a question about this. Is this going to be an ordinance that's going to require three readings?"

Mayor Tecklenburg said, "Janie, Susan."

Ms. Herdina said, "Yes."

Janie Borden said, "Yes, that's correct. Yes, sir."

Councilmember Waring said, "In between this first reading and second reading, are we going to reach out to these aggressive actors and basically tell them if they don't change, there is going to be basically an ordinance that comes down that prevents this, or are we just going to kind of run through without communication at all? Obviously, something has to be done. I

understand that. One of the persons that called in I thought was on the Central Business District Committee I thought offered to try to speak and work this out. So, I think we should do that. I think we ought to try to work it out. I'm new to this one. I'm not familiar with the tactics. I'm over here in West Ashley, and we don't do that in West Ashley. So, I still think we ought to reach and, obviously, try to communicate. This is no more different than the bad actor where we tried to open back up with the brewery, and they said they were going to comply, and they didn't comply. We eventually had to move forward with an ordinance, but I do believe between the two, between the first reading and the second reading, hopefully, gives a chance to reach out. If there is no solution to that, then I think we move forward, but we ought to at least try. So, I'm going to vote on the first reading. I do want to hear some sort of report on an attempt to try to reach out and change the actions on that street."

Mayor Tecklenburg said, "Yes, sir. Can I offer one step further, Councilmember Waring?"

Councilmember Waring said, "Yes, sir."

Mayor Tecklenburg said, "That we not only directly contact those businesses in question, and there are not many, but if anybody has a better idea on how they accomplish this, I am happy to support a major amendment ordinance by the time we get the second reading. Because I'll be honest with you, this has been an issue ever since I became Mayor over four years ago, and I think there was an issue before that. Nobody has been able to come up with a viable solution. So, if you all have got one, let's give it first reading tonight, and we'll have the stick out there, and if you've got a better idea, then bring it to us, and let's talk about it."

Mayor Tecklenburg recognized Councilmember Sakran.

Councilmember Sakran said, "I am going to call on my fellow Councilmember Appel, who is fervently going to say something. So, go ahead."

Mayor Tecklenburg recognized Councilmember Appel.

Councilmember Appel said, "Well, thank you, Councilmember Sakran, and Mayor, you put out a challenge for another solution to get to the same result, which I think we all share and, let's be very clear. I work on King Street. I walk by one of these stores every single day. Aggressive sales tactics are integrally connected to what these people do. This is not a communications issue. This is a fundamental type of use that the City has decided and determined is frankly a nuisance. It's a noxious use, and this has also been a unanimous or close to unanimous statement from the Central Business Improvement District Commission that we heard from earlier this week. We can solve this problem through zoning. Here's how we do it. We just describe a use type that fits this category that doesn't include other types of cosmetic sales and things of that nature. We put it in our Zoning Code, and we say the use is not allowed on King Street. This is what we do with sex shops. This is what we do with strip clubs. This is what we do with nuclear power plants. This is what zoning does. We decide what uses we want where based upon community standards, norms, etcetera. This way, we don't have to cast this wide net around samples, so we have to potentially mix up my former employer, Hyman's Seafood. We don't want to stop Hyman's Seafood from giving people hush puppies on the street. That was my job at one point. That was maybe the best job I've ever had, but I know that Jacob and these folks in our Planning Department look at this. I think that there has been some concern that perhaps we can't come up with a zoning definition that is precise enough to capture this type of use.

I would like to make a challenge for our staff and our Legal Department. We've put a man on the moon. We have done some incredible things in this world. I am absolutely convinced that we can come up with a zoning use category that can get at this issue, that can give these types of sales techniques from a use standpoint, prohibit it, and make all of the current operations non-conforming uses have some sort of measure in that zoning ordinance that allows people to phase this stuff out under a fair constitutional amortization provision, and we handle this just like every other land use or use issue that challenges us as a City. This is very achievable, and we can go in with a scalpel rather than casting such a wide net and even the sampling ordinance. I mean, there are laws on the books already about these aggressive sales techniques. There is an enforcement problem because for all of the reasons we can imagine about catching people in the act and doing this and doing that. Zoning is something that's checked off at the business license approval stage, right? This is the easiest way we can catch and nip these types of uses in the bud when they come to get a business license, and we can phase out the ones that are already in operation. So, that's my approach. I feel confident we can get this done, but I would say we probably ought to give this first reading just to keep the wheels moving because this is a very important issue. People get harassed on King Street every single day, and this is not something new. This has been going on for years. These folks have been communicated with. There's been outreach. They understand. They know exactly what they're doing, and it's not acceptable on King Street. It's the other merchants on King Street. They're the ones that are the most impacted by this. People cross the road and avoid walking by in order to avoid this type of stuff. So, I think we can solve the problem through zoning. Let's roll up our sleeves and sharpen our pencils and do it."

Mayor Tecklenburg said, "Alright. I think we can accept that challenge, but I would like, as I mentioned, to have your support for the first reading to come back with a major amendment to this. Would anyone else like to be heard?"

Mayor Tecklenburg recognized Councilmember Shahid.

Councilmember Shahid said, "Very briefly, Mayor. Councilmember Appel just mentioned the important part of all of this. It has a negative impact on other merchants and other businesses. I've heard so many complaints about folks saying that they feel that they are being impacted negatively by that, and as Councilmember Appel just mentioned, folks cross to the other side of the street, and they ignore adjoining businesses because of this behavior. So, let's give it first reading, let's follow through on Councilmember Waring and Councilmember Appel's challenges, and let's keep the momentum going on having this approved. Thank you."

Mayor Tecklenburg recognized Councilmember Seekings followed by Councilmember Griffin.

Councilmember Seekings said, "Thank you, Mr. Mayor. I'll be very brief because Councilmember Shahid and Councilmember Appel touched on it. This really is actually a pro-business move that we're making because we're not trying to stop one thing. We're trying to help other businesses, and people literally avoid entire stretches of King Street because of these tactics, and that is not good for business. We saw the graph you saw earlier tonight about the foot traffic on King Street, and getting foot traffic back on that street is the lifeblood of the City and of King Street. So, the tactic that is employed by certain merchants on King Street is bad for business on King Street. So, we have to look at this and, Councilmember Appel, I applaud you for thinking sort of in the big picture that there is a solution, but the tactic that's employed for selling whatever it is that the people that I know a lot of people, including me, try to avoid when I'm walking down King Street can be employed in selling just about anything. So, we just have to

think about as we go through and think about zoning on King Street that we are really right now talking about a certain tactical behavior in sales that is turning people away from other businesses. So, it's a tough challenge. I'm glad that people are ready to step up, and I'm certainly ready to be part of that solution, but I think it's going to take some real thought. For now, this is going to be very good for business on King Street, making this move generally."

Mayor Tecklenburg recognized Councilmember Griffin.

Councilmember Griffin said, "Yes, sir. I'm going to vote no tonight, but I will vote yes the next time if we can change a couple of things. Number one, an exception for food, and I don't know how you get an exception for food in there. I'd love to see what we can do legally on that, and number two, we were told in our meeting yesterday that people that are actually selling for a price are allowed to continue to do that outside. So, we're talking about free samples here, so what's really going to change by limiting free samples? I can tell you what I would do if I was a business person. I would just charge somebody a dollar. I would market it for a dollar and still be out on the street corner. There are a lot of issues with this. I think it's really vague, and I would like for us to either strengthen it so that people can't just charge a minimal amount of money and do the same thing and, obviously, I think that our food, I'd be remiss not to mention all of the candy shops that have pralines and convince people to come in and buy pralines. I mean, that would just be a total un-Charleston thing to do to take them off of the streets. So, I think we need to find a more common sense approach to this. Even though we're trying to target a certain area, we've got to make sure it doesn't have an adverse effect on other vendors that are doing things the right way."

Mayor Tecklenburg said, "Thank you, sir. Point well-taken."

Mayor Tecklenburg recognized Councilwoman Jackson.

Councilwoman Jackson said, "Thank you. I have more of a question. I had the same reaction as Councilmember Griffin. Why can't we just eliminate the words 'food and drink' from this ordinance that we're going to give our first reading to?"

Mayor Tecklenburg said, "Yes, what is the reason for that? Ms. Borden."

Ms. Borden said, "Yes, sir. The reason is we cannot discriminate against the different types of businesses. I mean, the purpose of the ordinance is to protect the health, safety, and welfare of the residents, businesses, and citizens that utilize the public right-of-ways on King Street, given the nature of the particular street and the historical ambiance and the amount of foot traffic that the street sees. So, to distinguish between a retailer versus a food establishment, there is no rational basis for that distinction because they both cause the same issue, which is the crowding of the streets, stopping of pedestrians, and causing people to walk out into the lane of travel to continue moving down the street. So, for those reasons, you have to treat businesses alike."

Councilwoman Jackson said, "Can I just ask a follow up then? Is this just an excerpt of a larger document that has those 'whereas's' or whatever? How do we know that we're not allowed to discriminate? What conditions are we setting up in some legal document that sets the story for why we can't make a distinction between food and non-consumable products? Where would this be found in the Code?"

Ms. Borden said, "Well, this would be a new code section in the Code under Chapter 17 Licensing. So, we can go back and add some whereas clauses. I did not include those in this draft, but I'm certainly happy to. This came to us at the request of Neighborhood Services and the Central Business District Commission. So, I'm happy to go back and add those before the second and third reading."

Mayor Tecklenburg said, "Well, it sounds like we might even take a different approach and look at the zoning first. Anyway, we're going to accept the challenge to re-think this, but in the meantime, have something in place. So, is there any further discussion before I call the question?"

Councilmember Gregorie said, "Yes, Mr. Mayor."

Mayor Tecklenburg said, "Yes, sir."

Councilmember Gregorie said, "Mine is just a comment to respond to Councilwoman Jackson. I mean, just a simple preamble could explain that. You don't need the whereas's. A preamble to any ordinance tends to answer many of the questions that Councilwoman Jackson just raised."

Mayor Tecklenburg said, "That could be an approach of improving it. Absolutely."

On a motion of Councilmember Gregorie, seconded by Councilmember Seekings, City Council voted to adopt the License Committee Report as presented:

- a. An ordinance to amend the Code of the City of Charleston, South Carolina, Chapter 21, to add a new section thereto to prohibit the sampling of food, drink, and non-consumable products to pedestrians on the public right-of-way in the central business district.

First reading was given to the following bill:

*An ordinance to amend the Code of the City of Charleston, South Carolina, Chapter 21, to add a new section thereto to prohibit the sampling of food, drink, and non-consumable products to pedestrians on the public right-of-way in the central business district.*

The vote was not unanimous. Councilmembers Shealy, Brady, Griffin, and Councilwoman Jackson voted nay.

The Clerk said, "So, I have four nays. Is that Councilmember Shealy, Councilmember Griffin, Councilmember Brady, and Councilwoman Jackson? Is that correct?"

Mayor Tecklenburg said, "I believe that is correct."

The Clerk said, "Thank you."

Mayor Tecklenburg said, "Alright. The motion passes, but I assure you we're going to accept the challenge and come back to you with something improved by the next meeting. Next is our Committee on Public Works, Councilmember Waring."

Councilmember Waring said, "Thank you, Mr. Mayor. All of the actionable items that you all have reviewed on your Public Works agenda passed unanimously by the Committee, and I so move before Council."

Councilmember Mitchell said, "Second."

Mayor Tecklenburg said, "Is there any discussion?"

No one asked to speak.

On a motion of Councilmember Waring, seconded by Councilmember Mitchell, City Council voted unanimously to adopt the Public Works and Utilities Report as presented:

**a. Request to Set a Public Hearing**

(i) Request to set a Public Hearing on the Closing and Abandonment of a portion of St. Philip Street. *(Resolution and Ordinance)*

(ii) Request to set a Public Hearing to Close and Abandon a curb cut portion of Farr Street, Daniel Island, Parcel X1, Phase 2. *(Resolution and Ordinance)*

**b. Acceptance and Dedication of Rights-of-Way and Easements:**

(i) Accept a revised Exclusive Stormwater Drainage Easement over that certain property located at 4009 E. Amy Lane (Charleston County TMS NO. 279-00-00-436). *(Resolution)*

**c. Public Service Updates:**

(i) Discussion of Captiva Row/Ashley Hall Plantation R/W Improvements (Requested by Councilmember Keith Waring)

(ii) Update on Belle Terre CO's (Requested by Councilmember Keith Waring)

**d. Stormwater Management Department Update:**

(i) Approval to enter into a Memorandum of Agreement with Charleston County and the Town of James Island to jointly assess and monitor the James Island Creek Watershed to comply with terms of the SCDHEC Total Maximum Daily Load (TMDL). Approval authorizes annual City expenditures of up to \$25,000 towards these efforts from the Stormwater Operations account.

(ii) Approval of an emergency road and brick arch storm drain repair on King St near Lamboll St by Palmetto Gunite Construction Company, Inc., for \$59,750.

**e. Discussion of 5G/Wireless Issues**

First reading was given to the following resolutions and bills:

*A Resolution authorizing the Mayor to request that the South Carolina Department of Transportation ("SCDOT") remove from the secondary highway system a portion of Saint*

*Philip Street running southeasterly from a dead end at the Septima P. Clark Parkway (US Highway 17) to the northwestern right-of-way line of Sheppard Street (the "property"); authorizing the Mayor to execute all necessary document to accept from SCDOT maintenance responsibility and title to the property; and setting a public hearing for the closing and abandonment of the property by the City.*

*An ordinance authorizing the Mayor to execute Quit Claim Deeds and any other necessary documents, approved as to form by the Office of Corporation Counsel, to the owners of those properties abutting each side of the portion of Saint Philip Street running southeasterly from a dead end at the Septima P. Clark Parkway (US Highway 17) to the northwestern right-of-way line of Sheppard Street.*

*A Resolution to set a public hearing to close and abandon a portion of Farr Street, formerly known as Pierce Street, by the City.*

*An ordinance authorizing the Mayor to execute a Quit Claim Deed and any other necessary documents, approved as to form by the Office of Corporation Counsel, to convey a portion of Farr Street, formerly known as Pierce Street, to Daniel Island Associates L.L.C.*

*A Resolution authorizing the City to accept a revised Exclusive Stormwater Drainage Easement over that certain property located at 4009 E. Amy Lane (Charleston County TMS No. 279-00-00-436).*

Councilmember Waring said, "Thank you, Mr. Mayor. The items that were up for discussion, particularly two of them, Ashley Hall Road and Captiva, I want to thank all of our staff. Mr. Mayor, I want to thank you for the additional information you dug up with staff's assistance. It was a hearty discussion. We had great resources brought forth from our staff, and it turns out this question was actually in the County, not in the City. It's right on the borderline, which made it confusing for all. I think it's going to be a teachable moment for the City and the County when it comes to situations like this going forward. My understanding is the County is actually working on this and digging into their system to see how this change happened in this instance? We should have an answer, I think, in the next couple of days.

The request for Belle Terre and the closing of public roads, our Legal staff, is going to dig into that and look at that Citywide and report back to our Public Works Committee in two weeks. So, that was pretty much a good discussion. We're looking forward to staff's research and reporting back. With that, that was the gist of the meeting. Thank you, Mr. Mayor."

Mayor Tecklenburg said, "Great. In addition, there was a discussion on 5G wireless. Do you want to share that?"

Councilmember Waring said, "Well, it was a lot of good discussion about 5G. I think the public, as well as we, are finding some frustration where we are being told by our Legal counsel that Federal law prevails, and we basically have to stand down. With that said, our Legal Department has really been burning the candles on both ends. Our Finance Department, with AAA ratings, and our Legal Department, if we were rating, we would be getting AAAs on them, too, but beyond that a good hearty discussion, but no actionable items on our part. Mr. Mayor, if you want to add to that."

Mayor Tecklenburg said, "We've just had a lot of public comments about this issue over the last couple of months. I thought it was appropriate that staff and the Legal Department dig

down on it one more time because we would like to make approval of these new poles and all in our City. Frankly, it's challenging, and it's possible, in respect to our Historic District if nothing else, but it's clear that Home Rule does not rule in this case because the Federal Government has basically preempted local governments from being able to make decisions about this infrastructure and being refused to recognize if there are any health issues related to this wireless infrastructure. The State of South Carolina has really done a similar thing. So, it's mostly out of our hands, and I just want our citizens to understand that. If they really want to advocate change on this matter, they've got to deal with our Federal representatives first. That's where most of this is coming down from, and we've been subjected to lawsuits in Federal Court that have continued to tie our hands. So, we're doing the best we can, but it was good for Legal staff to delve into the matter one more time. Alright. Is there anything else, Councilmember Waring?"

Councilmember Waring said, "That's the extent of my report. Thank you, Mr. Mayor."

Mayor Tecklenburg said, "Great. So, next, our Committee on Ways and Means, Councilmember Gregorie."

Councilmember Gregorie said, "Move for approval."

Councilmember Shahid said, "Second."

Mayor Tecklenburg said, "Is there any discussion?"

No one asked to speak.

On a motion of Councilmember Gregorie, seconded by Councilmember Shahid, City Council voted unanimously to adopt the Ways and Means Report as presented:

(Bids and Purchases

(Police Department: Approval to submit an application to the SCDPS Coverdell Forensic Science grant program for \$73,950 to be used to fund forensics equipment related to the opiate crisis. This grant is due on October 30, 2020. There is no match required for this grant.

(Police Department: Approval to sign into a 3 year commercial lease agreement with the Charleston Housing Authority for use of a community space located within Gadsden Green to be utilized by the Police Department.

(Fire Department: Approval to accept the 2020 State Homeland Security grant in the amount of \$75,500 for Charleston FD Collapse Search and Rescue Team. There is no financial impact with this grant in the FY19 or 20 Budget. This is a no match grant.

(Parks Department: Approval to submit the Keep South Carolina Beautiful 2021 Annual Support Grant (Palmetto Pride) in the amount of \$10,000 for Keep Charleston Beautiful cleanup, beautification, and education programs. The grant application needs to be submitted by November 1, 2020. A City match is not required.

(Office of Cultural Affairs: Approval to apply for a grant in the amount of \$5,000 from the Joanna Foundation to support education and outreach efforts for the MOJA Arts Festival in 2020 continuing to the first half of 2021. A City match is not required.

(Housing and Community Development: Request the Mayor and City Council approve an after-the-fact grant request in the amount of \$10,000 to the Sisters of Charity Foundation (SOC). The grant when received would support the Warming

- Center. The Warming Center will be provided for unsheltered persons at the Arthur Christopher Community Center when the weather falls below a certain temperature. Two providers, Hibben United Methodist Church and Aldersgate United Methodist are not providing the services this year due to the COVID-19 Pandemic. The building owned by Charleston County located in North Charleston, where similar services were also provided is currently under renovation and will no longer be available for these services. This grant assists in meeting the budgetary needs of this initiative. A budget is attached for your information along with the application submitted to the Sisters of Charity Foundation. No match is required for this grant.
- (Housing and Community Development: Request the Mayor and City Council approve an after-the-fact grant request in the amount of \$50,000 to the Coastal Community Foundation (CCF). The grant when received would support the Warming Center. The Warming Center will be provided for unsheltered persons at the Arthur Christopher Community Center when the weather falls below a certain temperature. Two providers: Hibben United Methodist Church and Aldersgate United Methodist are not providing the services this year due to the COVID-19 Pandemic. The building owned by Charleston County located in North Charleston, where similar services were also provided is currently under renovation and will no longer be available for these services. This grant assists in meeting the budgetary needs of this initiative. A budget is attached for your information along with the application submitted to the Coastal Community Foundation. No match is required for this grant.
- (Housing and Community Development: Approval of an after-the-fact submission of an award application to the U.S. Conference of Mayors in the amount of \$150,000 to develop six affordable housing units in partnership with the Charleston Redevelopment Corporation. There is no required nor recommended match. The application was submitted on October 9, 2020 in order to meet the deadline.
- (Stormwater Management: Approval to enter into an agreement with Charleston County and the Town of James Island to jointly assess and monitor the James Island Creek Watershed to comply with terms of the SCDHEC Total Maximum Daily Load (TMDL). Approval authorizes annual City expenditures of up to \$25,000 towards these efforts. Funding will be budgeted in the 2021 Stormwater Utility Fund.
- (Parks-Capital Projects: Approval of a Professional Services Contract with Bennett Engineering for the preservation of the St. Julian Devine Community Center Smoke Stacks in the amount of \$160,000.00 with a \$40,000.00 contingency for additional design work. Approval of this Professional Services Contract will obligate \$200,000.00 of the project budget \$3,146,883.26. Funding sources for this project are: 2015 General Fund Reserves (\$250,000.00), 2018 General Fund Reserves (\$400,000.00), Cooper River Bridge TIF (\$2,340,000.00), and Charleston Parks Conservancy Contribution (\$156,883.26). ***(This contract is based on the recommendation of the Committee on Ways and Means at their meeting on October 13, 2020.)***
- (Fire Department: Approval to purchase a 2007 Pierce ladder truck in the not-to-exceed amount of \$225,000 for reserve use by the department. The funding for this purchase will be from the sale of an existing piece of apparatus owned by the department. Sale proceeds are expected to exceed the cost of this ladder truck.)
- (Mayor and City Council approval is requested to amend the option to lease between the City of Charleston (herein, called the Landlord), Flatiron Partners, L.L.C., a North Carolina limited liability company and Classic Development Company, L.L.C., a South Carolina limited liability company (collectively, herein called "Tenant") to extend the date of the Option to Lease from September 30, 2020 to December 31,

2020. The extension to the option to lease will allow the Tenant to secure final approval from the Design Review Committee (DRC) and Technical Review Committee (TRC) for the development of the James Lewis Jr., Apartments.

(Authorize the Mayor to execute the Agreement of Purchase and Sale between the City of Charleston and Robert T. DeSaussure for the sale of 915 Sycamore Street for \$201,637. Mr. DeSaussure will receive \$50,000 in downpayment assistance from the City of Charleston, secure lender financing of \$151,637, and pay his closing costs. This property is one of 7 new houses recently constructed in the Ashleyville-Maryville neighborhood and is targeted to individuals and/or families earning up to 80% of the Area Median Income. The property is deed-restricted, subject to the City of Charleston Single Family Affordable Housing Restrictive Covenants with an affordability period of 90 years. (TMS: 418-11-00-205; 915 Sycamore Street) [Ordinance]

(An ordinance authorizing the Mayor to execute Quit Claim Deeds and any other necessary documents, approved as to form by the Office of Corporation Counsel, to the owners of those properties abutting each side of the portion of Saint Philip Street running southeasterly from a dead end at the Septima P. Clark Parkway (US Highway 17) to the northwestern right-of-way line of Sheppard Street

(An ordinance authorizing the Mayor to execute a Quit Claim Deed and any other necessary documents, approved as to form by the Office of Corporation Counsel, to convey a portion of Farr Street, formerly known as Pierce Street, to Daniel Island Associates L.L.C.

First reading was given to the following bills:

*An ordinance authorizing the Mayor to execute on behalf of the City of Charleston ("City") an Agreement of Purchase and Sale, in which the City agrees to sell to Robert T. Desaussure ("Buyer") the property located at 915 Sycamore Avenue (Charleston County TMS No. 418-11-00-205) (West Ashley) (Maryville/Ashleyville) for \$201,637.00, with Buyer to receive \$50,000.00 in down payment assistance from the City, subject to the City of Charleston Single-Family Affordable Housing Restrictive Covenants, with an affordability period of ninety (90) years.*

*An ordinance authorizing the Mayor to execute Quit Claim Deeds and any other necessary documents, approved as to form by the Office of Corporation Counsel, to the owners of those properties abutting each side of the portion of Saint Philip Street running southeasterly from a dead end at the Septima P. Clark Parkway (US Highway 17) to the northwestern right-of-way line of Sheppard Street.*

*An ordinance authorizing the Mayor to execute a Quit Claim Deed and any other necessary documents, approved as to form by the Office of Corporation Counsel, to convey a portion of Farr Street, formerly known as Pierce Street, to Daniel Island Associates L.L.C.*

Mayor Tecklenburg said, "So, next up is our bills up for second reading. We have eight items on the agenda."

Councilmember Mitchell said, "Move for approval."

Mayor Tecklenburg said, "Do you all want to take them together, or does anybody want to break any of them out?"

Councilmember Mitchell said, "Move of approval of all eight, please."

Councilmember Seekings said, "Second."

Mayor Tecklenburg said, "We have a second. Is there any discussion on one through eight for second reading?"

No one asked to speak.

On a motion of Councilmember Mitchell, eight (8) bills (Items L-1 through L-8) received second reading. They passed second reading on motion by Councilmember Seekings and third reading on motion of Councilmember Mitchell. On further motion of Councilwoman Delcioppo, the rules were suspended, and the bills were immediately ratified as:

- 2020-146 -** AN ORDINANCE TO ADOPT AND AMEND THE BUSINESS LICENSE ORDINANCE FOR THE CITY OF CHARLESTON, SOUTH CAROLINA FOR THE FISCAL YEAR COMMENCING JANUARY 1, 2021.
- 2020-147 -** AN ORDINANCE AMENDING CHAPTER 27 OF THE CODE OF THE CITY OF CHARLESTON, BY AMENDING THE FLOOD HAZARD PREVENTION AND CONTROL REQUIREMENTS IN ARTICLE II, DIVISION 3, SECTION 27-103, TO ADD A NEW DEFINITION FOR "VIOLATION."
- 2020-148 -** AN ORDINANCE TO AMEND CHAPTER 2, SECTIONS 398 AND 399, TO EXPAND THE RESPONSIBILITIES OF THE POET LAUREATE, TO CLARIFY THE TERM OF SERVICE TO INCLUDE MULTIPLE TERMS, TO INCLUDE PUBLIC FUNDING AS A FUNDING SOURCE, AND TO PROVIDE AN ANNUAL STIPEND.
- 2020-149 -** AN ORDINANCE TO REDUCE APPROPRIATIONS OF THE CITY OF CHARLESTON FOR THE FISCAL YEAR ENDING DECEMBER 31, 2020.
- 2020-150 -** AN ORDINANCE TO RECOGNIZE THE REVENUE LOSSES INCURRED AND THE USAFGE OF ADDITIONAL FUNDS TO MEET THE APPROPRIATIONS AUTHORIZED BY ORDINANCE 2020-149 FOR THE FISCAL YEAR ENDING DECEMBER 31, 2020.
- 2020-151-** AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY THE NECESSARY DOCUMENTS TO ENTER INTO THAT CERTAIN THIRD AMENDMENT TO LEASE AGREEMENT BETWEEN THE CITY, AS LANDLORD, AND ECOVEST - EAST SHED, LLC, AS TENANT, PERTAINING TO THE PROPERTY COMMONLY KNOWN AS THE EAST SHED, LOCATED AT 23 ANN STREET, IN THE CITY OF CHARLESTON, STATE OF SOUTH CAROLINA. SAID THIRD AMENDMENT TO LEASE AGREEMENT BEING ATTACHED HERETO AS EXHIBIT A AND INCORPORATED BY REFERENCE HEREIN.
- 2020-152 -** AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF PROPERTY KNOWN AS 1824 SANDCROFT DR (0. 23 ACRE) (TMS# 353-14-00-220), 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 JACK AND SAMANTHA REIPKE.

**2020-153 -** AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF PROPERTY KNOWN AS PROPERTY ON WAPPOO ROAD (0.38 ACRE) (TMS# 350-14-00-086), 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 JOSHUA BRANDNER AND DAN TOLLENS.

Mayor Tecklenburg said, "We have one bill up, I believe, for first reading. This is regarding that same matter that was a public hearing, I think, regarding the right-of-way on a portion of Saint Philip Street."

Councilwoman Jackson said, "I move for approval, Mr. Mayor."

Councilmember Shahid said, "Second."

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

No one asked to speak.

On a motion of Councilwoman Jackson, seconded by Councilmember Shahid, 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 Zone Map, which is a part thereof, to include within the Sheppard Street PUD, established by Ordinance No. 2020-125, a portion of the right-of-way for Saint Philip Street, running southeasterly from a dead end at the Septima P. Clark Parkway (US Highway 17) to the northwestern right-of-way line of Sheppard Street (unzoned right-of-way) (Council District 3), with the Planned Unit Development guidelines attached to Ordinance No. 2020-125 to serve as the development plan for such property.*

Mayor Tecklenburg said, "Is there anything else for the good of the order this evening?"

No one asked to speak.

Mayor Tecklenburg said, "Hearing none, our next meeting will be Tuesday, November 10<sup>th</sup>. We look forward to seeing you then, and we stand adjourned. Good evening to everybody. Thanks."

There being no further business, the meeting was adjourned at 8:37 p.m.

Jennifer B. Cook  
Interim Clerk of Council