

COMMITTEE ON WAYS AND MEANS

November 10, 2016

A meeting of the Committee on Ways and Means was held this date at 4:44 p.m.

PRESENT (10)

The Honorable John J. Tecklenburg, Mayor

Councilmember White -- <i>absent</i>	District 1	Councilmember Waring	District 7
Councilmember Williams	District 2	Councilmember Seekings – <i>arrived at 4:48 p.m.</i>	District 8
Councilmember Lewis	District 3	Councilmember Shahid - <i>absent</i>	District 9
Councilmember Mitchell	District 4	Councilmember Riegel - <i>absent</i>	District 10
Councilmember Wagner	District 5	Councilmember Moody	District 11
Councilmember Gregorie	District 6	Councilmember Wilson	District 12

1. INVOCATION:

The meeting was opened with a moment of silence provided by Councilmember Gregorie.

2. APPROVAL OF MINUTES:

On a motion of Councilmember Wilson, seconded by Councilmember Mitchell, the Committee on Ways and Means voted unanimously to approve the minutes of the October 25, 2016 Committee on Ways and Means meeting.

3. BIDS AND PURCHASES:

On a motion of Councilmember Gregorie, seconded by Councilmember Lewis, the Committee on Ways and Means voted unanimously to approve the Bids and Purchases as follows:

FIRE DEPARTMENT: ACCOUNT: 161000-52206 APPROPRIATION: \$151,101.70

Approval to renew annual maintenance and support for the Tyler-Energov Government Management System. Sole Source. This purchase renews annual maintenance and support for the City's new Government Management System (GMS) that includes newly activated and

soon-to-be activated system capabilities to include Business Licensing, Permitting, Inspections, Asset Management, Work Order Management, Customer Request Management, Code Enforcement, Digital Plan Submittal, Mobile Field Operations and Mobile Citizen Interfacing

PUBLIC SERVICE: ACCOUNT: 193010-53036 APPROPRIATION: \$46,303

Approval to establish a contract for the Bracket Replacement at the Concord Street Pump Station with Salmons Dredging Corporation, PO Box 42, Charleston, SC 29402; Solicitation #16-B003R

PARKS: ACCOUNT: 573000-52042 APPROPRIATION: \$45,000

Approval of a Purchase Request for holiday decorations at King, Broad, City Hall, Market Head Hall, and Gaillard Center. The Charleston Area Convention and Visitor's Bureau will be contributing \$15,000 to this purchase.

4. POLICE DEPARTMENT: APPROVAL TO ACCEPT THE FY16 VICTIMS OF CRIME ACT GRANT AWARD FOR AN ELDER ADVOCATE SALARY AND SUPPLIES FOR \$60,882. A CASH MATCH OF \$15,221 IS REQUIRED. THIS WILL BE BUDGETED IN 2017.

Mayor Tecklenburg stated that Item 4, along with Item 5, gave the City of Charleston a higher level of service to these victims than any other department probably in the State of South Carolina.

On a motion of Councilmember Gregorie, seconded by Councilmember Lewis, the Committee on Ways and Means voted unanimously to approve to accept the FY16 Victims of Crime Act grant award for an Elder Advocate salary and supplies for \$60,882.

5. POLICE DEPARTMENT: APPROVAL TO REQUEST TO THE LAW ENFORCEMENT SUPPORT OFFICE (LESO) TO ACQUIRE 2 MILITARY SURPLUS VEHICLES THROUGH THE DLA DISPOSITION SERVICES 1033 PROGRAM. NO CITY MATCH IS REQUIRED. LAW ENFORCEMENT AGENCIES ARE RESPONSIBLE FOR RETROFITTING VEHICLES PRIOR TO USE. COSTS ARE BASED ON INDIVIDUAL VEHICLE NEEDS.

Mayor Tecklenburg stated that the surplus vehicles that the City would be acquiring would have the ability to drive through up to three and a half feet of water and will be helpful for any future flooding events.

On a motion of Councilmember Gregorie, seconded by Councilmember Mitchell, the Committee on Ways and Means voted unanimously to approve to request to the Law Enforcement Support Office (LESO) to acquire 2 Military surplus vehicles through the DLA Disposition Services 1033 Program.

6. POLICE DEPARTMENT: APPROVAL TO ACCEPT THE FY16 VIOLENCE AGAINST WOMEN ACT AWARD FOR DNA DETECTION AND COLLECTION TRAINING AND EQUIPMENT FOR \$66,891. A CASH MATCH OF \$16,723 IS REQUIRED. THIS WILL BE

BUDGETED IN 2017.

On a motion of Councilmember Gregorie, seconded by Councilmember Lewis, the Committee on Ways and Means voted unanimously to approve to accept the FY16 Violence Against Women Act award for DNA detection and collection training and equipment for \$66,891.

7. PUBLIC SERVICE: APPROVAL FOR B&C LAND DEVELOPMENT TO PERFORM EMERGENCY REPAIRS/PIPE LINING OF SEVERAL FAILING PIPES AT WHITE CHAPEL CIRCLE/KEY COURT IN THE AMOUNT OF \$71,717. THE WORK WAS PERFORMED AS AN EMERGENCY REPAIR DUE TO THE NEED TO REPAIR THE FAILED PIPE.

On a motion of Councilmember Wilson, seconded by Councilmember Gregorie, the Committee on Ways and Means voted unanimously to approve B&C Land Development to perform emergency repairs/pipe lining of several failing pipes at White Chapel Circle/Key Court in the amount of \$71,717.

8. POLICE DEPARTMENT: APPROVAL OF A MUTUAL AID AGREEMENT WITH THE CHARLESTON COUNTY SHERIFF'S DEPARTMENT. THE MUTUAL AID AGREEMENT STATUTE WAS AMENDED IN JUNE, 2016. NEW AGREEMENTS HAVE BEEN DRAFTED TO ENSURE COMPLIANCE WITH THE AMENDED STATUTE. THE NEW AGREEMENTS ARE REPLACING THE OLD AGREEMENTS.

Mayor Tecklenburg stated that he wanted to point out that the City of North Charleston was not included, but the City was working with them on a Mutual Aid Agreement.

On a motion of Councilmember Lewis, seconded by Councilmember Mitchell, the Committee on Ways and Means voted unanimously to approve a Mutual Aid Agreement with the Charleston County Sheriff's Department.

9. POLICE DEPARTMENT: APPROVAL OF A MUTUAL AID AGREEMENT WITH THE CITY OF GOOSE CREEK POLICE DEPARTMENT.

On a motion of Councilmember Lewis, seconded by Councilmember Mitchell, the Committee on Ways and Means voted unanimously to approve a Mutual Aid Agreement with the City of Goose Creek Police Department.

10. POLICE DEPARTMENT: APPROVAL OF A MUTUAL AID AGREEMENT WITH THE TOWN OF SUMMERVILLE POLICE DEPARTMENT.

On a motion of Councilmember Lewis, seconded by Councilmember Mitchell, the Committee on Ways and Means voted unanimously to approve a Mutual Aid Agreement with the Town of Summerville.

11. POLICE DEPARTMENT: APPROVAL OF A MUTUAL AID AGREEMENT WITH THE TOWN OF MOUNT PLEASANT POLICE DEPARTMENT.

On a motion of Councilmember Lewis, seconded by Councilmember Mitchell, the Committee on Ways and Means voted unanimously to approve a Mutual Aid Agreement with the Town of

Mount Pleasant Police Department.

12. POLICE DEPARTMENT: APPROVAL OF A MUTUAL AID AGREEMENT WITH THE CITY OF HANAHAN POLICE DEPARTMENT.

On a motion of Councilmember Lewis, seconded by Councilmember Mitchell, the Committee on Ways and Means voted unanimously to approve a Mutual Aid Agreement with the City of Hanahan Police Department.

13. POLICE DEPARTMENT: APPROVAL OF A MUTUAL AID AGREEMENT WITH THE CITY OF GREENVILLE POLICE DEPARTMENT.

On a motion of Councilmember Lewis, seconded by Councilmember Mitchell, the Committee on Ways and Means voted unanimously to approve a Mutual Aid Agreement with the City of Greenville Police Department.

Councilmember Seekings arrived at 4:48 p.m.

14. THE COMMITTEE ON COMMUNITY DEVELOPMENT: (MEETING WAS HELD OCTOBER 27, 2016 AT 4:00 P.M., CITY HALL, 80 BROAD STREET)

- a. Approval of a Resolution regarding Charleston Citywide Local Development Corporation and Urban Development Action Grant funds
- b. Recommendation to the Committee on Real Estate to sell the former International African American Museum property
- c. Recommendation to approve the Department of Housing and Community Development relinquishing access to the Neighborhood Initiative Program (NIP) from the State (INFORMATION ONLY)
- d. Recommendation to approve the City of Charleston maintaining the property that is purchased under the NIP Program with City funds (INFORMATION ONLY)

Councilmember Mitchell, Chair of the Community Development Committee, reported that the Committee approved a Resolution regarding the Charleston Citywide Local Development Corporation and Urban Development Action Grant funds. Item 'b' was a recommendation to the Committee on Real Estate to sell the former International African American Museum property. Item 'c' was a recommendation to approve the Department of Housing and Community Development relinquishing access to the Neighborhood Initiative Program from the State. This item was for information only. Item 'd' was also information only, relating to the NIP program.

Mayor Tecklenburg said he wanted to report to the Committee on Item 'b.' He said it had been the City's intent to sell the property this year, and the delay was due to an easement that the City needed to have removed, which the City was working on. He said he was very pleased to have the Committee's recommendation to proceed with the sale once they get the easement removed.

On a motion of Councilmember Mitchell, seconded by Councilmember Lewis, the Committee on Ways and Means voted unanimously to approve the Committee on Community Development report.

15. THE COMMITTEE ON REAL ESTATE: (MEETING WAS HELD NOVEMBER 9, 2016 AT 11:00 A.M., CITY HALL, 80 BROAD STREET)

- a. Approve a Second Amendment to a Memorandum of Understanding between the City of Charleston and the Episcopal Diocese of South Carolina Community Housing Development Organization (“EDCHDO”) requiring the EDCHDO to return to the City 4 properties as listed while retaining 2 properties, 83 Hanover and 32 Nassau, for redevelopment (87 Cooper Street, 26 Reid Street, 4 Grants Court, 4 Nunan Street) The owner of this property is EDCHDO.
- b. Request authorization from the Mayor to execute the attached lease agreement between the City and the Gaillard Management Corporation (2 George Street; TMS: 458-01-01-001). The owner of this property is the City of Charleston. [Ordinance]
- c. Request authorization of the Mayor to execute the attached license agreement between the City and the United States Coast Guard for the City’s temporary use of their property (196 Tradd Street; TMS: 457-07-03-001) The owner of this property is the U.S. Coast Guard.

Chairman Moody stated that Councilmember White, Chairman of the Committee on Real Estate, was not present. He asked who would be giving the report to the Committee, and the Clerk stated that Colleen Carducci would be presenting the report. Chairman Moody stated that he needed to let the Committee know that he, Mayor Tecklenburg, and Councilmember Waring served on the Gaillard Management Corporation Board, they would abstain from voting on Item ‘b,’ and they had completed conflict of interest forms. He stated they would also abstain from voting in the City Council meeting, and they had abstained from voting in the Real Estate Committee meeting. The Clerk reiterated that they had filed their conflict of interest forms, which were on file in the Clerk of Council’s office.

Colleen Carducci, Real Estate Manager, stated that the Committee had met yesterday at 11:00 a.m., and three items had been on the agenda. Item ‘a’ was a request to approve a Second Amendment to a Memorandum of Understanding between the Episcopal Diocese of South Carolina Community Housing Development Organization (“EDCHDO”), requiring EDCHDO to return four of the properties to the City. Per a 2006 Agreement, as amended in 2011, the City had given the Episcopal Diocese six properties. The current agreement would require them to return four of the properties to the City, and EDCHDO will continue to develop the remaining two properties as affordable housing. The Housing and Community Development Department supported this item, and it was approved by the Real Estate Committee.

Item 'c,' the request to authorize the Mayor to execute a License Agreement between the City and the U.S. Coast Guard for the temporary use of their facility at 196 Tradd Street, was for a temporary staging area for the Police Department. The Agreement would run through April, and if the trials continued beyond that point, the Agreement could be extended beyond that time period. This item was also approved by the Real Estate Committee.

For Item 'b,' due to the fact that they did not have a sufficient quorum given the three Real Estate Committee members who could not vote, this item was being referred directly to the Committee on Ways and Means. This was an Agreement whereby the City would agree to lease to the Gaillard Management Corporation one of its flex spaces at 2 George Street, which was a City office building, to provide them additional office space. This would be for a period of three years, and the Gaillard Management Corporation would purchase the furniture that would match the City's furniture that is existing in 2 George Street. At the end of the term, the Gaillard Management Corporation agreed to leave the furniture for the City to use in the future. She stated that there was an option included for them to extend a couple of years beyond this period in one year increments, but the City had the right to terminate during the extension period. She stated there would not be any rent during the initial three year periods, but there was a rent that would be charged if they decided to extend beyond the original three year term. Ms. Carducci stated it was being requested of Ways and Means to vote on Item 'b' for approval.

Councilmember Lewis moved to approve the report, and Councilmember Seekings seconded the motion.

Councilmember Waring asked about Chairman Moody presiding over Item 'b.' Chairman Moody stated he did ask and was told by legal counsel that he could preside, he just could not participate over the discussion or the vote.

Councilmember Gregorie asked why there was not any rent. Ms. Carducci stated that the Gaillard Management Corporation was supporting the Gaillard's activity and would be sharing space with the foundation for fundraising. The cost of the furniture would be approximately over \$30,000 for the office suite. So, they agreed to reimburse the City for the cost of the furniture that would be acquired.

Mayor Tecklenburg asked the Chairman if the Committee on Ways and Means could vote on just Items 'a' and 'c' and take Item 'b' separately. Chairman Moody confirmed.

On a motion of Councilmember Lewis, seconded by Councilmember Seekings, the Committee on Ways and Means voted unanimously to approve Items "a' and 'c' of the Committee on Real Estate report.

Chairman Moody reiterated that there would be three abstentions for Item 'b.'

On a motion of Councilmember Lewis, seconded by Councilmember Mitchell, the Committee on Way and Means voted to approve Item 'b' of the Committee on Real Estate Report.

There were three abstentions. Mayor Tecklenburg, Councilmember Moody, and Councilmember Waring abstained from voting on Item 'b' of the Committee on Real Estate

Report and signed conflict of interest forms which are on file in the Office of the Clerk of Council.

The Committee on Ways and Means recommended giving first reading to the following bill:

An ordinance authorizing the Mayor to execute on behalf of the City a Lease Agreement with the Gaillard Management Corporation pertaining to Suite 2200 in the Gaillard Center.

There being no further business presented, the Committee on Ways and Means adjourned at 4:58 p.m.

Jennifer Cook
Assistant Clerk of Council