



**City Council Meeting
6:00pm, Tuesday, February 25, 2020
Council Chambers
1207 Palm Boulevard, Isle of Palms, SC**

MINUTES

1. Call to order

Present: Council Members Popson, Streetman, Moye, Ward, Buckhannon, Bell, Smith, Pounds, and Mayor Carroll

Staff Present: Administrator Fragoso, Asst. Administrator Hanna, Attorney Copeland, various department heads

2. Reading of the Journals of the Previous Meetings

Council Member Buckhannon made a motion to approve the minutes of the January 28, 2020 meeting, and Council Member Moye seconded the motion. The minutes passed unanimously.

3. Citizens' Comments

Susan Stabine, 20 22nd Avenue, President of the Wild Dunes Swim Team, spoke in favor of a community pool. She also shared the issues the swim team is having as a result of not having their own pool in which to conduct swim meets.

Chris Crowley, owner of Coastal Expeditions, asked the Council to consider making the marina dock more accessible for the public to enjoy the water in self-powered watercraft. He asked them to consider "purpose and service instead of financial gain" when thinking about future plans for the marina.

Krista Swindle, 2704 Cameron Boulevard, spoke in favor of an all-pedestrian crossing at the IOP Connector and Palm Boulevard intersection.

MOTION: Council Member Ward made a motion to change the order of the agenda to allow for the discussion of the Swimming Pool Citizen Advisory Board to occur prior to the Reports from Standing Committees. Council Member Bell seconded the motion. The motion passed unanimously.

4. Miscellaneous Business

Further discussion and possible action regarding the Swimming Pool Citizen Advisory Board

Mayor Carroll asked Ways & Means Committee Chairman Pounds to highlight the large projects City Council is considering in FY21. Council Member Pounds stated that City Council is looking to include funding for Phase III of the drainage project as well as two projects at the marina in the FY21 budget. Council Member Ward asked if a community pool is in the Comprehensive Plan and if the Planning Commission has looked into it. Administrator Fragoso said that a pool was previously in the 10-year capital plan, but it is not there at the moment.

Several Council members spoke to the need for a Strategic Plan. Council members Smith, Moye, Streetman, and Buckhannon encouraged City Council to allow those citizens interested in being on the Citizen Advisory Board to conduct the study to determine community interest in the pool. Council Member Pounds said, "I think having the conversation is a great idea... We decided to put about \$7 million dollars' worth of projects in our budget for Fiscal 21. This is probably not a '21 issue anyway regardless of what we like tonight or not. But if we are going to kick off this advisory committee, I think it is more about managing expectations than anything else. Yes, we want the input. Yes, we need some due diligence done. Yes, we need to see if it is even feasible." He added the input may be put aside for a few years.

Mayor Carroll said that he placed this item on the agenda because "after our budgeting workshop it became very apparent that we are reacting to everything instead of being proactive. We are reacting to drainage. We are reacting to a marina that has been neglected. We are reacting to a Public Safety Building that was poorly built. So we have got a lot of things on our platter, and City Staff has got a lot on their platter, but at the same time when this was approached to us, it was let us do a Citizens Advisory Board, no cost to the City. Let's go forward with this. I am good with that, but as long as there is not a realistic reason to think that we are going to react to it or do something knowing that our financial house of cards right now isn't that solid. We have to take care of the things that we need to take care. Our needs versus our wants."

5. Reports from Standing Committees

A. Ways and Means Committee

Council Member Pounds briefly reviewed the minutes of the February 12 Budget Workshop and the February 18 Ways & Means Committee meeting.

- i. **Award of a contract to Munnerlyn Pyrotechnics in the amount of \$25,000 for the July 4, 2020 fireworks show [FY20 Budget, State ATAX Fund, General Government, Programs/Sponsorships - \$85,000, p. 22, ln. 20]**

MOTION: Council Member Streetman made a motion to approve, and Council Member Pounds seconded the motion.

Council Member Smith said that while she enjoys the fireworks show, it creates a lot of trash going into the ocean. She encouraged the Public Safety Committee to consider the environmental impact of fireworks in the future and to see if the trash could be mitigated in some way. Council Member Buckhannon said that may be more a concern of the Public Works Committee, adding that staff cleans up the beach immediately following the show and a beach cleanup is always scheduled for July 5.

VOTE: The motion passed unanimously.

- ii. **Approval of a five (5) year extension of the JLG Enterprise contract for beach garbage and recycling collection services [FY20 budget, Muni ATAX, Front Beach and Parking Management, Contracted Services - \$11,800, p. 19, ln. 80 and State ATAX Front Beach and Parking Management, Contracted Services - \$150,000, p. 23, ln. 66]**

MOTION: Council Member Buckhannon made a motion to approve, and Council Member Ward seconded the motion.

Council Member Moye asked the City Administrator to speak to the consistent use of the procurement process as it related to selecting this contract. Administrator Fragoso said, “The only difference with this contract is when City Council approved the assignment to the new owner, it had six years left in the current contract. So what the City did was authorize that with the caveat that we would have a one-year trial period and upon successful termination or completion of that trial period the City would honor the remainder of the contract that it had originally approved as part of the assignment. Once this contract is completed after the five years, we would be in a position to bid it out again.”

Council members Pounds and Streetman both reported receiving positive citizen feedback about JLG Enterprise and the work they do.

VOTE: The motion passed unanimously.

- iii. **Approval of expenditure in the amount of \$2,000 for the purchase of reusable bags for tourism promotion and to encourage beach cleanup when visiting the beach [FY20 Budget, State ATAX Fund, General Government, Programs/Sponsorships - \$85,000, pg. 22, ln. 20]**

MOTION: Council Member Moye made a motion to approve and Council Member Streetman seconded the motion.

Administrator Fragoso asked the motion be amended to \$2,200 because bulk pricing would allow the purchase of 1,250 bags for that amount. She believed that the City could secure business sponsorships to pay for the next purchase of bags.

MOTION: Council Member Moye made a motion to amend the amount of the purchase to be \$2,200. Council Member Buckhannon seconded the motion. The motion passed unanimously.

VOTE: A vote was taken on the motion as amended. The motion passed unanimously.

- iv. **Approval of expenditure in the amount of \$4,000 for advertising new beach rules in *SIP* magazine and *Island Eye News* paper [FY20 Budget, State ATAX Fund, General Government, Programs/Sponsorships - \$85,000, pg. 22, ln. 20]**

MOTION: Council Member Moye made a motion to approve, and Council Member Bell seconded the motion.

Council Member Smith recused herself from the discussion and vote on this matter.

Administrator Fragoso said these funds will go to purchase one advertisement in *SIP* magazine and 11 ads in the *Island Eye News*.

VOTE: The motion passed unanimously.

- v. **Award of a contract to Trident Construction in the amount of \$5,256,159 for the construction of the repairs to the Public Safety Building [FY20 Budget, Capital Projects, Muni ATAX, State ATAX, Police and Fire Departments]**

MOTION: Council Member Buckhannon made a motion to approve, and Council Member Bell seconded the motion.

Administrator Fragoso said, "This is the third phase of the contract. As you all know, City Council went through a competitive bid process to engage the services of a design build team. City hired Trident Construction and Coast Architects. They conducted an investigative report, and then presented sort of the needs of the building. What needs to be repaired. What needs to be removed. What could stay. That report became part of what Council approved as the project budget. We were looking at \$6.2 million. That number includes a 10% contractor's contingency and a 15% contingency to the City. After working on the design and drawings and engineering, conducting some specific tests, they came back to us with some refined numbers of the actual work. And those numbers came back a little bit different. During the Ways & Means meeting it was presented to Council a couple of options of how to stay within budget, and Council made the decision to, I guess, move forward with a simplified entrance design that would put the project at roughly \$620 under budget. And then the decision was made that the contractor is going to notify the City as to when we would need to make a final decision on the design for the building, and we would look at our contingency funds and make a decision at that point. So you all are approving the total budget for the project, knowing that on top of that we are a building in a 15% contingency that the City is carrying. That 5.2 number includes a 10% contractor's contingency that we will get if it is not used."

Council Member Popson expressed concern that the four hours per week allotted to Insight as the owner's representative will not be enough time. Council members Popson, Bell, and Ward said their oversight is crucial to the long-term success of the project. Administrator Fragoso said the four hours was used as a benchmark by which to compare bids, but there is money in the budget for increased hours as needed.

VOTE: The motion passed unanimously.

- vi. **Approval of renewal of agreement with The Palms Hotel for use of the municipal parking lot and include provisions for automatic renewal and to adjust rates as determined by Council**

MOTION: Council Member Ward made a motion to approve, and Council Member Bell seconded the motion. The motion passed unanimously.

- vii. **Approval of an amount not to exceed \$15,000 for the installation of a pervious patio area behind the public restrooms on Front Beach [FY20 Budget, Hospitality Tax Fund, Public Works, Maintenance & Service Contracts - \$193,800, pg. 20, ln. 32]**

MOTION: Council Member Buckhannon made a motion to approve, and Council Member Ward seconded the motion.

Council Member Buckhannon noted there is more to this beautification project than the new patio, adding that chairs and tables will be added to the space. Administrator Fragoso said front beach businesses will be informed of the plans when they have been finalized.

VOTE: The motion passed unanimously.

The next regular meeting of the Ways & Means Committee will be Tuesday, March 17, 2020 at 5:00pm,

B. Public Safety Committee

Council Member Buckhannon reviewed the minutes of the February 3, 2020 Committee meeting.

i. Consideration of establishing an all-pedestrian crossing at the IOP Connector and Palm Boulevard intersection

Council Member Buckhannon said he did not think Council members have had time to research the concern about the all-pedestrian crossing as of this meeting. Administrator Fragoso said that SCDOT needs a letter from City Council “authorizing us to move forward. So we did not feel like that was a call that the Chief and I could make, and they requested a letter and action from Council. So we brought it up to Public Safety and ultimately, it will be up to Council to make that decision.”

Mayor Carroll made a motion to write a letter to SCDOT asking for a study. Council Member Buckhannon encouraged Council members to sit at the intersection to understand what a 41-second traffic delay would feel like. Mayor Carroll withdrew his motion until Council members have had a chance to further study the issue.

Council Member Moyer wondered if there are other solutions SCDOT could provide, and Chief Cornett reported this was their solution. He expressed concern that even with a 41-second stop in all directions, there would still be a green right-turn allowed coming off the Connector. He will look into the possibility of additional signage but believes it may be lost in all the other signage in the area. He reported that crosswalk rules and safety was going to be addressed in a series of videos the Public Safety department would be making for social media. Council members briefly discussed this proposal as being part of the larger traffic issues to be addressed in hopes of making the community at large safer.

ii. Consideration of exemption from the noise ordinance during the Veterans and First Responder Blessing Ceremony on November 7, 2020

Administrator Fragoso said the salute will consist of three officers shooting seven blanks each.

MOTION: Council Member Ward made a motion to approve, and Council Member Bell seconded the motion. The motion passed unanimously.

The next meeting of the Public Safety Committee will be Monday, March 2, 2020 at 9am.

C. Public Works Committee

Council Member Pounds reviewed the minutes of the February 6, 2020 meeting.

The next meeting of the Public Works Committee will be Thursday, March 5, 2020 at 8am.

D. Recreation Committee

Council Member Smith reviewed the minutes of the February 10, 2020 Recreation Committee meeting. She reminded the public that the last day to apply to be on the Swimming Pool Citizens Advisory Board is Friday, February 28, 2020.

Council Member Sweetman noted an error in the approval of the Recreation Committee meeting minutes.

The next meeting of the Recreation Committee will be on Monday, March 2, 2020 at 5pm.

E. Personnel Committee

Council Member Moye reviewed the minutes of the February 12, 2020 Personnel Committee meeting.

The next meeting of the Personnel Committee will be on Tuesday, March 3, 2020 at 9am.

F. Real Property Committee

Council Member Buckhannon reviewed the minutes of the February 13, 2020 Real Property Committee meeting. Administrator Fragoso reported that a contractor has been hired to grind down some of tripping hazards to make it safer on Waterway Boulevard while continuing to pursue County funding to rework the entire path.

The next meeting of the Real Property Committee will be on Wednesday, March 4 at 5pm.

5. Reports from City Officers, Boards, and Commissions

- A. Accommodations Tax Advisory Committee
- B. Board of Zoning Appeals
- C. Planning Commission

6. Reports from Special or Joint Committees – none

7. Petitions Received, Referred or Disposed of – none

8. Bills Already in Possession of Council – none

9. Introduction of New Bills, Resolutions, Proclamations

A. **First Reading by Title Only of Ordinance 2020-01** – An ordinance that makes it unlawful to flee from a public safety officer under certain conditions

MOTION: Council Member Ward made a motion to approve, and Council Member Popson seconded the motion. The motion passed unanimously.

B. **Resolution 2020-01** – A resolution authorizing the consumption of beer and wine only at the Front Beach Fest on March 7, 2020

MOTION: Council Member Moye made a motion to approve, and Council Member Streetman seconded the motion. The motion passed unanimously.

10. **Miscellaneous Business**

The next meeting of the City Council will be on Tuesday, March 24, 2020 at 6:00pm.

11. **Executive Session**

MOTION: Council Member Bell made a motion to move into Executive Session in accordance with §30-4-70(a)(2) to discuss negotiations incident to proposed contractual arrangements related to the marina restaurant lease. Council Member Pounds seconded the motion. The motion passed unanimously.

Council members entered Executive Session at 7:36pm. City Council returned from Executive Session at 8:06pm. Mayor Carroll reported no decisions were made.

MOTION: Council Member Ward made a motion to extend exclusive negotiations with the IOP Families for thirty (30) days effective March 10, 2020. Council Member Bell seconded the motion. The motion passed unanimously.

12. **Adjournment**

Council Member Buckhannon made a motion to adjourn, and Council Member Moye seconded the motion. The meeting was adjourned at 8:07pm.

Respectfully submitted,

Nicole DeNeane
City Clerk