



CITY COUNCIL MEETING
6:00pm, Tuesday, August 23, 2022
1207 Palm Boulevard, Isle of Palms, SC and
broadcasted live on YouTube: <https://www.youtube.com/user/cityofisleofpalms>

MINUTES

1. Call to order

Present: Council members Popson, Streetman, Miars, Anderson, Bogosian, Hahn, Pierce, and Mayor Pounds

Absent: Council Member Ward

Staff Present: Administrator Fragoso, City Attorney Halversen, Attorney Kitz, various department heads

2. Citizen's Comments

Mr. Tony Santiago, 60 Ocean Point, said that he represents a group of citizens who are concerned about the status of the PRD between Wild Dunes and the City. He is concerned about an increase in the island's population if the PRD is not rezoned. He would like City Council to rezone and amend the PRD to stop further development.

Mr. Al Clouse, 3 Grand Pavilion, came before Council representing himself and three neighbors. He said he has been speaking to numerous City officials for several months about the noise ordinance not being enforced. He said the Sweetgrass Inn continually violates the noise ordinance and no one has done anything about it. The constant noise from the inn negatively impacts the quality of life for him and his neighbors.

Mr. Paul Coleman, 310 Palm Boulevard, is looking for City sponsorship for a race to help raise fund for his child's school. The event will take place on the beach and last about 30 minutes.

3. Special Presentations – Introduction of new City employees.

HR Officer Ladd introduced several new staff members, including: Katie Madden, Communications Specialist, and Braxton Comer, Fire Department.

4. Approval of previous meetings' minutes

City Council Regular Meeting – July 26, 2022

Special Council Meeting – August 2, 2022

City Council Workshop – August 9, 2022

MOTION: Council Member Anderson made a motion to approve the above listed minutes. Council Member Streetman seconded the motion. The motion passed unanimously.

5. Old Business

A. Discussion of public listening sessions to receive input from residents regarding proposed regulations of short-term

Mayor Pounds said three listening sessions for residents will be held at the Recreation Center at 5pm on Wednesday, September 14, 21, and 28. Residents can sign up to attend on the City's website. Currently 32 people have signed up. In addition to heavy social media attention to these sessions, the City will be running an ad in the upcoming edition of *The Island Eye*.

B. Consideration of City sponsored event status for Operation Heal Our Heroes 5K Run/Walk on October 9, 2022

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

C. Consideration of proposed FY23 budget for CARTA

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

6. New Business

A. Consideration of request for Coastal Christian Prep for City sponsored event status for school cross country beach race on September 28, 2022

Mayor Pounds said no City resources are needed for this event that has been reviewed and recommended by Staff. They are seeking City-sponsored event status due to the fundraising aspect of the event.

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

B. Consideration of request of City sponsored event status for Beach Rugby Tournament on the beach on October 22, 2022

Mayor Pounds said no City resources are needed for this event that has been reviewed and recommended by Staff. Administrator Fragoso said they will be using a 40-yard x 30-yard space on the front beach. She added that the appropriate insurance coverages will be secured as is required for all such events.

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

C. Discussion and consideration of bids for the construction of DA beach boardwalk at 34A beach access path

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

Mayor Pounds said staff recommends IPW Construction as low bidder for the project. A \$100,000 grant along with \$200,000 in the FY23 budget for beach access paths will cover the City's portion of the expense. Administrator Fragoso pointed out that the project includes the addition of two handicap parking spaces along Palm Boulevard.

Council Member Bogosian expressed concern about the price and wondered if there is less expensive material that could be used. Administrator Fragoso and Director Kerr explained that while epoxy is more expensive, it gives an extended life to the boardwalk that wood cannot provide. Administrator Fragoso reached out to Charleston County about increased funding for the project due to the increased cost. They said the City would have to pull their application and reapply in the next cycle to see if they could be awarded additional monies. She also said the City will apply for other Greenbelt funds to build foot bridges around the island.

Administrator Fragoso said that if approved, the notice to proceed will be issued so that construction can begin in the winter and be completed before next season. The City is waiting on encroachment permits for SCDOT for the handicap spots.

VOTE: The motion passed unanimously.

D. Consideration of recommendation from the ATAX Committee to award at \$1,000 grant to the Carolina Surf Club for the surf cam webpage

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

E. Consideration of Mutual Aid Agreement between IOPDD and Charleston County Aviation Authority Police Department

MOTION: Council Member Hahn made a motion to approve, and Council Member Anderson seconded the motion.

Chief Cornett said, "This is a standard mutual aid agreement that we enter into with other law enforcement agencies. Due to a recent event we were planning for personnel to assist us over the last few weeks, we realized that when we were reaching out to the airport police department that we do not have a mutual aid agreement with them, and this is just going to solidify and lock that in place like we have with all of the other agencies in the area."

VOTE: The motion passed unanimously.

F. Consideration of grant match for \$29,000 for permitting costs for piping 41st Avenue drainage outfall [City submitted grant amendment for an additional \$729,100 for the construction as part of CDBG-Mitigation Infrastructure funded project]

MOTION: Council Member Bogosian made a motion to approve, and Council Member Anderson seconded the motion.

Mayor Pounds pointed out that there is already \$17,500 in the budget for this expense, so this request is for an additional \$12,000 to cover the expense of permitting the project.

Administrator Fragoso said, “We have submitted all the paperwork and the revised cost estimate and conceptual design to the South Carolina Office of Resiliency. As you all know, they have already granted the City \$1.4 million for the construction of the 41st Avenue outfall. This would be an additional \$721,730 to pipe it to the end of 41st Avenue. Our match would only be \$29,000, not exceeding \$29,000 for the additional permitting. They have conceptually approved it at the staff level. The staff at the Office of Resiliency is presenting it to the board tomorrow morning. So we would be notifying them about the City’s commitment for that match, and they would be including it in their presentation to the board, and we should know in about a week or so their final decision on this amendment, which would mean the complete project would be fully funded by the grant funds.”

Council Member Bogosian asked if it was possible to extend the ditch to the Intracoastal Waterway. Based on the estimate of the current project, Administrator Fragoso said that she believes it would cost approximately \$400,000 to pipe that section.

VOTE: The motion passed unanimously.

G. Consideration of approving 20% local match commitment as part of City’s grant application for SCIIP and RIA grant funds for infrastructure improvements at 6th, 7th Avenue and on Charleston Boulevard between 2nd and 4th Avenue

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

Mayor Pounds said this project has been identified as a top priority by Davis & Floyd in the Master Drainage Plan. Council Member Pierce asked what kind of information is available to justify this expense as he has not seen that area flood.

Director Kerr said, “It was identified through their modeling as not going to be a problem with nuisance, rainstorm-type events because that is infiltrating into the sand. But there is no system, there is a bowl there, and there is no system to get the water out. So it would be these major events, and...there was a time, a several year period where that area was getting inundated pretty frequently, probably happened three, four times in a row, and you will notice the house close to the corner of 6th...where they put up a series of retaining walls to hold the water back because

they were getting water every time it had significant rain. It was getting into their house. So it is bad.”

Council Member Anderson said this sort of system is exactly what she would like to see all over the island. She feels it is an innovative and ecologically sound solution especially since sea level rise is only going to worsen.

The City’s portion of the project would be \$841,000.

When asked why this is the project to start with, Administrator Fragoso said, “It was just based on the modeling. Prioritizing the locations that are low, that don’t have any drainage infrastructure currently. It would be much more expensive to install piping all the way getting that water off on the intercoastal, which is what we have on the other end of the island. They thought this was an innovative way and essentially lower costs to traditional drainage infrastructure that we see in other places on the island.”

Director Kerr added, “They [Davis & Floyd] have a lot of suggestions on the system that flows out of 4th through the back of Merritt Boulevard. There are some low areas there. But we think that we can deal with those through maintenance and very small projects. I think at the end of their project they are going to have a lot of suggestions about maintenance and getting smaller projects done to link pieces, but it is our opinion that their master plan is going to have these big projects, and then the rest of it is going to be all small, kind of ongoing maintenance level projects. The good news is we finish what we are doing on the back of Waterway, we do these few bigger ones on this end, and I think Davis & Floyd is anticipating that taking care of the big problems on the island and just modifying how we work going forward to avoid the problems in the future.”

Council Member Anderson asked that Davis & Floyd attend the next City Council workshop to give an update and discuss priorities.

Administrator Fragoso shared that this grant application is being submitted to the Rural Infrastructure Authority, who is managing the distribution of monies from the Federal Government for stormwater drainage and water and sewer projects. The deadline is September 12 and they will know in a few months if they have received the grant. If they do not receive the grant this time, the City can reapply in the spring. The City is applying for funding for three projects.

VOTE: The motion passed unanimously.

7. Boards and Commissions Report

- A. **Board of Zoning Appeals** – no meeting in August
- B. **Planning Commission** – minutes attached
- C. **Accommodations Tax Advisory Committee** – meeting on August 23, 2022
- D. **Environmental Advisory Committee** – minutes attached

8. Ordinances, Resolutions and Petitions

A. **Second Reading** -- none

B. **First Reading**

Ordinance 2022-07 - An ordinance to adopt Chapter 1 of the International Fire Code

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

C. **Resolutions and Petitions**

Resolution 2022-07 – a resolution to adopt FEMA approved 2019 Charleston Regional Hazard Mitigation Plan and Program for Public Information Plan by the City of Isle of Palms

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

Administrator Fragoso said this resolution is done every year to be compliant with FEMA regulations.

9. Executive Session

MOTION: Council Member Streetman made a motion to move into Executive Session pursuant to S.C. Code §30-4-70(a)(2) to receive legal advice related to potential claims concerning alterations to Isle of Palms zoning districts. Council Member Anderson seconded the motion. The motion passed unanimously.

City Council moved into Executive Session at 6:49pm.

City Council returned from Executive Session at 8:03pm. Mayor Pounds said no action was taken.

10. Adjournment

Council Member Streetman made a motion to adjourn, and Council Member Hahn seconded the motion. The meeting was adjourned at 8:03pm.

Respectfully submitted,

Nicole DeNeane
City Clerk