

Herb Sass, Chair
Joe Boykin
Henry Darby
Jenny Costa Honeycutt
Larry Kobrovsky
Kylon Jerome Middleton
Brantley Moody
Teddie Pryor
Robert L Wehrman



Finance Committee Agenda
October 5, 2023 at 5:00 PM
4045 Bridge View Drive, North Charleston, SC 29405

- 1 APPROVAL OF MINUTES OF SEPTEMBER 21, 2023**
- 2 CONSENT AGENDA**
 - 2A Leidos Set-Aside Grant - Request to Accept**
 - 2B SC DSS Materials-Health Safety Grant Application and Award - Request to Approve**
 - 2C Joinder & First Amendment to the Master Cooperative Agreement Among Coastal Counties - Request to Approve**
 - 2D Request for Judicial Services for the Town of Lincolnton - Request to Approve**
 - 2E FY 2024 "C" Fund Road Improvement Program Administration - Request to Approve**
 - 2F FY 2024 Rural Roads Annual Allocation - Request to Approve**
 - 2G Non-Competitive Procurement for Helicopter Replacement for Sheriff's Office - Request to Approve**
- 3 ARPA PRIORITIES**
 - 3A Demonstration Projects to Address Housing Insecurities - Request to Approve**
- 4 PUBLIC SERVICES DIRECTORATE**
 - 4A Folly Road Bike and Pedestrian Improvements (Eminent Domain & IGAs) - Request to Accept**

Charleston County Council

Memorandum

To: Members of the Finance Committee

From: Kristen Salisbury, Clerk of Council

Date: September 27, 2023

Subject: Minutes of September 21, 2023

At the Finance Committee meeting of October 5, 2023, the draft minutes of the Finance Committee meeting of September 21, 2023 will be presented for approval.

Committee Agenda Item

To: Bill Tuten, County Administrator
From: Steve Dykes **Dept.:** Economic Development
Subject: Leidos Set-Aside Grant
Request: Request to Accept
Committee: Finance Committee **Date:** October 05, 2023

Department	Coordinated with:
Deputy County Administrator	Mack Gile for Corine Altenhein
Budget	Mack Gile
Legal	Marc Belle
Administrator	Bill Tuten
Clerk	Kristen L. Salisbury

Fiscal Impact:
 No match required.

Funding: Was funding previously approved? N/A

If yes, please provide the following:	Org	Object	Balance in Account	Amount Needed for item

Situation:

On June 6th 2023, Leidos, a Fortune 500 science and technology leader, announced plans to establish new South Carolina operations in Charleston County, at Ladson Industrial Park in North Charleston. The company's \$17 million investment will create up to 150 new jobs over the next five years. The new facility will be a Manufacturing Center of Excellence catering to Leidos' Security Enterprise Solutions (SES) operation. The center will specialize in the production of top-of-the-line security systems for screening checked baggage, cargo, and passengers.

At their September 7, 2023, meeting, the S.C. Coordinating Council for Economic Development approved a \$400,000 Set-Aside grant for Charleston County, designed to be passed thru and utilized by the company to offset building improvement costs made to their Charleston County facility.

The Economic Development Department administers Set-Aside grants and will provide reimbursement for pre-approved expense items upon receipt of proper documentation.

Department Head Recommendation:

Authorize the formal acceptance of a \$400,000 Set-Aside grant awarded from the S.C. Coordinating Council for Economic Development for utilization by Leidos to offset a portion of the building improvement costs made to their Charleston County facility. The grant will be administered by the Economic Development Department on a reimbursable basis.

Committee Agenda Item

To: Bill Tuten, County Administrator
From:Chanda Funcell
Subject: SC DSS Materials-Health Safety Grant
 Application and Award
Request: Request to Approve
Committee: Finance Committee

Dept.: DAODAS

Date: October 05, 2023

Department	Coordinated with:
Deputy County Administrator	Christine O. Durant
Grants	Gail Marion
Budget	Mack Gile
Legal	Marc Belle
Administrator	Bill Tuten
Clerk	Kristen L. Salisbury

Fiscal Impact:

Once the funds have been accepted, budget management becomes the responsibility of DAODAS.

No new FTE's associated with this award.

Matching funds are not required.

Funding: Was funding previously approved? NO

If yes, please provide the following:	Org	Object	Balance in Account	Amount Needed for item

Situation:

SC DSS is requesting applications for a Materials/ Health & Safety Grant that may be used to purchase materials and support needed to help childcare businesses operation and classroom functionality. Based on the table below, DAODAS is eligible to apply for a grant award of \$40,000 to support costs for our Therapeutic Behavioral Services (TBS) program for items such as playground sails, playground ground cover, outdoor play and learning equipment.

Applications are due by October 31st, 2023.

Child Care Centers (Based on Licensed Capacity)	Grant Amount
100+ children	\$60,000
50-99 children	\$50,000
Up to 49 children	\$40,000
Family/Group Child Care Homes	\$ 8,000
Licensed- Exempt Programs (ABC Quality)	\$35,000

Department Head Recommendation:

Authorize DAODAS to apply for, and accept if awarded, the SC DSS Materials/ Health & Safety Grant in the amount of \$40,000 to support costs for our Therapeutic Behavioral Services (TBS) program.

Committee Agenda Item

To: Bill Tuten, County Administrator
From: Jim Lake **Dept.:** Consolidated Dispatch
Subject: Joinder & First Amendment to the Master Cooperative Agreement Among Coastal Counties
Request: Request to Approve
Committee: Finance Committee **Date:** October 05, 2023

Department	Coordinated with:
Deputy County Administrator	Eric B. Watson
Budget	Mack Gile
Legal	Marc Belle
Administrator	Bill Tuten
Clerk	Kristen L. Salisbury

Fiscal Impact:

N/A

Funding: Was funding previously approved? N/A

If yes, please provide the following:	Org	Object	Balance in Account	Amount Needed for item

Situation:

The Charleston County Consolidated Emergency Communications Center (ECC) is requesting Council approval and authorization for the Council Chairman to sign the attached Joinder and First Amendment between the Coastal Cooperative Partners.

The Master Cooperative Agreement among Coastal Counties, executed in 2019, established the Coastal Area Cooperative whose purpose is to coordinate efforts and resources within the coastal area through information sharing, disaster recovery, and automatic mutual aid between partnering agencies, which enhances regional public safety for the benefit of citizens and visitors of the region.

This Joinder and First Amendment serves to remove Georgetown County as a Coastal Cooperative partner and party to the Master Cooperative agreement and add the City of Goose Creek and the Town of Summerville as Coastal Cooperative partners and parties to the Master Cooperative agreement; amends the roles and responsibilities, the Cooperative structure, and data privacy and information sharing sections; establishes the requirement to utilize INdigital as the sole ESInet provider; and continues the partnership for reciprocal emergency assistance in the form of mutual and automatic aid.

Department Head Recommendation:

Approve and authorize the Council Chairman to sign the Joinder and First Amendment to continue the joint coordination and exercise of resources within the Coastal Area Cooperative to enhance regional public safety.

Committee Agenda Item

To: Bill Tuten, County Administrator
From: Junerese Rhodan **Dept.:** Magistrates Courts
Subject: Request for Judicial Services for the Town of Lincolnville
Request: Request to Approve
Committee: Finance Committee **Date:** October 05, 2023

Department	Coordinated with:
Deputy County Administrator	Christine O. Durant
Budget	Mack Gile
Legal	Marc Belle
Administrator	Bill Tuten
Clerk	Kristen L. Salisbury

Fiscal Impact:
 No fiscal impact -

Funding: Was funding previously approved? N/A

If yes, please provide the following:	Org	Object	Balance in Account	Amount Needed for item

Situation:

On July 25, 2023 a written request was received from Jeffrey Heckman, Zoning Administrator for the Town of Lincolnville on behalf of Mayor Enoch Dickerson, requesting Charleston County provide judicial services through the County Magistrates Court. All funds collected will be retained and submitted to Charleston County to compensate any costs accrued. Chief Magistrate Summey and Charleston County Legal Department agree the County has the capability of providing services.

Department Head Recommendation:

Approve and authorize the Chairman to enter into an agreement with the Town of Lincolnville to utilizing existing magistrates court for judicial services to handle to Town's code enforcement violations with the understanding that fees collected will be retained to compensate for any costs accrued.

Committee Agenda Item

To: Bill Tuten, County Administrator
From: Eric Adams **Dept.:** Public Works
Subject: FY 2024 "C" Fund Road Improvement Program Administration
Request: Request to Approve
Committee: Finance Committee **Date:** October 05, 2023

Department	Coordinated with:
Deputy County Administrator	Steve L. Thigpen
Budget	Mack Gile
Legal	Marc Belle
Administrator	Bill Tuten
Clerk	Kristen L. Salisbury

Fiscal Impact:

Funds are available in the "C" Funds.

Funding: Was funding previously approved? N/A

If yes, please provide the following:	Org	Object	Balance in Account	Amount Needed for item

Situation:

On September 12, 2023 the Charleston County Transportation Committee (CCTC) funded the FY 2024 "C" Fund Road Improvement Program.

As has been the practice for many years, County staff administers the funds, engineering design, contracts, and performs construction management services for the CCTC. County managed CTC project costs are reimbursed from funds appropriated for the projects. The CCTC has allocated \$5,663,135.50 for resurfacing various State, County, and Municipal roads and an additional \$4,707,662 for construction of the projects listed in the attached spread sheet titled "Charleston CTC FY 2024 Recommended Project Funding". Other construction projects, not listed on the attached sheet, may be selected at the discretion of the CCTC at a later date should additional funds become available.

"C" Funds are derived from state gasoline user fee which is deposited in the County Transportation Fund to be allocated to all counties within the state. "C" Funds are apportioned to each County in the following manner:

1. One-third based on the ratio of the land area of the county to the land area of the state
2. One-third based on the ratio of county population to state population as determined by the latest ten-year census, and
3. One-third based on the ratio of rural road mileage in the county to rural road mileage in the state.

The Charleston County Transportation Committee (CCTC) has accepted the responsibility to administer its funding in Charleston County with the daily responsibilities of the program being managed by County staff.

Department Head Recommendation:

Authorize the County Administrator to enter into necessary agreement(s) with the South Carolina Department of Transportation and others to enable County staff to carry out project design, contract administration, and construction management for the CCTC's FY 2024 "C" Fund Road Improvement Program. The CCTC has allocated \$5,663,135.50 for resurfacing various State, County, and Municipal roads and an additional \$4,707,662 for construction of the projects listed in the attached spread sheet titled "Charleston CTC FY 2024 Recommended Project Funding".

Charleston CTC - FY 2024 Recommended Project Funding

Technical Oversight Subcommittee - FY 2024 Funding Distribution Recommendation

Pavement Management	\$5,663,135.50
Project Funding	\$4,707,662.00
Contingency (10%)	\$523,073.50

Funding Overview Subcommittee - Small Projects Funding Recommendation

Project Name	Requestor	Description	Recommended Funding
Roosevelt Road Improvements	Town of Awendaw Carry Over Need	Fund design and construction to pave 1,750 LF of existing dirt road off of US-17 near Awendaw Creek	\$325,000
City of Charleston Municipal Golf Course Crossing at Maybank Highway (S-700) and sidewalk connection	City of Charleston Carry Over Need	Fund construction of improvements to the existing golf course crossing with installation of HAWK signal as well as the addition of sidewalk on both sides of Maybank Highway.	\$150,000
Fleming Road (S-748) Sidewalk	City of Charleston Carry Over Need	Fund construction of 675 LF of new concrete sidewalk along Fleming Road.	\$300,000
Savage Road (S-1168) Sidewalk	City of Charleston Carry Over Need	Fund construction of sidewalk on the west side of Savage Road from Etiwan Street to the first Castlewood Boulevard intersection, and from the second Castlewood intersection to Henry Tecklenburg Drive.	\$370,000
Old Towne Road (SC 171) Bike/Pedestrian	Charleston County Parks & Recreation Commission Carry Over Need	Fund construction of 745 LF of new multi-use path along Old Towne Road connecting Donahue Drive to the County Park entrance.	\$75,000
Gadsdenville Rd (S-1075) Sidewalk	Charleston County Carry Over Need	Funding for design and construction of sidewalk on Gadsdenville Road	\$35,000
Sanders Rd (S-2032) Sidewalk	Charleston County Carry Over Need	Fund construction of sidewalk on Sanders Road from Half Shell Lane to new CE Williams Middle School.	\$91,000
Sol Legare Road (S-632) Sidewalk	Charleston County Carry Over Need	Funding to continue community engagement in efforts to develop cost feasible concepts for a sidewalk from Folly Road to the Community Center.	\$100,000
Central Park Drainage	Charleston County/SCDOT Carry Over Need	Funding to continue design and construction of project which will improve the overall drainage for the 500 acre Central Park Drainage Basin to alleviate frequent flooding.	\$321,662
Ashley Ave (S-52) Drainage Improvements	City of Folly Beach Carry Over Need	Fund construction of Phase 2 to continue drainage improvements on E. Ashley Ave and 4th Street.	\$350,000
Regatta Road Sidewalk	Town of James Island Carry Over Need	Fund construction of 1,200 LF sidewalk along east side of Regatta Road from Stillwater to Nabors Drive; project is already designed and permitted.	\$37,000
Riverland Drive (S-53) Multi-Use Path	Town of James Island Carry Over Need	Fund construction of a multi-use path on Riverland Drive from Camp Road to Crape Myrtle Drive.	\$50,000
Dills Bluff (S-95) Sidewalk Phase III	Town of James Island Carry Over Need	Fund construction of 1,620 LF of new five-foot asphalt sidewalk along Dills Bluff from Seaside Lane to Condon Drive.	\$75,000
Mount Pleasant Pedestrian Improvements	Town of Mount Pleasant Carry Over Need	Fund construction of pedestrian crosswalks and push button signals to improve pedestrian access and safety at the Long Grove Dr. & Rifle Range Rd. intersection and the Long Point Rd. & Belle Point Dr. intersection.	\$130,000
Northwoods Blvd Sidewalk	City of North Charleston Carry Over Need	Fund construction of sidewalk on Northwoods Blvd from Ashley Phosphate Road to existing sidewalk near Rivers Ave.	\$70,000
International Blvd Right Turn Lane	City of North Charleston Carry Over Need	Fund construction of right turn lane extension from west bound International Boulevard onto Centre Pointe Drive.	\$70,000

Northside Drive (S-2274) Sidewalk - Phase 2	City of North Charleston Carry Over Need	Fund construction of sidewalk on Northside Drive from Norwalk Drive to Ashley Phosphate Road.	\$127,000
Mathis Ferry Road (S-56) and Von Kolnitz Road (S-1642) Crosswalk	South Carolina Department of Transportation Carry Over Need	Fund construction of sidewalk improvements extending 650' west along the south side of Mathis Ferry Rd from the Von Kolnitz Rd intersection, and approximately 600' south along the west side of Von Kolnitz	\$285,000
East Coast Greenway - Phase 3	Town of Awendaw	Combine with \$100K grant from SCPRT to complete Phase 3 construction to connect the parking area to Phase 1 and then construct new trail section to existing Forest Service Road to Awendaw Creek.	\$50,000
Old Towne Road (SC 171) Sidewalk (Old Towne Creek County Park Access)	Charleston County Parks & Recreation Commission	Construct 10-foot wide multi-use path to improve pedestrian connectivity to Old Towne Creek County Park from St. Augustine Dr. to park entrance	\$307,000
Winchester St., Lady St., and Pinehurst St. Traffic Calming	Charleston County	Design and installation of six traffic humps (two per street) in the Northwoods Neighborhood.	\$77,000
RRFB @ North Charleston High School	Charleston County School District	Install Rectangular Rapid Flashing Beacon (RRFB) at existing crosswalk on E. Montague Ave in front of North Charleston High School	\$76,000
Toogoodoo Rd (S-390) at Sam King Intersection Improvements	Town of Hollywood	Realign Sam King Rd with Kings Path at Toogoodoo Rd.	\$280,000
21st Avenue (S-259) Sidewalk Widening and Extension	City of Isle of Palms	Reconstruction and widening of existing sidewalk on the land side of Palm Blvd between 21st and 41st Avenue and extend sidewalk along 21st Avenue to intersection at Waterway Blvd.	\$260,000
Tobias Gadson (S-1373) Sidewalk	Legislative Delegation	Fund design and construction of 400 LF of sidewalk along Tobias Gadson from CARTA Stop #33 to the Commission for the Blind building (1483 Tobias Gadson Blvd.)	\$150,000
Pickney Street (S-9) Traffic Calming	Town of McClellanville	Installation of a traffic speed hump on Pinckney near Mercantile.	\$21,000
Hungryneck Blvd to Irongate/Sweetgrass Corner Shopping Center	Town of Mount Pleasant	Geometric improvements to existing 4-way intersection, restricting left and through movements from the shopping center approaches, and relocation of an existing unsignalized pedestrian crossing to a new midblock crossing with pedestrian refuge and RRFB devices. Project will also install new sidewalk and a new CARTA bus shelter on the southern limits of the project. A 10 foot multiuse path is proposed to replace the existing sidewalk on the western side of Hungryneck Blvd (Town Centre side) throughout the project limits.	\$375,000
Mall Drive (S-790) Overpass Study	City of North Charleston	Engineering study for the expansion of the Mall Drive overpass to four lanes with adequate pedestrian access to North Charleston City Hall and medical facilities.	\$150,000

Total Funding = \$4,707,662

Committee Agenda Item

To: Bill Tuten, County Administrator
From: Steve L. Thigpen **Dept.:** Public Works
Subject: FY 2024 Rural Roads Annual Allocation
Request: Request to Approve
Committee: Finance Committee **Date:** October 05, 2023

Department	Coordinated with:
Deputy County Administrator	Steve L. Thigpen
Budget	Mack Gile
Legal	Marc Belle
Administrator	Bill Tuten
Clerk	Kristen L. Salisbury

Fiscal Impact:

Funds are available in the roads portion of the second Transportation Sales Tax allocations.

Funding: Was funding previously approved? N/A

If yes, please provide the following:	Org	Object	Balance in Account	Amount Needed for item

Situation:

As part of the 2016 Transportation Sales Tax (TST), Council allocated \$2 million dollars annually for Rural Roads. Staff has reviewed and analyzed the existing Rural Roads projects to determine current funding needs. Continuation of work on the existing rural road projects will require most of this year's available funding primarily due to rising construction costs as a result of inflation. Staff has prepared the attached project funding recommendations for the FY 2024 Rural Roads Program from the Transportation Sales Tax.

Department Head Recommendation:

Approve the list of funding recommendations by project for FY 2024 funding from the Rural Roads funds from the 2016 Transportation Sales Tax.

Attachments :

1. Recommended Funding for Rural Road Improvement Projects and Carry Over Needs

RECOMMENDED FUNDING
FOR CARRY OVER NEEDS

FY 2024 RURAL ROAD CARRYOVER FUNDING RECOMMENDATIONS						
Annual funding for this category = \$2,000,000; Available funding for this category = \$2,000,000						
Action	Category	District	Project	Estimated Cost to Date	Funding to Date	Recommended Funding
Increase	Rural Roads	2	Derries Road	550,000.00	500,000.00	\$50,000.00
Increase	Rural Roads	2	McBride Road	650,000.00	600,000.00	\$50,000.00
Increase	Rural Roads	6	Courtland and Dawning Roads	900,000.00	600,000.00	\$300,000.00
Increase	Rural Roads	8	Andros Road	400,000.00	300,000.00	\$100,000.00
Increase	Rural Roads	8	Arsburn Road	1,365,000.00	750,000.00	\$615,000.00
Increase	Rural Roads	8	Granite Road	700,000.00	450,000.00	\$250,000.00
Increase	Rural Roads	8	Jeff Gaillard Lane	565,000.00	440,000.00	\$125,000.00
Increase	Rural Roads	8	Little Smith Road	990,000.00	880,000.00	\$110,000.00
Increase	Rural Roads	8	Brewer Road	700,000.00	500,000.00	\$100,000.00
Fund	Rural Roads	8	Botany Bay Road	300,000.00	0.00	\$300,000.00
Total:						\$2,000,000.00

Committee Agenda Item

To: Bill Tuten, County Administrator
From: Barrett J. Tolbert **Dept.:** Procurement
Subject: Non-Competitive Procurement for Helicopter Replacement/Sheriff's Office
Request: Request to Approve
Committee: Finance Committee **Date:** October 05, 2023

Department	Coordinated with:
Deputy County Administrator	Corine Altenhein
Budget	Mack Gile
Legal	Marc Belle
Administrator	Bill Tuten
Clerk	Kristen L. Salisbury

Fiscal Impact:

Funds will be available from future bond issues or from proceeds (including insurance) from the disposal of the old helicopter.

Funding: Was funding previously approved? N/A

If yes, please provide the following:	Org	Object	Balance in Account	Amount Needed for item

Situation:

The Sheriff's Office is requesting a non-competitive procurement for the replacement purchase of a helicopter and the compatible law enforcement equipment not to exceed \$7,000,000.00 from various vendors.

The Sheriff's Office requests the purchase of the purchase a 2024 Bell 407GX1 Aircraft Helicopter from Bell Textron to replace the 2012 Bell 407GX, which was destroyed on August 1, 2023, during an emergency landing caused by mechanical failure. The County has filed an insurance claim to be compensated for the lost helicopter, however it is a lengthy process that can exceed one year.

The 2024 Bell 407GX1 being sold by Bell Textron, has a 14-month lead time to be built and requires an initial 15% down payment towards the purchasing price. The helicopter is critical to the daily operations of the department as it is used to enhance the effectiveness, efficiency, and the ability to monitor and respond to various situations. These situations include Search Operations, Emergency Response, Disaster Response, Public Safety, Pursuit Assistance, Crowd Control, Arial Surveillance, Photography and Mapping, and Community Engagement. Bell Textron is including a warranty of 3 years or 1,000 flight hours. The helicopter should not require any major maintenance within the first five years.

The law enforcement equipment necessary for helicopter would be purchased from three vendors to avoid a potential 20% competitor markup price. Therefore, the Sheriff's Office is requesting authorization for a non-competitive procurement.

Department Head Recommendation:

- Authorize staff to enter into contract with Bell Textron for the 2024 Bell 407GX1 Aircraft Helicopter with an initial 15% down-payment,
- Authorize staff to purchase law enforcement equipment, warranty, and installation plans for the helicopter from various vendors.
- Appropriate up to \$7,000,000 for the purchase of a helicopter to be reimbursed from a future bond issue. Amount borrowed will be reduced by any proceeds (including insurance) from the disposal of the old helicopter.

Committee Agenda Item

To: Bill Tuten, County Administrator
From: LoElla Smalls **Dept.:** Community Development
Subject: Demonstration Projects to Address Housing Insecurities
Request: Request to Approve
Committee: Finance Committee **Date:** October 05, 2023

Department	Coordinated with:
Deputy County Administrator	Christine O. Durant
Budget	Mack Gile
Legal	Marc Belle
Administrator	Bill Tuten
Clerk	Kristen L. Salisbury

Fiscal Impact:

Council approved American Rescue Plan Act funding. The American Rescue Plan Act will pay for the two proposed demonstration projects.

Funding: Was funding previously approved? NO

If yes, please provide the following:	Org	Object	Balance in Account	Amount Needed for item

Situation:

The two proposed demonstration projects would address the documented unmet needs of the County's homeless population while increasing capacity within the local network of nonprofit service providers and landlords, both priorities identified by County Council as priorities under the Economic Stability For All category in the American Rescue Plan Act Funding.

The first of these opportunities is the Just Home Project. On March 22, 2023, County Council approved accepting grant funds from the MacArthur Foundation for the Just Home Project (JHP) in March 2022. The JHP aims to provide comprehensive and innovative solutions to address homelessness at the crossroads of recidivism and foster sustainable pathways to housing through support services for vulnerable, nonviolent repeat offenders as identified by the Charleston County Criminal Justice Coordinating Council's "Most Visible People" Program.

After thoroughly considering specifically the operational budget for the future implementation partner for the Just Home Project, opportunities have been identified for Charleston County to support the project's success by recommending ARPA funding. The County's investment of ARPA funds would support the operational needs of the future implementation partner and strengthen the capacity of the partner to service the target population. The recommended funding would support costs associated with comprehensive wrap-around services, including on and off-site healthcare and employment assistance, social services navigation, legal services,

transportation, transitional housing, communication and technology access, and rental assistance for participants transitioning to permanent housing.

Staff recommends that \$204,428.00 of ARPA funding be committed to the Just Home Project, bringing the total operational budget for the implementation partner to \$500,000.00 to be expended throughout the demonstration phase (12-18 months).

The second opportunity to address the needs of those facing housing insecurity in the community is the Low Barrier Housing Collective (LBHC) project, also known as the Rental Collective (RC) project. The LBHC project model has been applied successfully in Nashville, Phoenix, and Orange County, with a launch in the City of Charleston this month. The LBHC aims to uniquely address the challenge of homelessness and increase the capacity of service providers in the community by bringing nonprofit agencies and property owners across the community together with a focus on improving the accessibility of rental housing units by those with increased obstacles to housing. This demonstration project seeks to reduce barriers by creating financial incentives for property owners to lower specific qualifications for renters, including but not limited to rental and credit history and criminal record. These incentives ensure the needs of the property owners are being met and bring them in as crucial stakeholders in collaboration to address the housing crisis.

The project's recommended funding would support the anticipated staffing costs, equipment, consultation, marketing, and early implementation/ development of necessary components to begin adding housing inventory into the system. The City of Charleston has committed \$200,000 to the project to support rental assistance, and staff recommends that Council consider matching this commitment to facilitate the foundational phase of the demonstration project.

Department Head Recommendation:

Authorize \$204,428.00 of ARPA funding to support the operational budget of the future implementation partner of the Just Home Project.

Authorize \$200,000.00 of ARPA funding to support Phase I of the Low Barrier Housing Collective Project.

Committee Agenda Item

To: Bill Tuten, County Administrator
From: Eric Adams **Dept.:** Public Works
Subject: Folly Road Bike and Pedestrian Improvements (Eminent Domain & IGAs)
Request: Request to Accept & Adopt
Committee: Finance Committee **Date:** October 05, 2023

Department	Coordinated with:
Deputy County Administrator	Steve L. Thigpen
Budget	Mack Gile
Legal	Marc Belle
Administrator	Bill Tuten
Clerk	Kristen L. Salisbury

Fiscal Impact:

Funds are available in the 2nd Half Cent Sales Tax Transportation Fund.

Funding: Was funding previously approved? YES

If yes, please provide the following:	Org	Object	Balance in Account	Amount Needed for item
	TTE038006			

Situation:

The 2016 Sales Tax Referendum included a sidewalk infill project on Folly Road as one of the four requested James Island Improvement projects to be funded. The purpose of the planned project is to improve the safety and access for pedestrians along the Folly Road corridor while minimizing the impacts to private property and businesses. During the development of the project, the Rethink Folly Plan recommended further pedestrian enhancements such as a multi-use path and bike lanes as opposed to the sidewalk-only project originally intended. On October 11, 2017, Council approved the submission of a revised Folly Road Improvements Complete Streets application that would be consistent with this recommendation and included an expansion of the project scope, with the corresponding increase for the matching funds being sourced from the Town of James Island, Charleston County, and the City of Charleston. Staff recommends authorization for the acceptance of those matching funds from the Town of James Island and the City of Charleston in the amount of \$400,000 from each municipality.

As we look to conclude the right-of-way acquisition phase of the project and move forward to construction, Staff requests that Council approve the use of eminent domain. Of the 51 total tracts that we need right- of-way or permissions from, six properties will require the use of eminent domain because either the owner is opposed to the project or is nonresponsive to several attempts at contact. All of the aforementioned tracts are businesses, commercial/retail, or vacant/undeveloped. The proposed land acquisitions will minimally impact each parcel and comprise only of frontage areas of the property. No structures will be taken or impacted with these acquisitions. It is still staff's intent to continue coordination with the property owners during the condemnation process in an effort to reach settlements out of court.

((See attached chart - Tract, TMS#, Recommendation, Land Acquisition))

Department Head Recommendation:

- Authorize staff to enter into and execute an Intergovernmental Agreement to accept funds from the Town of James Island in the amount of \$400,000.00
- Authorize staff to enter into and execute an Intergovernmental Agreement to accept funds from the City of Charleston in the amount of \$400,000.00
- Adopt the attached resolution which authorizes the use of eminent domain for the Folly Road Bike and Pedestrian Improvements

Resolution #____

Adopted:_____

A RESOLUTION

AUTHORIZING THE EXERCISE OF EMINENT DOMAIN TO ACQUIRE TITLE TO OR INTERESTS IN REAL PROPERTY FOR THE PURPOSE OF CONSTRUCTING ROAD IMPROVEMENTS FOR THE FOLLY ROAD (SC-171) BIKE AND PEDESTRIAN IMPROVEMENTS PROJECT

SECTION I. FINDINGS

**THE COUNTY COUNCIL OF CHARLESTON COUNTY, IN MEETING DULY ASSEMBLED,
HEREBY FINDS AS FOLLOWS:**

WHEREAS, as a project being undertaken as part of its Transportation Sales Tax Program, Charleston County intends to construct certain improvements to the Folly Road corridor from the Ellis Creek Bridge to Wilton Street on James Island in Charleston County, SC (the "Project"); and

WHEREAS, the plans for the improvements will be shown on the technical drawings entitled "Construction Plans" (the "Plans"); and

WHEREAS, the Plans will depict, *inter alia*, the existing roadway, the proposed roadway and the privately-owned properties and portions of properties that the County seeks to acquire to complete the Project; and

WHEREAS, said Plans are subject to refinement and revision as additional design efforts and investigations are undertaken regarding the roadway alignment and the Project's components, including but not limited to sidewalks, utilities, drainage facilities and the traveling surface; and

WHEREAS, the acquisition of the privately-owned properties will be accomplished in accordance with the eminent domain laws of the State of South Carolina; and

WHEREAS, it is in the best interests of the citizens of Charleston County to acquire title to or an interest in the privately-owned properties in order to complete the Project; and

WHEREAS, public purposes, health, welfare, and safety, including, but not limited to, the facilitation of commerce and the convenience of the traveling public will be served by acquiring the properties and completing the Project; and

WHEREAS, the properties acquired will be for a public use, including but not limited to, the improvement of a publicly-owned thoroughfare in Charleston County.

SECTION II. ACTIONS AUTHORIZED

As a result of the findings set forth above, and by virtue of the powers granted to the County under the constitution and statutes of the State of South Carolina, the Charleston County Council hereby authorizes and directs the following:

Charleston County Council hereby authorizes the exercise of eminent domain to acquire full title or a property interest in the privately-owned property that will be shown on the above-described Plans, as the same may be refined or revised from time to time, for the Project. Council expressly authorizes the acquisition of the parcels that will be identified on the above-described Plans, in whole or in part, as the needs of the Project so require.

Sheet 1

LEGEND



Citizen Support



Opposed



Non Responsive

NEW ROW

--- R/Wx --- EXISTING ROW LINE

TRACT 21

TRACT 26

TRACT 31

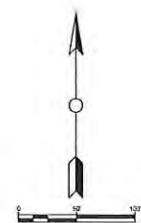
Sheet 2

TRACT 45

Sheet 3

TRACT 34

TRACT 39



General Notes

No.	Revision/Issue	Date
-----	----------------	------

Draw Name and Address

Project Name and Address
FOLLY ROAD BIKE AND
PEDESTRIAN IMPROVEMENTS

Project FOLLY ROAD
Date 9/11/2023
Scale 1" = 100'

EX








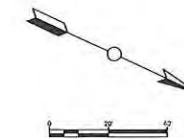
TRACT 31
TMS# 425-02-00-172
Class Code:
SPECIALTY RST

LIGHT BLUE-
RIGHT OF WAY
TO BE OBTAINED

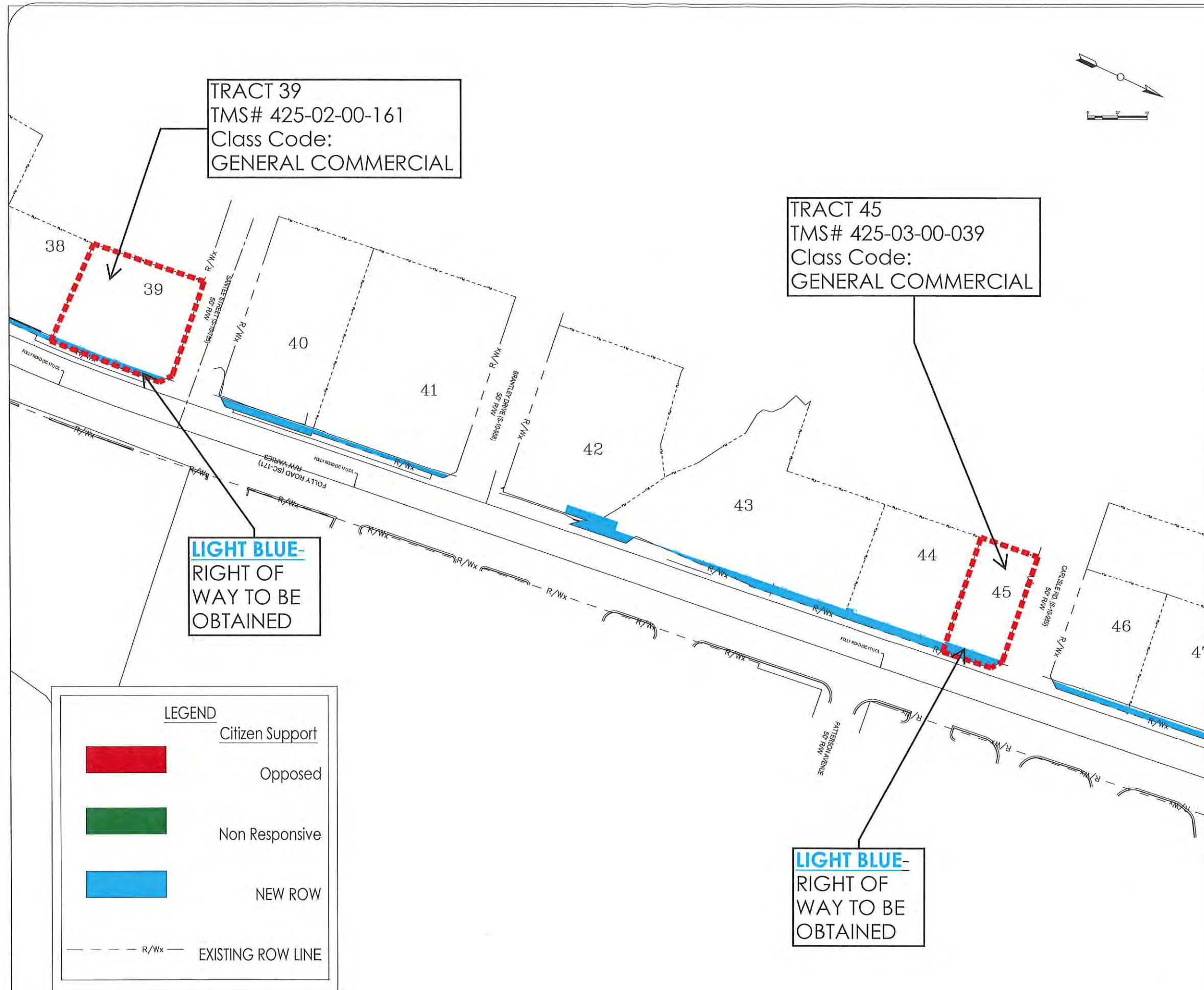
TRACT 34
TMS# 425-02-00-168
Class Code:
GENERAL COMMERCIAL

LEGEND

	Citizen Support
	Opposed
	Non Responsive
	NEW ROW
	EXISTING ROW LINE



General Notes		
No.	Revision/Issue	Date
Firm Name and Address		
Project Name and Address		
FOLLY ROAD BIKE AND PEDESTRIAN IMPROVEMENTS		
Project: FOLLY ROAD		Sheet:
Date: 9/11/2023		2
Scale: 1" = 20'		



General Notes		
No.	Revision/Issue	Date
Firm Name and Address		
Project Name and Address		
FOLLY ROAD BIKE AND PEDESTRIAN IMPROVEMENTS		
Project: FOLLY ROAD		Sheet: 3
Date: 9/11/2023		
Scale: 1" = 20'		

Tract	TMS#	Recommendation	Land Acquisition
21	425-09-00-135 (<u>class</u> code: 990- undevelopable)	Condemnation because owner is unresponsive.	12 sq. ft.
26	425-09-00-027 (<u>class</u> code: 500- general commercial)	Condemnation because owner is unresponsive	479 sq. ft.
31	425-02-00-172 (<u>class</u> code: 580-Spcity-RST)	Condemnation because owner will not acknowledge our communications.	2,439 sq. ft.
34	425-02-00-168 (<u>class</u> code: 500- general commercial)	Condemnation because owner unwilling to settle.	646 sq. ft.
39	425-02-00-161 (<u>class</u> code: 500- general commercial)	Condemnation because owner unwilling to settle.	654 sq. ft.
45	425-03-00-039 (<u>class</u> code: 500- general commercial)	Condemnation because owner unwilling to settle.	566 sq. ft.