

City Council Workshop
Via Telephone / Video Conference
April 28, 2020
6:00 P.M.

Council Members Present:

Mayor Gregory S. Habib (Joined Meeting at 6:53 p.m.); Mayor Pro Tem Kevin Condon; Councilmember Debra Green-Fletcher; Councilmember Jerry Tekac; Councilmember Corey McClary; Councilmember Gayla McSwain; Councilmember Christopher Harmon

Council Members Absent:

Staff Present:

Interim City Administrator Daniel Moore; City Clerk Kelly J. Lovette; Finance Director Tyler Howanyk; Director of Economic Development Matt Brady

Staff Absent:

Press Present:

None

Guests:

City Attorney Lawrence Flynn

CALL TO ORDER:

Mayor Pro Tem Condon called the meeting to order at 6:07 p.m.

STAFF PRESENTATIONS & UPDATES

I. Annexation of Parcels B, C & D of Century Aluminum Property

Mr. Moore updated City Council regarding the Annexation of Parcels B, C & D of Century Aluminum and stated the plats were submitted to Berkeley County that past Tuesday and Berkeley County's staff was assigning new tax map numbers to the parcels. He stated once the new plats are recorded, they will be assigned to the new Annexation Petitions and they will be submitted to City staff for review and he was anticipating being able to have the proposed annexation ordinance on the Agenda for the May City Council Meeting.

CITY COUNCIL DISCUSSION ITEMS:

I. Ordinances §110.038 Permitting Food; Beverages

Mr. Moore stated this section was intended for Mayor Habib to discuss with City Council whether or not there was any interest in making an amendment to the current City Ordinance which prohibits alcohol from being sold in food, thus including a mobile food truck. Mayor Pro Tem Condon stated he did not wish to strike alcohol from being allowed in food. Mr. Howanyk thoroughly brief City Council on what the City's Ordinance reads concerning no alcohol being allowed in food. Councilmember Harmon stated he was in favor of making a change to allow mobile food trucks to sell alcohol. Councilmember McClary stated he was opposed to a mobile bar. Councilmember Tekac stated he liked the way the current Ordinance was written and saw no need to make any changes. Mr. Howanyk stated the current food truck Ordinance was passed in June 2017, and the City of Goose Creek is one of the only City's that does not allow the sale of alcohol in food form. Mr. Moore stated it was believed the current language was recommended by Tim Domin the City's attorney, in collaboration with the City's Finance Director and Business License Inspector, right after this became a phenomenon in Charleston. Mr. Moore stated it's kind of a gray area and the Department of Revenue manages these types of licenses and in most food, alcohol is cooked off, so you don't have this type of concern. He stated Mayor Tecklenburg has sent a letter inquiring can you eat these types of food and drive. He stated our

City's Police Chief has also expressed concerns about whether someone needs to be carded and how they would enforce that, and do they need to be carded. He stated the Department of Revenue has failed to classify this as a true alcoholic type food, and because of that it does leave City staff to continue to have concerns about enforcement. Councilmember McSwain stated she would leave the current language as is and Councilmember Harmon stated he concurred. Councilmember Green-Fletcher stated she did not wish to see the Ordinance changed.

EXECUTIVE SESSION

I. 30-4-70(A(2)) – Receipt of Legal Advice Related Matters Covered by Attorney-Client Privilege – Contract Negotiations with Industrial Customer

Mr. Moore stated at this time the webinar would be locked at this time to keep anyone from joining in the meeting and the recording would be paused.

Councilmember Tekac made a motion to go into executive session. Councilmember McClary seconded the motion. All in favor, none opposed. Motion carried. (6:20 p.m.)

Councilmember Tekac made a motion to come out of executive session. Mayor Pro Tem Condon seconded the motion. All in favor, none opposed. Motion carried. (6:55 p.m.)

Mayor Habib joined the meeting and apologized for being late. (6:53 P.M.)

ADJOURNMENT

Councilmember Tekac made a motion to adjourn. Councilmember McClary seconded the motion. All in favor, none opposed. Motion carried. (6:57 p.m.)

Minutes approved and adopted:

_____ Date: May 12, 2020

Kelly J. Lovette, MMC
City Clerk

A copy of this meeting's agenda was sent to the Post and Courier and The Goose Creek Gazette; it was posted in City Hall 24 hours prior to the meeting.