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5 - Solid Waste / Recycling Update

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6 - Property Exchange On Mayberry Street - Unity Park

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CITY COUNCIL OF THE CITY OF GREENVILLE WORK SESSION MEETING

**Greenville City Hall
206 S. Main Street
Ninth Floor Conference Room**

**Monday, January 27, 2020
4:00 p.m.**

CITY COUNCIL: Mayor Knox White; Councilmember Wil Brasington; Councilmember John DeWorken, Councilmember Dorothy Dowe, Councilmember Lillian Flemming; Councilmember Ken Gibson; Councilmember Russell Stall

CITY STAFF: City Manager John McDonough; City Attorney Michael S. Pitts; City Clerk Camilla G. Pitman

AGENDA

- | | | |
|-----------|--|------------------|
| 1. | Call to Order | 4:00 p.m. |
| 2. | Legislative Update
<i>(Ted Riley and OMB Director Kai Nelson)</i> | 4:00 p.m. |
| 3. | Local Landmark Ordinance
<i>(Interim Planning and Development Services Director Jay Graham)</i> | 4:25 p.m. |
| 4. | Update on City's Bid Procedures
<i>(OMB Director Kai Nelson)</i> | 4:30 p.m. |
| 5. | Solid Waste / Recycling Update
<i>(Public Works Director Mike Murphy)</i> | 4:40 p.m. |
| 6. | Property Exchange on Mayberry Street – Unity Park
<i>(City Attorney Mike Pitts)</i> | 4:50 p.m. |
| 7. | Executive Session:
a. Economic Development / Legal Briefing
b. Boards and Commissions | 4:55 p.m. |
| 8. | Adjourn | 5:20 p.m. |

2020 Legislative Update

Ted Riley, Riley Pope & Laney



Topics

- Primary Issues
 - Business License Tax Reform (H.4431)
 - Property Tax Exemption for Affordable Housing (H.4675)
 - Childcare Safety – Summer Camps (S.680)
 - Stormwater Fees (S.497)
- Topics Being Monitored (Handout)
 - Small Wireless Facilities Deployment Act
 - Local Accommodations and Hospitality Tax
 - Municipal Tax Relief Act (Capital Project Sales Tax)
 - Local Preemption – Tobacco and Auxiliary Containers
 - Inclusionary Zoning/Affordable Housing
 - Tort Claims Act – Increased Caps
 - Review Committee on Tax Reform
 - State Budget

Business License Tax Reform

- Currently resides in the House Labor, Commerce and Industry Committee (LCI)
- The LCI Ad Hoc Subcommittee chaired by Rep. Craig Gagnon (R, Abbeville) met on Wednesday, January 22nd
 - 3 hours of testimony from business owners, the SC Manufacturers Alliance, SC Chamber of Commerce, Municipal Association of SC and others
 - Mayor White submitted a letter to the House LCI Committee noting the City's opposition to the bill as currently drafted, and Kai Nelson testified on behalf of the City at the hearing.
- A second Subcommittee hearing will be held in two weeks, tentatively on Wednesday, February 5th.

Business License Tax Reform

- Changes basis of calculations from gross revenues to net income
- Establishes April 30th as standard due date
- Creates online payment portal through Secretary of State – no experience or role with administering local business licenses
- Creates “delivery license” that creates unfair burden on resident businesses
- Establishes uniform business class designations and categorizes businesses by profitability – IRS and NAICS
- Requires MORE documentation from businesses
- Potential impact of significant shifting tax burden
- Local Business Licenses represent 20% of Greenville’s General Fund revenues – equivalent to 35.8 mills on tax rate

Property Tax Exemption for Affordable Housing

- Bi-partisan bill introduced by Reps. Chandra Dillard (D, Greenville) and Bill Herbkersman (R, Beaufort)
- Would amend the existing property tax law exemption to cover affordable housing partnerships and incentivize private developers and investors to partner with the SC Public Housing Authorities and nonprofit affordable housing corporations to build and rehabilitate affordable housing.
- Currently resides in the House Ways and Means Committee, and a similar bill passed the House of Representatives in 2017 by a vote of 104 – 0.

Childcare Safety – Summer Camps

- Introduced by Senate Family and Veterans' Services Committee Chairlady Katrina Shealy (R, Lexington), and the bill resides in the Chairlady's Committee.
- SC Attorney General's office issued an Opinion on April 12, 2019 stating any summer camp in business or operation for more than three weeks during the summer is not exempt from the definition of a child care facility and would need to be licensed as such.
- Subcommittee hearing was held on Wednesday, January 22nd to consider a Stakeholder Amendment which was proposed by legal counsel with the Joint Citizens and Legislative Committee on Children, the SC Recreation and Parks Association and numerous interested parties such as the YMCAs, Boys and Girls Clubs and the City of Greenville.
- The Stakeholder Amendment was adopted, and S.680 as amended received a favorable report and will be on the next full Committee agenda.

Stormwater Fees

- Introduced by Sens. Rex Rice (R, Pickens) and Dwight Loftis (R, Greenville)
- Would limit the stormwater fees which can be assessed to a single property at up to 15% of ad valorem property taxes.
- There is currently no standardized rate in place for stormwater fees according to Senate Finance staff.
- Senate Finance Subcommittee hearing was held on Tuesday, January 21st with Sen. Rice stating he introduced the bill after noticing a significant increase – specifically in Greenville County – in stormwater fees, and he believes the County could be taking more in fees than necessary.
- Testimony was received from the Municipal Association of SC, representatives from North Charleston and the City of Columbia, and the SC Association of Counties with a recurring theme of EPA compliance and revenue needed to manage stormwater systems.
- Purpose of this initial hearing was to receive testimony, and Senator Rice moved to carry the bill over for additional study and consideration.

Stormwater Fees

- City bills 25,325 properties a Stormwater Fee. Of those, 4,093 (16.2%) had Stormwater Fees in excess of 15% of their total property tax bill.
- 1,787 of those properties are tax-exempt, and pay only a Stormwater Fee and another per-parcel fee charged by the County. Based on the draft legislation, we would have to basically eliminate the fee on those properties, **reducing our revenues by \$1,577,678**
- Some of those properties have significant Impervious Surface, for example PRISMA/GHS Memorial campus. No property tax bill, but \$84,866 stormwater fee. A fee that size means that the property has impervious surface equivalent to 1,113 residential units. Or Bob Jones University campus...no tax bill, \$67,557 stormwater fee. Impervious surface equivalent to 886 residential units.
- The other 2,306 properties represent \$553,079 in Stormwater fees. If we had to limit those fees to meet the 15% limit, we would lose an additional \$228,163 in revenue.
- **Total lost revenue of \$1,805,841, or 28.75% of our stormwater billings.**

2020 Legislative Update

Ted Riley, Riley Pope & Laney



APPLICANT

City of Greenville

REQUEST

- **TEXT AMENDMENT** to Section(s) 19-1.11, 19-2.1, 19-2.2, 19-2.2.9, and 19-2.3 to establish and adopt the Local Landmarks Ordinance



STAFF RECOMMENDATION

- Recommend approval of text amendment to City Council

PLANNING COMMISSION DECISION

- Recommend approval of text amendment to City Council by a vote of 6-0

FISCAL IMPACT

- None

City Purchasing Update

City Council Workshop

January 27, 2020

Formal Bid Solicitation Receipt Procedures

- All companies that are submitting bids or proposals are logged in as a guest and directed to OMB: Purchasing, on the 7th floor of City Hall.
- All bids are received at the front desk and an adhesive sticker is attached to the bid or proposal with a time and date stamp to verify that the bid was submitted in compliance with the time and date deadlines. Late bids are not accepted.
- Once time and date stamped, the bid or proposal is taken to Purchasing and is
 - Logged in on the bid or proposal log, and
 - Placed in the bid or proposal file for that solicitation

Formal Bid Solicitation Opening Procedures

- On the date and before the time of the opening, the Purchasing staff maintains availability to make sure all solicitations are time/date stamped and logged in up until the time deadline.
- All solicitations received in compliance with the time and date deadline are taken to the conference room and are opened publicly at the exact time, date and location published in the solicitation.
- All solicitations are always opened in the presence of a witness.
- All opened solicitations are immediately manually tabulated.
- All manual tabulations are entered into a spreadsheet and posted to the City's website by the close of business on the date of the opening.

Minority/Women Business Enterprise (MWBE) Program

M/WBE Program Development / Adoption

- The City of Greenville developed an M/WBE Utilization Plan in the form of OMB 5: Minority/Women Business Enterprise Program.
 - Council approval established through Resolution 2006-42
 - Signed into action by previous City Manager on February 1, 2007

M/WBE Program Mission /Intent

- OMB 5: Minority/Women Business Enterprise Program addresses specifically:
 - Information exchange related to barriers such as difficulty in obtaining financing
 - Bonding and insurance requirements
 - Pre-bid conferences for M/WBE sub-contractor opportunities
 - Requiring prompt payment to M/WBE sub-contractors
 - Scoping projects to create opportunities for M/WBE's
 - RFP points allocation for certified M/WBE's

M/WBE Program Website

MINORITY/WOMAN-OWNED BUSINESS ENTERPRISE PROGRAM

ABOUT THE PROGRAM

To promote free competition and equal opportunity, the City of Greenville, through its Purchasing Division, is committed to assisting small, minority-owned and woman-owned businesses in becoming active vendors with the City of Greenville.

The City of Greenville encourages and invites small, woman, and/or minority owned businesses located inside and outside the city limits to participate in the City's procurement process.



CITY POLICIES

View a summary of program policies to further understand preference opportunities and eligibility requirements.

INTENT

INTENT

Business firms owned and operated by minority and women persons, in general, have been historically restricted from full participation in the nation's free enterprise system to a degree disproportionate to other businesses.

The City believes it is in the community's best interest to assist woman- and minority-owned businesses to develop fully, in furtherance of City's policies and programs which are designed to promote balanced economic and community growth.

The City, therefore, wishes to ensure that woman- and minority-owned businesses (M/WBEs) are afforded the opportunity to fully participate in the City's procurement process.

DEFINITIONS

PREFERENCE IN SCORING

ROD GRAY

rgray@greenvillesc.gov

Minority Business Liaison Officer

PURCHASING DIVISION

Physical Address

206 S Main Street
7th Floor
Greenville, SC 29601

Mailing Address

Purchasing Division
P.O. Box 2207
Greenville, SC 29602

Phone: 864-467-4508

Fax: 864-467-4597

HOURS

(Except Holidays)
Monday through Friday
8 a.m. to 5 p.m.

[Directory](#)

QUICK LINK

- [SC Small & Minority Business Assistance](#)
- [View Bids and RFPs](#)

M/WBE Program Operations

- The Minority Business Liaison Officer for the City of Greenville is Rod Gray, Purchasing Administrator.
 - Develops and manages the program on a day-to-day basis
 - Develops procedures, when appropriate, to divide larger projects into smaller tasks to allow MBE participation
 - Works with prime contractors to encourage use and create opportunity for certified minority business sub-contractors
 - Disseminate procurement opportunities through minority publications and coordinate with local, minority advocates
 - Minority Economic Development Institute, Inc., (S.T. Peden, speden@mediiupstate.org)
 - Hispanic Chamber of Commerce (gnieves@schcc.org, rnieves@unicommedia.com)
 - Greenville Chamber (Dr. Nika White, nikawhiteconsulting@greenvillechamber.org)
-

M/WBE Program Parameters

- OMB 5: Minority/Women Business Enterprise Program establishes that the only procurements addressed are “controllable procurements”, defined as:
 - “An agreement between the City and a contractor to provide or procure labor, materials, equipment, supplies and services to, for or on behalf of the City”
 - The City adopted the State of South Carolina’s goal for participation of Minority/Women Business Enterprises of 10% of annual controllable, procurement expenditures. FY2019 MWBE participation at 12%.
 - Policy does not apply to
 - Awards with Federal/State grant funds or awards to non-profit that provides benefits to community
 - Emergency procurements
 - Sole source procurements

M/WBE Program Vendor Requirements

- The City does not certify Minority/Women Business Enterprises, but requires certification from :
 - Private business associations providing certification services
 - Governor's Office of Small and Minority Business Assistance
 - Other State or Federal agencies

M/WBE Efforts – Unity Park

- Added requirement to RFP for CMAR at Unity Park for the successful proponent to host a Vendor Fair for Unity Park to promote and encourage opportunity/participation from M/WBE contractors
 - First Vendor Fair for small, local, M/WBE firms took place on August 11, 2019 at the Greenville Water Community Room from 6:30 PM to 8:30 PM
 - Second Vendor Fair for Unity Park scheduled for January 29, 2020 at City Hall in the 1st floor Conference Room from 5:00 PM to 8:00 PM

M/WBE Efforts – Unity Park

- During interviews for short-listed firms for CMAR for Unity Park, stressed the importance of the creation of opportunity and the participation of the small, local and M/WBE vendors in the community through:
 - Communication to small, local and M/WBE firms
 - Communication through relevant, industry, minority publications
 - Communication and coordination with local, M/WBE advocates
 - Developing bid packages through phases of the project that do not create barriers based on capacity issues, when economics and schedule permits

City of Greenville

Solid Waste - Recycling Program

January 27, 2020



History

1999

- ▶ Program Starts
- ▶ Dual Stream-Source Separated Commodities
- ▶ Plastics #1 and #2 only
- ▶ Cardboard and Mixed Paper
- ▶ Glass
- ▶ 18 gallon Bins

2016

- ▶ Switch to Single-Stream recycling
- ▶ All in one 95 Gallon Blue Cart with plastics #3- #7 added
- ▶ 3 new 1 person vehicles replaced old trucks with trailers
- ▶ 6 positions eliminated and 4 remained
- ▶ Glass Eliminated in May

2019

- ▶ Plastics #3- #7 downfall- no market value
- ▶ Plastics #3-#7 are 3% of the recycling stream
- ▶ Mixed Paper- minimal value
- ▶ Chinese National Sword bans most recycling imports
- ▶ Future recycling program decisions/direction

****Average recyclable material collected = 260 tons/mo. or 3,120 tons/yr.**

Recycling Material Commodities

Plastics # 1

- ▶ Soda Bottles
- ▶ Water Bottles



Plastics # 2 Natural and Colored (HDPE)

- ▶ Milk Jugs
- ▶ Juice Jugs



Plastics #3-#7

- ▶ Yogurt Tubs
- ▶ Food Trays



Current State of Recycling

City has been hauling/transferring all recycling to Pratt Industries since 2014.

On September 30th, 2019, the City received notice of a requested price change to take place in October. It was subsequently moved to NLT February 1st, 2020.

- ▶ Reversal of payment to the City (averaged around \$15-20/ton).
- ▶ Introduction of new proposed gate rate charge of \$65 per ton.
- ▶ Estimated impact to the current FY 19-20 budget - \$111,000 which can be covered by current operational savings.
- ▶ Recycling comprises of approximately 20% of the \$6.3M solid waste budget.

Options Moving Forward

Current Solid Waste fee is \$16 per month (\$192/year) plus \$3.1M General Fund subsidy.

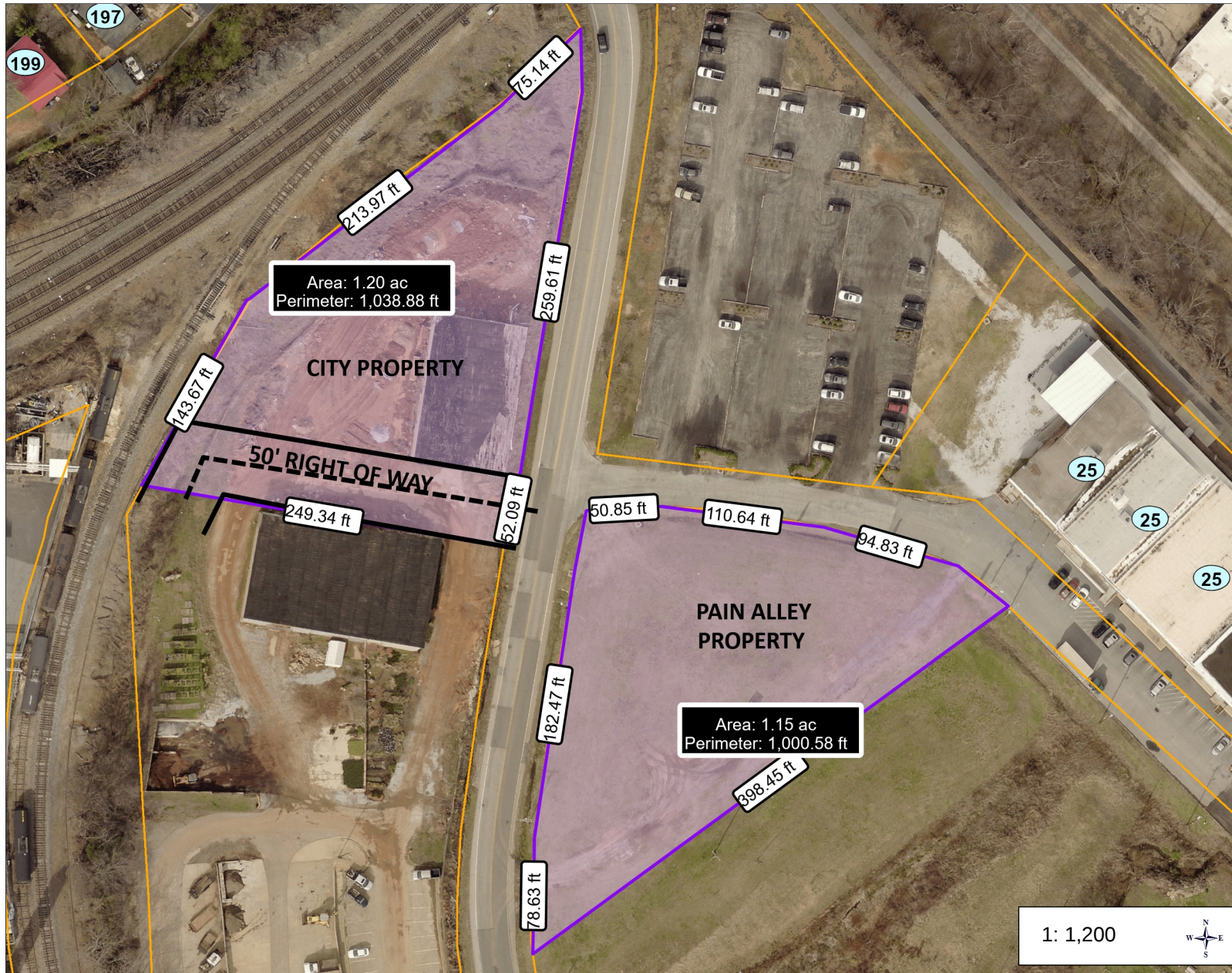
Options for FY 20-21 operating budget and beyond
(Estimated increased annual cost of \$240,000+)

- ▶ Adjust/increase supplemental transfer from the General Fund (Currently 46% of solid waste cost).
- ▶ Increase Solid Waste fee or implement a recycling fee of \$1-\$3 per month.
- ▶ Public Information - Intense recycling public education and enforcement effort will continue relating to program needs and contamination reduction percentage. Produce a video of acceptable recycling materials.
- ▶ Continue partnership with other municipalities to explore a mutually beneficial contract and/or a P3 Materials Recovery Facility (MRF).

Questions?



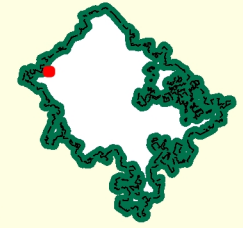
Mayberry Street Parcels



200 0 100 200 Feet

NAD_1983_HARN_StatePlane_South_Carolina_FIPS_3900_Feet_Intl
© City of Greenville, SC Date Created: 1/23/2020

This map is user generated from the City of Greenville's MapIT 2.0 intranet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable and should be appropriately used with caution. Contact the GIS Division for all questions pertaining to the MapIT 2.0 program and data.



Legend

- Parcels with Ownership
- City of Greenville Limits
- 2017 Aerial Photography

Notes

Measurements of lengths and areas displayed on the map are estimates to be used for general reference only. This is not a survey.