SPECIAL MEETING/WORKSHOP OF CITY COUNCIL
JUNE 25, 2020 – 4:00 PM
TELECONFERENCE

LIVESTREAM:
https://www.facebook.com/cityofgtown/

Notice of this meeting has been made in accordance with the South Carolina Code of Laws as amended.

1. CALL TO ORDER

2. ANNOUNCEMENT CONCERNING ELECTRONIC DEVICES

3. ROLL CALL

4. PRESENTATION

A. East Bay Park Improvements - Bobby Alford Building Renovations and Sports Fields - Conceptual Design Presentation by Rosenblum Coe Architects, Inc.

5. ADMINISTRATION

A. Motion to approve payment to Winyah Auditorium for an amount up to $25,000.

Attachments:

1 Winyah Auditorium (PDF)

6. ELECTRIC UTILITIES

A. Motion to Approve Purchase Order and Payment in the Amount of $250,000 to Sumter Utilities for Distribution Line Crew Contract Assistance (FY2021).

7. EXECUTIVE SESSION

A. Motion to adjourn Special Meeting and enter into Executive Session pursuant to Section 30-4-70 (a)(2) to discuss DMO contract with the Georgetown County Chamber of Commerce.

B. Motion to adjourn Executive Session and reconvene Special Meeting.

C. NO FORMAL ACTION WAS TAKEN IN EXECUTIVE SESSION.

D. City Council may take action on items discussed in Executive Session.

8. ADJOURNMENT

A. Motion to adjourn the Special Meeting of City Council.

120 North Fraser Street · Georgetown, SC 29440 · (843) 545-4000

ACTION ITEM

DOC ID: 3064

Council Meeting Date:	25 June 2020
Department:	Administration
Issue Under Consideration:	Motion to approve payment to Winyah Auditorium for an amount up to $25,000.
Amount Requested:	
Is Item in Current Budget?	
If no, please explain:	
Financial Impact:	
Points to Consider:	
Options:	
Staff Recommendation:	

Reviews:

Sandra E. Yudice Ph.D. Completed 06/22/2020 4:05 PM
Sandra E. Yudice Ph.D. Completed 06/22/2020 4:06 PM
Stephanie Buccione Completed 06/22/2020 4:07 PM
Georgetown City Council Pending 06/25/2020 4:00 PM

Attachments:

1. 1 Winyah Auditorium (PDF)

MAYOR
BRENDON M. BARBER, SR.

CTIY ADMINISTRATOR
SANDRA E. YUDICE, Ph.D.

CITY CLERK
STEPHANIE BUCCIONE

City of Georgetown
SOUTH CAROLINA

COUNCIL MEMBERS
HOBSON H. MILTON
RUDOLPH A. BRADLEY
TUPELO HUMES
AL JOSEPH
CAROL JAYROE
CLARENCE C. SMALLS

Executive Offices
(843) 545-4001

To:	Georgetown City Council
Prepared by:	Sandra E. Yúdice, Ph.D., City Administrator
Department:	Administration
Date Prepared:	June 19, 2020
Subject:	Historic Winyah Auditorium Corporation Disbursement

Issue Background

On October 17, 2019, Council authorized paying the City of Georgetown Winyah Auditorium Corporation ("Corporation") $33,750 with the understanding that Council would consider approving an additional $25,000 based on the audit and its submission to the City. Attachment 1 includes the briefing document that was presented to Council at the October 17, 2019 meeting. The Corporation Board Chair Dr. Michelle Lusardi submitted the audit (Attachment 2) in January 2020, which reflected "no findings or deficiencies." With the emerging COVID-19 public health emergency, the March meetings were cancelled and this item was not included for Council action thereafter since it was considered a non-essential service at the time.

Discussion

The $25,000 is budgeted in FY 2020 in the Hospitality Tax Fund. For FY 2020, the Corporation is considered a component unit of the City for fiscal purposes. That is, "[t]he City is also financially accountable for a legally separate organization, Winyah Auditorium Corporation."[1] With the change in bylaws (Attachment 3) on May 18, 2020, this will be no longer the case starting in FY 2021 and the Corporation will not be considered a fiscal component unit of the City of Georgetown.

In her presentation to Council on June 18, 2020, Dr. Lusardi indicated that they have complied with everything the City requested of them, including revising the bylaws, increasing fundraising efforts despite the COVID-19 situation, etc. Dr. Lusardi also cautiously indicated that they are planning to re-open in September 2020.

During the COVID-19 quarantine, throughout the country, several organizations have arranged and broadcasted live performances through the Internet for the enjoyment of people. Being quarantine is…

> associated with negative psychological effect.…the evidence…suggests the need to ensure that effective mitigation measures are put in place as part of the quarantine planning process…. If quarantine is essential, then our results suggest that officials should take every measure to ensure that this experience is as tolerable as possible for people. This can be achieved by: telling people what is happening and why, explaining

[1] Source: City of Georgetown, South Carolina: Comprehensive Annual Financial Report Year Ended June 30, 2019.

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

how long it will continue, providing meaningful activities for them to do while in quarantine,…"[2]

The now Historic Winyah Auditorium has been livestreaming concerts without charging fees to viewers through its Facebook page. Any donations received are shared 50/50 with the performers.

In her April 27, 2020 memorandum, Dr. Lusardi indicated that approving $10,000 of the $25,000 "would go a long way toward insuring we would be able to re-open in September" (Attachment 4).

Alternatives

1. Approve the entire amount of $25,000.
2. Approve an amount that is less than $25,000 (e.g., $10,000 as noted in the April 27th letter or an amount that Council deems appropriate). The remaining funds will be forfeited.
3. Do not approve a disbursement, which will render the entire $25,000 as forfeited.

Recommended Course of Action

At its June 18, 2020 meeting, Council directed the City Administrator to make a recommendation on the Corporation's request to disburse the additional $25,000. Based on the above information, the recommendation is to approve Alternative 2 since the Corporation has incurred and is still incurring in expenses during and post-quarantine. If approved, this will be the last direct contribution from the City to the Corporation since the Corporation will be required to submit A/H tax grant applications from now on.

Timeline for Recommendation

Upon Council's decision to approve or deny.

Fiscal Impact

From the FY 2020 budgeted amount for the Winyah Auditorium Corporation, a total of $25,000 is available. The fiscal impact will depend on the amount that City Council approves or denies based on the recommendation.

Social Impact

Anyone who is watching the livestreamed concerts is benefiting from the Historic Winyah Auditorium's efforts, especially elderly individuals who remain self-quarantined.

Attachments

Attachment 1: Briefing document that was presented to Council at the October 17, 2019 meeting.
Attachment 2: City of Georgetown Winyah Auditorium Corporation Audit for Year Ended June 30, 2019.
Attachment 3: Amended and Restated Bylaws of the Historic Winyah Auditorium Corporation.
Attachment 4: April 27, 2020 memorandum from Dr. Michelle Lusardi.

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

[2] Source: The Lancet (https://www.thelancet.com/journals/lancet/article/PIIS0140-6736(20)30460-8/fulltext)

ATTACHMENT 1

120 North Fraser Street · Georgetown, SC 29440 · (843) 545-4000

ACTION ITEM

DOC ID: 2861

Council Meeting Date:	17 October 2019
Department:	Administration
Issue Under Consideration:	Motion to Approve Payment to the City of Georgetown Winyah Auditorium in the Amount of $33,750.
Amount Requested:	$33,750
Is Item in Current Budget?	Yes.
If no, please explain:	
Financial Impact:	Reduction to Hospitality Fund as Budgeted.
Points to Consider:	• Originally budgeted $35,000 in FY18, of which $26,250 (or 75%) was disbursed in January 2019, leaving $8,750 that was rebudgeted this fiscal year. • Budgeted $25,000 for FY19 that was not disbursed, rebudgeted in this fiscal year. • In addition, budgeted $25,000 for FY20; this amount would be presented to Council for approval in March, based on the audit results of the Corporation. • Staff to assist the Corporation with applying for funds through the A/Tax-HTax Committee. • Staff will explore strategies toward a three year step down of financial assistance through the annual budget process so that the Corporation will become financially stable.
Options:	Approve, Disapprove or Amend.
Staff Recommendation:	Approve motion.

Reviews:

Sandra E. Yudice Ph.D. Completed 10/07/2019 11:03 AM
Stephanie Buccione Completed 10/14/2019 9:21 AM
Georgetown City Council Pending 10/17/2019 5:30 PM

Attachments:

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

ATTACHMENT 2

HARPER, POSTON & MOREE, P.A.
Certified Public Accountants
"SINCE 1977"

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Management Letter

Board of Directors
City of Georgetown Winyah Auditorium Corporation
Georgetown, South Carolina

In planning and performing our audit of the statement of cash receipts and cash disbursements of the City of Georgetown Winyah Auditorium Corporation for the year ended June 30, 2019, in accordance with the cash receipts, cash disbursement basis of accounting, we considered the City of Georgetown Winyah Auditorium Corporation's internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing an opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Organization's internal control. Accordingly, we do not express an opinion on the effectiveness of the Organization's internal control.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A material weakness is a deficiency, or combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the Organization's financial statements will not be prevented, or detected and corrected, on a timely basis.

Our consideration of internal control was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control that might be material weaknesses. In addition, because of inherent limitations in internal control, including the possibility of management override of controls, misstatements due to error or fraud may occur and not be detected by such controls. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

This communication is intended solely for the information and use of management of the City of Georgetown Winyah Auditorium Corporation, and others within the Organization, and is not intended to be, and should not be, used by anyone other than these specified parties.

Harper, Poston & Moree, P.A.

Harper, Poston & Moree, PA
Certified Public Accountants

Georgetown, South Carolina
January 23, 2020

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

HARPER, POSTON & MOREE, P.A.
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January 23, 2020

To the Board of Trustees
City of Georgetown Winyah Auditorium Corporation
Georgetown, South Carolina

We have audited the statement of cash receipts and cash disbursements of the City of Georgetown Winyah Auditorium Corporation (a nonprofit corporation) for the year ended June 30, 2019, and have issued our report thereon dated January 23, 2020. Professional standards require that we provide you with information about our responsibilities under generally accepted auditing standards, as well as certain information related to the planned scope and timing of our audit. We have communicated such information in our letter dated November 15, 2019. Professional standards also require that we communicate the following information related to our audit.

Significant Audit Findings

Qualitative Aspects of Accounting Practices

Management is responsible for the selection and use of appropriate accounting policies. The significant accounting policies used by the City of Georgetown Winyah Auditorium Corporation are described in Note 1 to the financial statements. The Auditorium did not implement any new accounting pronouncements during the year. We noted no transactions entered into by the Auditorium during the year that were both significant and unusual, and of which, under professional standards, we are required to inform you, or transactions for which there is a lack of authoritative guidance or consensus. All significant transactions have been recognized in the financial statements in the proper period.

Accounting estimates are an integral part of the financial statements prepared by management and are based on management's knowledge and experience about past and current events and assumptions about future events. Certain accounting estimates are particularly sensitive because of their significance to the financial statements and because of the possibility that future events affecting them differ significantly from those expected.

Since the Auditorium is reporting on the cash receipts cash disbursement method of accounting, no accounting estimates were used.

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

The financial statement disclosures are neutral, consistent and clear.

Difficulties Encountered in Performing the Audit

We encountered no significant difficulties in dealing with management in performing and completing our audit.

Corrected and Uncorrected Misstatements

Professional standards require us to accumulate all known and likely misstatements identified during the audit, other that those that are clearly trivial, and communicate them to the appropriate level of management. Management has corrected all such misstatements. In addition, none of the misstatements detected as a result of our audit procedures and corrected by management were material, either individually or in the aggregate, to each opinion unit's financial statements taken as a whole.

Disagreements with Management

For purposes of this letter, a disagreement with management is a financial accounting, reporting, or auditing matter, whether or not resolved to our satisfaction, that could be significant to the financial statements or the auditor's report. We are pleased to report that no such disagreements arose during the course of our audit.

Management Representations

We have requested certain representation from management that are included in the management representation letter dated January 23, 2020.

Managements Consultation with Other Independent Accountants

In some cases, management may decide to consult with other accountants about auditing and accounting matters, similar to obtaining a "second opinion" on certain situations. If a consultation involves application of an accounting principle to the governmental unit's financial statements or a determination of the type of auditor's opinion that may be expressed on those statements, our professional standards require the consulting accountant to check with us to determine that the consultant has all the relevant facts. To our knowledge, there were no such consultations with other accountants.

Other Audit Findings or Issues

We generally discuss a variety of matters, including the application of accounting principles and auditing standards, with management each year prior to retention as the Auditorium's auditors. However, these discussions occurred in the normal course of our professional relationship and our responses were not a condition to our retention.

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

Restriction on Use

This information is intended solely for the use of the Board of Directors, Management of City of Georgetown Winyah Auditorium Corporation and is not intended to be and should not be used by anyone other than these specified parties.

Very truly yours,

Harper, Poston & Moree, P.A.

Harper, Poston & Moree, P.A.
Certified Public Accountants

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

CITY OF GEORGETOWN WINYAH AUDITORIUM CORPORATION

GEORGETOWN, SOUTH CAROLINA

AUDITED STATEMENT OF CASH RECEIPTS AND CASH DISBSURSEMENTS

FOR THE YEAR ENDED JUNE 30, 2019

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

CITY OF GEORGETOWN WINYAH AUDITORIUM CORPORATION
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JUNE 30, 2019

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Statement of Cash Receipts and Cash Disbursements 3

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Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

HARPER, POSTON & MOREE, P.A.
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INDEPENDENT AUDITOR'S REPORT

To the Board of Trustees
City of Georgetown Winyah Auditorium Corporation
Georgetown, South Carolina

We have audited the accompanying statement of cash receipts and cash disbursements of the City of Georgetown Winyah Auditorium Corporation (a nonprofit corporation), Georgetown, South Carolina for the year ended June 30, 2019, and the related notes to the financial statement.

Management's Responsibility for the Financial Statement

Management is responsible for the preparation and fair presentation of this financial statement in accordance with the cash receipts and cash disbursements basis of accounting as described in Note 1; this includes determining that the cash receipts and cash disbursements basis of accounting is an acceptable basis for the preparation of the financial statement in the circumstances. Management is also responsible for the design, implementation, and maintenance of internal controls relevant to the preparation and fair presentation of financial statement that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express an opinion on this financial statement based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statement is free of material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statement. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statement, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statement in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, the financial statement referred to above presents fairly, in all material respects, the statement of cash receipts and cash disbursements of City of Georgetown Winyah Auditorium Corporation for the year ended June 30, 2019 in accordance with cash receipts and cash disbursements basis of accounting as described in Note 1.

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

Basis of Accounting

We draw attention to Note 1 of the financial statement, which describes the basis of accounting. The financial statement is prepared on the cash receipts and cash disbursements basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to this matter.

Harper, Poston & Moree, P.A.

Harper, Poston & Moree, P.A.
Certified Public Accountants

Georgetown, South Carolina
January 23, 2020

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

FINANCIAL STATEMENT

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

CITY OF GEORGETOWN WINYAH AUDITORIUM CORPORATION
STATEMENT OF CASH RECEIPTS AND CASH DISBURSEMENTS
FOR THE YEAR ENDED JUNE 30, 2019

CASH RECEIPTS		
Financial Support	$	63,172
Membership		3,115
Ticket Sales		24,655
Rental Fees		5,210
Seat Purchases		19,045
Sponsorships		13,300
Other Income		37
TOTAL CASH RECEIPTS	$	128,534
CASH DISBURSEMENTS		
Director		13,000
Equipment		1,948
Equipment Repairs		554
Facility Improvements		9,389
Fees and Charges		1,227
Meals and Entertainment		1,123
Insurance		3,638
Office Expense		168
Performance Fees		30,351
Postage and Delivery		396
Printing and Reproduction		856
Professional Fees		11,008
Promotional Fees		3,448
Sound Technican		613
Supplies		3,557
Utilities		1,939
Website Maintenance		1,399
Reimbursement		1,678
Miscellaneous Expense		100
WSOA Cooperative Fees		30,477
TOTAL CASH DISBURSEMENTS	$	116,869
EXCESS (DEFICIENCY) OF CASH RECEIPTS OVER CASH DISBURSEMENTS	$	11,665
CASH, Beginning of Year		25,461
CASH, End of Year	$	37,126

The Accompanying Notes are an Integral Part of this Statement

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

CITY OF GEORGETOWN WINYAH AUDITORIUM CORPORATION
NOTES TO FINANCIAL STATEMENT
FOR THE YEAR ENDED JUNE 30, 2019

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Basis of Accounting

The accompanying financial statement of the City of Georgetown Winyah Auditorium Corporation has been prepared on the cash receipts and cash disbursements basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America. Under that basis, the only asset recognized is cash, and no liabilities are recognized. All transactions are recognized as either cash receipts or disbursements, and noncash transactions are not recognized in the financial statement. The cash basis differs from accounting principles generally accepted in the United States of America primarily because the effects of outstanding receivables and payables at the date of the financial statement are not included in the financial statement.

Organization

The City of Georgetown Winyah Auditorium Corporation is controlled by a Board of Directors which has oversight responsibilities of the Corporation. The Corporation was formed for religious, scientific, educational and charitable purposes within the meaning of the Internal Revenue Code Section 501(c)3. The Corporation receives funds from the City and County Government. The primary purpose of the Corporation is to develop and manage the facility known as Winyah Auditorium.

Deposits and Investments

The City of Georgetown Winyah Auditorium Corporation cash and cash equivalents are considered to be cash on hand and demand deposits. The City of Georgetown Winyah Auditorium Corporation did not have any investments at June 30, 2019.

NOTE 2 – DEPOSITS

At year end, the carrying amount of deposits was $37,126 and the corresponding bank balance was $37,273.

Custodial Credit Risk Deposits: Custodial credit risk is the risk that, in the event of a bank failure, the deposits might not be recovered. The Corporation does not have a policy for custodial credit risk. At June 30, 2019, all of the Corporation's deposits were insured by FDIC.

NOTE 3 – RISK MANAGEMENT

The City of Georgetown Winyah Auditorium Corporation is exposed to various risks of loss related to torts; theft of, damage to and destruction to assets; errors and omissions; injuries to persons; and natural disasters. The Corporation pays an annual premium for insurance.

NOTE 4 – SUBSEQUENT EVENTS

The Corporation has evaluated subsequent events through January 23, 2020, the date of this financial statement.

The City of Georgetown informed the City of Georgetown Winyah Auditorium Corporation that it will no longer fund the organization after paying the 2018-2019 funding which will be paid in March 2020. The City of Georgetown will continue to pay the Winyah Auditorium's electric bill ($8,000) at least for the fiscal year 2019-2020. The City requested that all references to the "City of Georgetown" be removed from the bylaws of the Auditorium. The City of Georgetown has requested that the "City of Georgetown" be removed from the official name of the Auditorium.

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

ATTACHMENT 3

AMENDED AND RESTATED BYLAWS OF

THE HISTORIC WINYAH AUDITORIUM CORPORATION

ARTICLE I

NAME, SEAL AND OFFICES

1.1 Name: The name of this Corporation is the Historic Winyah Auditorium Corporation (HWA)

1.2 Seal: The HWA Corporation's corporate seal shall be in such form and bear such inscription as determined by the Board of Directors. The Board of Directors may change the form of the seal or inscription therein at pleasure

1.3 Offices: The offices of the Corporation shall be at 1200 Highmarket Street, Georgetown, South Carolina. The Corporation may also have offices as such other places as the purposes of the corporation may require.

ARTICLE II

OBJECTIVE, PURPOSE, ACTIVITIES AND DISPOSITION OF ASSETS ON DISSOLUTION

2.1 Objective: The Corporation's objective is to be organized and operated exclusively as a non-profit scientific, educational, and/or charitable organization

2.2 General Purpose: The Corporation has not been formed for pecuniary profit or financial gain, and no part of the assets, income, or property of the Corporation is or shall be distributable to, or inure to the benefit of its directors or officers except to the extent permitted under the laws of South Carolina relating to non-profit corporations, and the Internal Revenue Code of 1986, as amended (or the corresponding provision of any subsequent United States internal revenue law)(the "IRC"). No substantial part of the activities of the Corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the Corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of these Bylaws or the Corporation's Certificate of Incorporation, the Corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under IRC Section 501(c)(3) or (b) by a corporation, contributions to which are deductible under IRC Section 170(c)(2).

2.3 Specific Purposes: The Corporation is to be formed for scientific, educational, and charitable purposes within the meaning of IRC section 501(c)(3):

(a) To promote scientific, educational, and/or charitable endeavors, primarily the construction of one or more projects, including, without limitation, to acquire, hold, develop, own, manage, and control and ownership in the facility known as the Historic Winyah Auditorium.

(b) To take and hold by bequest, devise, gift, grant, purchase, lease, or otherwise, any property, real, personal, tangible or intangible, or any undivided interest therein, without limitation as to amount or value; to sell, convey, or otherwise dispose of, any such property and to invest,

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

reinvest, or deal with, the principal or the income thereof in such manner as, in the judgment of the Directors, will best promote the purposes of the Corporation; without limitation except such limitation, if any, as may be contained in the instrument under which such property is received, the Corporation's Certificate of Incorporation, the Bylaws of the Corporation, or any laws applicable thereto. The Corporation may execute or assume a mortgage encumbering any of the real property it owns or acquires under terms acceptable to the Board of Directors, with such mortgage to be executed by the Chair of the Corporation

(c) To do any other act or thing incidental to or connected with the foregoing purposes or in advancement thereof, but not for the pecuniary profit or financial gain of its directors or officers except as permitted under the laws of South Carolina relating to non-profit corporations and IRC § 501(c)(3). In furtherance of its corporate purposes, the Corporation shall have all general powers enumerated in South Carolina Codes of Laws Section 33-31-301 (1976) (or the corresponding provision of any subsequent law).

2.4 Private Foundation Activities: In the event the Corporation is determined to be a Private Foundation within the meaning of ICR Section 509, then the activities of the Corporation shall be restricted as follows:

(a) The Corporation shall not engage in any act of self-dealing as defined by IRC Section 4941(d).

(b) The Corporation shall not retain any excess business holdings as defined in IRC Section 4943(c).

(c) The Corporation shall not make any investments is such manner as to subject it to the tax under IRC Section 4944.

(d) The Corporation shall not make any taxable expenditures as defined in IRC Section 4945(d).

(e) The Corporation shall not participate in, or intervene in (including the publishing or distributing of statements), any political campaign on behalf of any candidates for public office.

(f) The corporation shall not make expenditures to influence legislation in excess of the ceiling amounts provided in IRC Section 501(h).

(g) No dividends shall be paid and not part of the net earnings of the Corporation shall inure to the benefit of any private individual.

2.5 Distribution on Dissolution: In the event of dissolution of the Corporation, all of the remaining assets, and property of the Corporation shall, after necessary expenses thereof, be distributed to another entity as designated by the Auditorium's Board of Directors. The designated entity would assume legal and fiscal responsibility for contractual agreements with performers and/or renters in place at time of the Corporation's dissolution.

ARTICLE III

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

DIRECTORS

3.1 Authority: The Board of Directors shall have ultimate authority over the conduct and management of the business and affairs of the Corporation, except as may be expressly limited by the South Carolina Nonprofit Corporation Act of 1994 (the "Act") or these bylaws.

3.2 Number, Appointment and Qualifications: The Board of Directors of the Corporation shall consist of up to nine (9) volunteers. The number of Directors may be changed but no less than three (3) and not more than nine (9) at the discretion of the Board of Directors.

(a) It is the duty of the Chair and/or an appointed Board Member to recruit potential new members of the Board as positions become open. Prospective Directors will be interviewed by the Chair and another Board Member as an initial review.

(b) The Chair or appointed Board Member will present the qualifications of the prospective new Director to the Auditorium's Board for ratification by majority vote of the members of the current Board.

3,3 Classification and Tenure: Each Director shall hold office from the date of such Director's appointment and qualification until such Director's successor shall have been duly appointed and qualified, or until such Director's earlier removal, resignation, death, or incapacity. Directors serve terms of three (3) years; and may serve up to three consecutive terms.

3.4 Resignation of Directors: A Director may resign at any time by delivering written notice to the Board of Directors, the Chair, or the Secretary. A resignation is effective when the notice is delivered unless the notice specifies a later date.

3.5 Removal/Vacancies: The Board of Directors, by simple majority vote, can appoint any potential new Board member. Any director appointed by the Board of Directors may be removed by a majority vote of the Board of Directors whenever in its judgment the best interest of the Corporation would be served thereby.

3.6 Attendance: All Directors shall be required to attend in person at least seventy five percent (75%) of the regular meetings of the Board of Directors held during the fiscal year of the Corporation. Failure of any Director to satisfy this attendance requirement shall result in the removal of the subject Director upon adoption of an appropriate resolution by the Board of Directors. If so removed by the Board of Directors, the subject Director shall not be reappointed to serve on the Board of Directors for a period of at least 3 years.

3.7 Regular Meetings: Regular meetings of the Board of Directors shall be held monthly for the purpose of transacting all business that may properly come before the Board of Directors at such date, time and place to be specified by the Board of Directors. The meeting shall be held at the principle office of the Corporation or such other location within or without the State of South Carolina as specified by the Board of Directors. The Board of Directors may by resolution provide for the holding of additional meetings without notice other than such resolution; provided, however, the resolution shall fix the dates, times and places (which may be anywhere within or without South Carolina) for these regular meetings. Except as otherwise provided by law, any business may be transacted at any regular meeting of the Board of Directors.

3.8 Special Meetings: Special meetings of the Board of Directors may be called for any

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

lawful purpose or purposes by the Chair, or at least twenty-five (25%) of the Directors in office

3.9 Notice of Meetings: Notice of the time, date, and place of any regular or special meeting shall be given at least one day prior to thereto. Notice may be communicated in person, by telephone, electronic mail, telegraphy, teletype, or other form of wire or wireless communication or by mail or private carrier or any other lawful mean. A Director's attendance at or participation in such a meeting waives any required notice of the meeting, unless the Director upon arriving at the meeting (or prior to the vote on a matter not properly notices in conformity with the law or the Corporation's Articles of Incorporation or these Bylaws) objects to and does not thereafter vote for or assent to the objected action. Notice of an adjourned meeting need not be given if the time and place are fixed at the meeting adjourning. No change

3.10 Participation by Telecommunications: Any director may participate in, and, or purposes of Section 3.6 above, be regarded as present at, any meeting of the Board of Directors by means of conference telephone or any other means of communication by which all persons participating in the meeting can hear each other at the same time.

3.11 Quorum: A simple majority of the Directors in office immediately before a meeting shall constitute a quorum for the transaction of business at any meeting of the Board of Directors. If a quorum shall not be present at any meeting of the Board of Directors, the Directors present at the meeting may adjourn the meeting from time to time, without notice other than announcement at the meeting, until a quorum is present.

4.12 Action: The Board of Directors shall take action pursuant to resolutions adopted by the affirmative vote of a majority of the Directors participating in a meeting at which a quorum is present, or the affirmative vote of a greater number of Directors where required by the Articles, these Bylaws, the Act or otherwise by law.

3.13 Action Without Meeting: To the fullest extent permitted by the Act and the Freedom of Information Act ("FOIA"), the Board of Directors may take action without a meeting by written consent as to such matters, and in accordance with such requirements and procedures authorized by the Act and FOIA. Unless otherwise permitted by the Act and FOIA, such written consent must be signed by all Directors and included in the minutes filed with the corporate records reflecting the action taken.

3.14 Presumption of Assent: A Director of the Corporation who is present at a meeting of the Board of Directors at which action on any corporate matter is taken shall be presumed to have assented to the action taken unless (i) such Director objects at the beginning of the meeting, or promptly upon arrival, to holding the meeting or transacting business at the meeting, (ii) the Director votes against the action and the vote is entered into the minutes of the meeting, (iii) the Director's dissent or abstention for the action taken is entered in the minutes of the meeting, or (iv) the Director delivers written notice of dissent or abstention to the presiding officer of the meeting before it's adjournment or to the Corporation immediately after the meeting. The right to dissent shall not apply to a Director who voted in favor of such action.

3.15 Committees: The Board of Directors may from time to time by resolution, designate one or more Committees, who shall render advice to the Board of Directors and oversee specified activities designated by the Board of Directors. Any such Committee may be designated as a standing Committee appointed annually, or as a special Committee for specific circumstances or transactions with a limited duration.

A member of the Board of Directors shall serve as a liaison from the committee to the Executive Director

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of the Auditorium and the Board, and such other persons as specified from time to time by the Board of Directors, who shall all serve at the pleasure of the Board of Directors. The duties, constitution and procedures of any Committee shall be prescribed by the Board of Directors. No Committee shall be granted authority to act upon any matter without approval from the Board of Directors. The Board of Directors shall designate one member of each Committee as its Chair. The Board of Directors shall appoint members to Committees, as it deems advisable. The Chair of each Committee shall schedule all Committee meetings and provide appropriate notice to all Committee members and the Secretary. For all Committee meetings, a quorum shall be required consisting of a majority of the members of the Committee. The Chair of the Committee shall have a vote on all matters coming before the Committee. Minutes of Committee meetings shall be kept and open to inspection by the public. The results of each vote shall be recorded in the minutes. Minutes of all Committee meetings shall be provided to the Secretary within thirty (30) days after any Committee meeting, but shall remain subject to modification by the Committee at its next meeting.

316 Committee Meetings: A majority of each Committee's voting members shall constitute a quorum for the transaction of business by the Committee, and each Committee shall take action pursuant to resolutions adopted by a majority of the Committee's voting members participating in a meeting at which quorum of the Committee is present. Committees can meet in person, by conference call, or by successive email communication. Each Committee may also take action without a meeting by written consent as to such matters and in accordance with such requirements and procedures authorized by the Act for Director action. Unless otherwise permitted by the Act for Director action, such written consent must be signed by all of the Committees voting members. Special meetings of any committee may be called at any time by any Director who is a member of the Committee, or by any persons entitled to call a special meeting of the full Board of Directors. Except as otherwise provided in this section, the conduct of all meetings of any Committee, including notice thereof and the taking of any action by such Committee shall be governed by this article. Procedures shall be established for all Directors to receive schedules of all Committee meetings, agendas and copies of the Committee meeting minutes to keep Directors informed of matters under consideration by all Committees. Committees are encouraged to attend Board meetings of interest and participate is such meetings as nonvoting members. In this manner, Directors can provide guidance and assistance to the Committee during the process of formulating recommendations to the Board of Directors and gain a better understanding of all of the factors considered by the Committee in making such recommendations.

3.17 No Compensation: Directors shall not receive compensation for serving as a member of the Corporations Board of Directors. The Board of Directors may by resolution authorize the payment or reimbursement of direct out-of-pocket expenses incurred of each Director related to the Director's service to the Corporation.

3.18 Order of Business: Unless otherwise determined by the Board, the order of business at the annual meeting, to be set as the first regular meeting of the Board of Directors in a fiscal year, and so far as practicable at all other meetings of the Board of Directors shall be as follows:

1. Call to Order
2. Acknowledgement of compliance with FOIA
3. Determination of Quorum;
4. Approval of Amendments to the agenda, if applicable
5. Reading and disposal of all unapproved minutes;
6. Reports of Officers and Committees, if applicable;
7. Appointment of Officers and Committees, if applicable;

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8. Unfinished business, if applicable;
9. New business;
10. Notice of next scheduled meeting, and
11. Adjournment.

Unless, and to the extent determined by the Board of Directors or the Chair of the meeting, meetings of the Board of Directors shall be required to be held in accordance with the rules of parliamentary procedure as published in Roberts Rules of Order.

3.19 Agenda: The Chair of the Corporation shall prepare an agenda for each meeting prior to or during a meeting. Each Director of the Corporation shall receive a copy of the agenda and it shall be available for public inspection when it is distributed to the Directors.

Directors shall confine their discussions and comments to only those that appear on the agenda provided. Any matter which is not on the agenda may be discussed only upon the completion of the agenda. The Board of Directors may not take formal action on any non-agenda matter unless all Directors present vote to add the matter to the agenda.

The Chair may add an item to an agenda at any time, provided, however, that if the Member objects to an item added after the agenda was distributed to the Directors, no action may be taken at that meeting with respect to that item. Any Director may place an item on a future agenda by making such a request at a Board of Directors meeting.

3.20 Election of Officers: Officers shall be elected annually at the Regular Meeting of the Board of Directors. The Board of Directors shall elect a Chair, Vice Chair, Secretary, Treasurer, and Parliamentarian. Officers will be elected by a majority vote of those Directors attending the meeting at which nominations are made. If the retiring Chair is not available at such a meeting, the Vice Chair of the Corporation may preside for the purpose of electing Officers only, thereafter, the new Chair shall preside.

3.21 Freedom of Information Act: The Board of Directors and all Committees shall at all times comply with the South Carolina Freedom of Information Act, which included satisfying the notice provision for all meetings. The Board of Directors may hold closed sessions as provided by the Freedom of Information Act.

Full and accurate minutes of the Corporation's proceedings shall be kept and shall be open to inspection by the public. The results of each vote shall be recorded in the minutes.

3.22 Board Contacts with Public: Directors shall not represent any contacts they have with the media or other members of the public as being representative of the Corporation unless the Corporation has formally taken a position on the matter. Individual Directors shall not release information to the media or public when that information has been provided to them by the Corporation's Attorney as part of a Confidential Attorney-Client memorandum or as part of a Corporation closed session held in compliance with applicable law.

3.23 Employees: The Board may authorize the hiring of one or more employees upon such terms and conditions as the Board shall establish. The Board may also engage the services of one or more independent contractors upon such terms and conditions as the Board shall establish.

ARTICLE IV

OFFICERS

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

4.1 In General: The Officers of the Corporation shall consist of a Chair, a Vice Chair, a Treasurer, a Secretary, and a Parliamentarian, and may also include assistant secretaries and other officers and agents as the Board of Directors deems advisable from time to time. All Officers shall be appointed by the Board of Directors to serve at the pleasure of the Board of Directors. Except as may otherwise be provided by the Act or in the Corporation's Articles of Incorporation, any Officer may be removed by the Board of Directors at any time, with cause. Any vacancy, however occurring, in any office may be filled by the Board of Directors for the unexpired term. One person may hold two or more offices. Each Officer shall exercise the authority and perform the duties as may be set forth in these Bylaws and any additional authority and duties as the Board of Directors shall determine from time to time.

4.2 Chair: The Chair shall serve at the pleasure of the Board of Directors and shall be chief executive and operating officer of the Corporation and shall fulfill such specific duties as shall be assigned by the Board of Directors. The Chair shall preside at all meetings of the Board of Directors and shall undertake such additional duties and obligations as may from time to time be specified by the Board. Except as otherwise provided herein and as may be specifically limited by resolution of the Board of Directors or an authorized Committee thereof, the Chair shall have full authority to execute on the Corporation's behalf any and all contracts, agreements, notes, bonds, certificates, instruments, and other documents. The Chair shall also perform such other duties and may exercise such other powers as are incident to the office of chief executive officer and as are from time to time assigned to him or her by the Act, these Bylaws, or the Board of Directors.

4.3 Vice Chair: The Board of Directors may appoint one or more Vice Chairs to serve in such capacities as specified by the Board of Directors from time to time (but such authority shall not exceed that of the Chair), with a Vice Chair designated by the Board of Directors to preside over meetings of the Board of Directors in the absence of the Chair. Except as otherwise determined by the Board of Directors, each Vice Chair shall serve under the direction of the Chair, and shall perform such duties and may exercise such powers as are incident to the officer of the senior vice president of a corporation.

4.4 Treasurer: The Treasurer shall be responsible for all financial matters presented to the Corporation, included the establishment and maintenance of the Corporation's bank accounts and all financial accounting related to the oversight of the Corporation's books and records. The Treasurer shall perform such other duties as are incident to the office of Treasurer, and shall have such other powers and duties as may be conferred upon him or her by the Board.

4.5 Secretary: The Secretary shall (a) keep the minutes of the meetings of the Board of Directors in one or more books provided for that purpose; (b) see that all notices are duly given in accordance with the provisions of these bylaws or as required by law; (c) insure that minutes of all Committee meetings are provided as required herein; (d) be custodian of the corporate records of the Corporation; (e) keep a register of the address of each member of the Board of Directors; (f) authenticate records of the Corporation when such authentication is required; and (g) in general perform all duties incident to the office of the Secretary and such other duties as from time to time may be assigned by the Chair The Secretary may be assisted in the performance of these duties by a designee of the Chair.

4.6 Parliamentarian: It shall be the duty of the Parliamentarian to assure that Board meetings are conducted in accordance with its rules of procedure including Roberts Rules of Order.

4.7 Salaries: No compensation shall be paid to the Officers except for reimbursement of direct out-of-pocket expenses reasonably incurred in the discharge of their respective duties on behalf of the corporation.

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ARTICLE V

INDEMNIFICATION

5.1 Scope: The Corporation shall indemnify, defend and hold harmless the Corporation's Officers and Directors to the fullest extent permitted by, and in accordance with the Act. This plan of indemnification shall constitute a binding agreement of the Corporation for the benefit of the Officers and Directors as consideration for their services to the Corporation, and may be modified or terminated by the Board of Directors only prospectively. Such right of indemnification shall not be exclusive of any other right which such Directors, Officers, or representatives may have or hereafter acquire and, without limiting the generality of such statement, they shall be entitled to their respective rights of indemnification under any bylaw, agreement, insurance, provision of law, or otherwise, as well as their rights under this Article V.

5.2 Indemnification Plan: The Board of Directors may from time to time adopt an Indemnification Plan implementing the rights granted in Section 5.1. This Indemnification Plan shall set forth in detail the mechanics of how the indemnification rights granted in Section 5.1 shall be exercised, provided that the Indemnification plan shall include that the Directors shall not be indemnified until twenty (20) days after the effective written notice is given to the South Carolina Attorney General, as set forth in Section 33-31855(d) of the Act.

5.3 Insurance: The Board of Directors may cause the Corporation to purchase and maintain insurance on behalf of any person who is or was a Director or Officer of the Corporation, or is or was serving at the request of the Corporation as a Director or Officer of another corporation, or as its representative in a partnership, joint venture, trust or other enterprise, against any liability asserted against such person and incurred in any such capacity or arising out of such status, whether or not the Corporation would have the power to indemnify.

ARTICLE VI

TRANSACTIONS

6.1 Procurement: The Board of Directors shall adopt and the Corporation shall abide an appropriate procurement code. All purchases or payments in excess of $100 made by the Auditorium shall be approved by the Board, and recorded in disbursement authorization forms.

6.2 Contracts: The Board of Directors may authorize any Officer or Officers, or agent or agents, to enter into any contract or execute and deliver any instrument in the name of and on behalf of the Corporation, and such authority may be general or confined to specific instances.

6.3 Loans: The Board of Directors may authorize any Officer or Officers, or agent or agents, to contract any indebtedness and grant evidence of indebtedness and collateral thereof in the name of and on behalf of the Corporation, and such authority may be general or confined to specific instances.

6.4 Checks, Drafts, Etc.: All checks, drafts or orders for the payment of money, notes, or other evidences of indebtedness issued in the name of the Corporation shall be signed by such Officer or Officers, agent or agents of the Corporation and in such manner as shall from time to time be determined by resolution of the Board of Directors. In the absence of such determination by the Board of Directors, such instruments shall be signed by any two of the Chair, Vice Chair, or Treasurer.

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6.5 Deposits: All funds of the Corporation shall be deposited from time to time to the credits of the Corporation is such banks, trust companies, or other depositories as the Board of Directors may select.

6.6 Gifts: The Board of Directors may accept on behalf of the Corporation any contribution, gift, bequest or devise for the general purposes or far any special purpose of the Corporation.

6.7 Voting of Shares in Other Corporations Owned by the Corporation: Subject always to the specific directions of the Board of Directors, any share or shares of stock or membership interest issued by any other corporation and owned or controlled by the Corporation may be voted at any shareholders' or members' meeting of the other corporation by the Chair or by any other Officer specifically designated by the Board of Directors. Whenever, in the judgment of the Chair, or in his or her absence, of any designated Officer, it is desirable for the Corporation to execute a proxy or give a shareholders' or members' consent in respect to any share or shares of stock or membership interest issues by any other corporation and owned or controlled by the Corporation, the proxy or consent shall be executed in the name of the Corporation by the Chair without necessity of any authorization by the Board of Directors. Any person or persons designated in the manner above stated as the proxy or proxies of the Corporation shall have full right, power and authority to vote such share or shares of the stock or membership interest issued by the other corporation.

ARTICLE VII

RECORDS / ANNUAL AUDIT

7.1 Forms of Records: When consistent with good business practices, any records of the Corporation may be maintained in other than written form if such other form is capable of reasonable preservation and conversion into written form within a reasonable time.

7.2 Corporate Records: The corporation shall keep as permanent written, computer-based electronic records, and cloud stored electronic records as follows: a copy of the minutes of all meetings of its Board of Directors, a record of all actions taken by the Directors without a meeting, and a record of all actions taken by Committees of the Board of Directors. The Corporation shall maintain appropriate accounting records. The Corporation or its agents maintain a record of the name and address, in alphabetical order, of each Director. The Corporation shall keep a copy of the following records at its principle office:

(a) its Articles of Incorporation or restated Articles of Incorporation and all amendments thereto currently in effect;

(b) its Bylaws or restated Bylaws and all amendments thereto currently in effect;

(c) a list of the names and business or home address of its current Directors and Officers; and

(d) the Corporation's most recent report of each type required to be filed by the Corporation with the South Carolina Secretary of State.

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

7.3 Annual Audit: Within one hundred eight (180) days after the close of each fiscal year of the Corporation, the Board of Directors shall participate in an audit regarding the financial condition of the Corporation. Such audit services shall be undertaken in accordance with accounting practices generally applicable to audits of government units by the certified public accounting firm then providing audit services to the City for the applicable fiscal year or such other firm of certified public accountants as may be selected by the Board of Directors from time to time.

ARTICLE VII

MISCELLANEOUS

8.1 Fiscal Year: The fiscal year of the Corporation shall end on June 30th of each calendar year.

8.2 Amendments: These Bylaws may be altered, amended, or repealed and new Bylaws may be adopted by a majority vote of the Board of Directors then in Office; provided that the notice of any meeting at which the Bylaws are to be amended shall state that the purpose or one of the purposes of the meeting is to consider an amendment to the Bylaws, and shall be accompanied by a copy or summary of the proposed changes or state the general nature of the change.

8.3 Severability: If any provision of these Bylaws or the application thereof to any person or circumstances shall be held invalid or unenforceable to any extent by a court of competent jurisdiction, such provision shall be complied with or enforced to the greatest extent permitted by law as determined by such court, and the remainder of these Bylaws and the application of such provision to other persons or circumstances shall to be affected thereby and shall continue to be complied with and enforced to the greatest extent permitted by law.

8.4 Usage: In construing these Bylaws, feminine or neuter terms and pronouns shall be substituted for masculine forms and vice versa, and plural term shall be substituted for singular forms and vise versa, in any place in which the context so requires. The section and paragraph headings contained in these Bylaws are for reference purposes only and shall not affect in any way the meaning and interpretation of these Bylaws. Terms such as "hereof", "hereunder", "hereto" and words of similar import shall refer to these Bylaws in the entirety and all references to "Articles", "Paragraphs", "Sections", and similar cross references shall refer to specified portions of these Bylaws, unless context clearly requires otherwise. Terms used herein which are not otherwise defined shall have the meanings ascribed to them in the Act. All references to statutory provisions shall be deemed to include corresponding sections of succeeding law.

8.5 Conflict Between Bylaws, Articles of Incorporation and the Act: The Corporation's Articles of Incorporations and the Act (as either may be amended from time to time) are incorporated herein by reference. Any conflict between the terms of these Bylaws, the Corporation's Articles of Incorporation or the Act shall be resolved in the following order: (1) The Act; (2) the Corporation's Articles of Incorporation; and (3) these Bylaws.

The foregoing are certified to be the true and complete Amended and Restated Bylaws of the Corporation as adopted by the Board of Directors at a duly called meeting held on May 18, 2020

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

Michelle Lusardi DPT PhD FAPTA

Chairman, Board of Directors

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

Signature Page to the Bylaws

The Historic Winyah Auditorium

"Bringing the magic of music to Georgetown"

To: Brendan Barber, Mayor of the City of Georgetown
Sandra Yudice, City Administrator, City of Georgetown
Debra Bivens, Finance Director, City of Georgetown
Members of the City Council

From: Michelle Lusardi, Chair of the Board of Directors
Dedric Bonds, Executive Director
The Historic Winyah Auditorium

Date: 4/27/20

RE: Funding for the Historic Winyah Auditorium

The Board of Directors of the Historic Winyah Auditorium respectfully requests to be placed on the Agenda for the May meeting of the City Council, regarding at least partial payment of the 2019-20 fiscal year's $25,000 grant from the City of Georgetown. We understand that the city has placed a hold on "unnecessary" disbursements given the extraordinary circumstance that the covid-19 virus has created.

If the City Council would be willing to give us even $10,000 of the $25,000 we had anticipated we would receive in April, this would go a long way toward insuring we would be able to re-open in September. We have also applied for a SBA loan via the Cares Act, and several small grants available from humanities and arts organizations but have not yet heard if approved.

We truly appreciate the financial support that the City has provided over the last 5-6 years. As we promised last fall, we have been working very hard to develop financial independence from the City. In February, we were on track to accomplish this based on the number of concerts we had planned and the support of the community we had received. However, in mid-March we had to cancel 3/4ths of our spring performance season (10 concerts) and rentals (9 events) to be compliant with recommendations of the Center for Disease Control and the State of South Carolina in response to covid-19 situation. This means a loss of $25,000 in revenue from anticipated ticket sales and rent. While we have $14,000 in our checking account, this will not stretch to cover our "rent" to the Winyah School Owner's Association, when we hope to reopen our doors.

We appreciate that the current Covid-19 has created a great deal of financial and emotional stress for the City and all the small businesses and nonprofit organizations that operate for the benefit of the people of the City. The needs are many. We hope that the Council will consider a reduced grant to the Winyah as an investment in the re-opening of the City and its quality of life in the months ahead. We look forward to confirmation that we will be on the May City Council Agenda.

Location: 1200 Highmarket St., Georgetown SC 29440 Mail: PO Box 3047, Georgetown SC 29442 Phone: 843 461 1342
Website: https://winyahauditorium.org email:
director.winyah@gmail.com

Attachment: Winyah Auditorium (3064 : Winyah Auditorium)

120 North Fraser Street · Georgetown, SC 29440 · (843) 545-4000

ACTION ITEM

DOC ID: 3051 A

Council Meeting Date:	25 June 2020
Department:	Electric
Issue Under Consideration:	Motion to Approve Purchase Order and Payment in the Amount of $250,000 to Sumter Utilities for Distribution Line Crew Contract Assistance (FY2021).
Amount Requested:	$250,000.00
Is Item in Current Budget?	This funding has been requested for the FY 2020/21 budget. At the request of the City Administrator, the amount requested was lowered from $300,000.
If no, please explain:	
Financial Impact:	
Points to Consider:	The lack of experience in the Electric Department has been discussed at great length in the past couple of years. Even though we are now at full staff, our line crew is young and inexperienced. It will take several years to develop this crew into a staff that is capable of doing what we need them to do. We have developed a plan, with Administration's support, to reduce our dependency on contract line crew over the next 3 years. This is the first year and represents a 17% decrease from last year's budget. Additional reductions will be incorporated over the next two years. We last went out for bids for distribution contract assistance in August 2018. We included wording in the bid that the initial term was for one year, but two additional one-year terms could be added if both parties agreed to rates. This request would represent the second of those two additional one-year terms. Sumter has requested a reasonable 3% rate increase for personnel. Equipment rates will remain unchanged. This request is made pending Council's approval of the FY 20/21 budget, which is up for second reading tonight. The proposed purchase order will take effect in July, and will assure that Sumter crews are available to us during the upcoming hurricane and thunderstorm season.
Options:	Approve or disapprove
Staff Recommendation:	Staff recommends approval

Reviews:

Alan Loveless Completed 06/22/2020 3:37 PM
Debra Bivens Completed 06/22/2020 3:50 PM
Sandra E. Yudice Ph.D. Completed 06/22/2020 4:00 PM
Stephanie Buccione Completed 06/22/2020 4:06 PM

Updated: 6/19/2020 2:10 PM by Stephanie Buccione A (Page 1)

Georgetown City Council Pending 06/25/2020 4:00 PM

Attachments: