



**City Council Meeting  
County Council Chambers  
366 South Church Street  
Spartanburg, SC  
Monday, October 22, 2012**

**(These minutes were approved at the  
November 12, 2012 City Council meeting.)**

**City Council met this date with the following members present: Mayor Junie White, Mayor pro tem Cate Ryba, Councilmembers Linda Dogan, Jerome Rice, Robert Reeder, Sterling Anderson, and Jan Scalisi. City Manager Ed Memmott and City Attorney Cathy McCabe were also in attendance. Notice of the meeting was posted with the Media 24 hours in advance according to the Freedom of Information Act. All City Council meetings are recorded for a complete transcript.**

- I. Moment of Silence - observed**
- II. Pledge of Allegiance –** Girl Scouts from Troop 13, Central United Methodist Church, Ballenger and Madison Cooksey lead everyone in the Pledge of Allegiance.
- III. Approval of Minutes of the October 8, 2012 City Council Meeting –**  
*Councilmember Dogan made a motion to approve the minutes as received.  
Councilmember Scalisi seconded the motion, which carried unanimously 7 to 0.*
- IV. Approval of Agenda of the October 22, 2012 City Council Meeting –**  
*Mayor pro tem Ryba made a motion to approve the agenda as received.  
Councilmember Dogan seconded the motion, which carried unanimously 7 to 0.*
- V. Public Comment - none**  
\*Citizen Appearance forms are available at the door and should be submitted to the City Clerk
- VI. Ordinance**
  - A. Ordinance Accepting the Property Owned by Achilles W. & Constantin W. Vaseliades, and being located at 212 Winfield Drive, and that portion of Winfield Drive abutting said property, as a part and parcel of the City of Spartanburg and Declaring said Property Annexed to and a part and Parcel of the City of Spartanburg, said parcel to be Zoned R-15, Single Family Residential upon Annexation (First Reading)**  
**Presenter: Joshua T. Henderson, Planning Coordinator**  
Mr. Henderson presented the item to City Council as follows:  
“Staff received a request from Achilles W. & Constantin W. Vaseliades, owners of 212 Winfield Drive for annexation of the property into the City of Spartanburg. Because the property will be zoned R-15, Single Family Residential upon

Annexation, there is no need to obtain zoning designation by the Planning Commission.

Additionally, said parcel is located in the Hillbrook Forest Subdivision. However, since it is not contiguous to properties already annexed (Hillbrook Phase I, Phase II, and Phase III), but is contiguous to the City limits, the property owner has submitted an annexation petition under the 100 percent Petition and Ordinance method.

Staff recommends that the City Council take the following actions:

- a) Approve the annexation of 212 Winfield Drive (TMS7-10-13-026.00).
- b) Designate the zoning for this property as R-15 (Single Family Residential) upon annexation.

BUDGET AND FINANCE DATA: The parcel will generate property tax after annexation. Additional service costs will be minimal.”

*Councilmember Scalisi made a motion to approve the annexation request as presented on first reading. Councilmember Rice seconded the motion, which carried unanimously 7 to 0.*

## **VII. Other Business**

### **A. Approval to Purchase Crime Analyst/GIS Software Upgrade**

#### **Presenter: Major Steve Lamb, Public Safety Department**

**Major Lamb** presented the item to City Council as follows:

“During the early 90’s, law enforcement agencies began geographically tracking criminal activity. This new concept utilized a system called GIS (Geographic Information System). This process allowed law enforcement agencies to plot criminal activity on mapping software. This new program gave officers the ability to visually see crime data displayed on a topographic map and possibly predict future criminal activity. This system also allowed officers to view crime analyst statistics and share this with the community they serve. Over time, these law enforcement GIS systems have evolved to capture data that is necessary for implementation of “intelligent lead policing” models. This concept uses advanced GIS software to analyze millions of pieces of data and arrange useful real-time information for officers in the field.

The Public Safety Department began its Crime Analyst/GIS program in the early 1990’s. In the beginning, our agency formed a partnership with Bradshaw Consulting Services Inc. They are a leading Law Enforcement GIS developer and have provided advanced software and technical support to our agency for over a decade. Our GIS program quickly moved to a fulltime civilian position and has had countless success stories. However, because of the massive amounts of data and the rapid advancements in technology, our GIS system needs a software upgrade and additional data storage devices. This upgrade will move from one department computer to every department computer having access to our GIS/Crime Analyst tools. This will allow officers in the field to research and receive real-time crime data. This improvement will also allow citizens the ability to research accurate crime data through our website.

For several months, the department has worked with Bradshaw Consulting Services to develop a systems upgrade plan. The current system will need several large software enhancements as well as two new data storage devices.

<u>Company</u>	<u>Price</u>
Bradshaw Consulting (sole Source)	\$28,629
Dell (State Contract)	\$13,284
Total	\$41,913

The Public Safety Department requests approval to purchase a Crime Analyst/ GIS Software Upgrade and enhancements from Bradshaw Consulting Services Inc.

BUDGET & FINANCIAL DATA: This project will be funded through the 2009 Recovery Act JAG Program. (MG0135). After one year, the City of Spartanburg will be responsible for an annual maintenance fee of approximately \$11,788.”

*Councilmember Dogan made a motion to approve the award of bid to Bradshaw Consulting in the amount of \$28,629 and Dell in the amount of \$13,284 for the Crime Analyst/GIS Software Upgrade as requested. Councilmember Reeder seconded the motion, which carried unanimously 7 to 0.*

**B. Approval of 2013 City Council Meeting Schedule**

**Presenter: Connie McIntyre, City Clerk**

Ms. McIntyre presented the item to City Council as follows:

“City Council establishes the meeting schedule for the upcoming year near the end of each calendar year.

Staff requests approval of the 2013 City Council meeting schedule.”

Ms. McIntyre noted that there would be only one council meeting in March due to a conflict with the National League of Cities Congressional Cities Conference, and three meetings in April to compensate for that. She also mentioned that the second meeting in May would be on Tuesday due to the Memorial Day holiday.

*Mayor pro tem Ryba made a motion to approve the 2013 City Council calendar as requested. Councilmember Dogan seconded the motion, which carried unanimously 7 to 0.*

**VIII. Consent Agenda**

- A. Ordinance to Amend the City of Spartanburg, South Carolina Zoning Ordinance, by Amending Section 206, Changes to District Boundaries, Specifically Parcels #7-12-02-096.00, 049.00, 048.00, and 079.00; 7-08-14-038.00, 7-12-01-327.00, and 7-12-02-050.00; as well as, Cleaning Up the Zoning of Twelve (12) parcels on #7-12-02-310.00 – Located on Evins Street, Jefferson Street, McDowell Street, Cummings Street (School), North Church Street, Swain Street, Littlejohn Court, Edgewood Avenue, Simmons Alley, and Charlevoix Street which are Currently Zoned R-6 (General Residential District), B-3 (General Business District), LOD (Limited Office District), R-8 (General Residential District), and B-1 (Neighborhood Shopping District) to Zone GID (General Institutional District). Woody Willard, Willard, Inc.,**

**on Behalf of Jason H. Burr, Associate Vice President of Facilities & Capital Projects, Wofford College, Owner (Second Reading)**

**Presenter: Joshua T. Henderson, Planning Coordinator**

*Councilmember Dogan made a motion to approve the consent agenda on second reading. Councilmember Reeder seconded the motion, which carried unanimously 7 to 0.”*

**IX. Public Hearings**

**A. Ordinance to Amend the Code of the City of Spartanburg 1988, Chapter 6, “Elections,” Article II, “Districts,” Section 6-21 so as to Provide for Amendments to the District Lines by Reason of the 2010 Census (First Reading)**

**Presenter: Ed Memmott, City Manager**

**Mr. Memmott** presented the item to City Council as follows:

“Council has been briefed on the need to approve Council voting districts based on the 2010 Census. The State Budget and Control Board – Office of Research and Statistics has provided technical assistance to the City in this matter and has developed 5 sample redistricting plans for Council’s consideration.

Staff is requesting the following actions by Council:

1. Adoption of 2012 redistricting plan criteria as recommended by the State Budget and Control Board. These criteria include (a) adherence to the 1965 Voting Rights Act as amended and controlling court decisions; (b) ensure that parts of districts established are contiguous; (c) respect Communities of Interest; (d) attempt to maintain constituent consistency; (e) solicit public input; (f) avoid splitting voting precincts if possible.
2. Adoption of Council Redistricting public hearing procedures. Staff is recommending the following procedures: (a) a 60 minute time limit for the public hearing; (b) a 5 minute time limit for each speaker; (c) require each speaker to provide their name and address; (d) provide additional time for individual speaker by majority vote of Council; (e) designate the City Clerk serves as time keeper; (f) designate the City Clerk to advise the Mayor when either the 5 minute or 60 minute time limit has expired; (g) stipulate that no attempt will be made to respond to any question during the public hearing; (h) stipulate that the 60 minute hearing time limit may be extended by a majority vote of Council.
3. Receive report and overview of the sample plans from Mr. Bowers.
4. Conduct public hearing.
5. Select a Council redistricting plan and give first reading approval of an Ordinance to establish the 2012 Council districts.”

***Mayor White** called for a motion to accept the 2012 redistricting plan criteria as recommended by the State Budget and Control Board. Councilmember Scalisi made the motion, Councilmember Anderson seconded the motion, which carried unanimously 7 to 0.*

***Mayor White** called for a motion to adopt the suggested redistricting public hearing procedures. Councilmember Dogan made the motion, Councilmember Rice seconded the motion, which carried unanimously 7 to 0.*

**Mr. Memmott** introduced Bobby Bowers, with the State Budget and Control Board – Office of Research and Statistics for an explanation of the various suggested redistricting plans. Mr. Bowers explained the process required by the Department of Justice after each census in redrawing district lines to maintain the required criteria. He reviewed five different plans of redrawn city council districts for council’s consideration and vote.

**Mayor White opened the Public Hearing, reviewing the rules with the attendees.**

1. **Linda Bilanchone, 182 West Hampton Heights**, stated that she would speak in favor of Plan 4, which would keep her neighborhood as a unified geographic area for the most part.
2. **Jessie Ruth Littlejohn, President of the South Converse Neighborhood Association, 284 Marion Avenue**, stated she would be in favor of Plan 3 since it would have less negative impact on both neighborhoods.
3. **David Stokes, 203 W. Hampton Avenue**, stated that both he and his wife would be in favor of Plan 4 or 5, which they felt would be in Hampton Heights best interest to keep the neighborhood mostly intact and would maintain the local historic district that is overlaid in that neighborhood.
4. **Brenda Lee Price, 291 Alexander Avenue**, stated she was in favor of the Plan 3 that kept South Church Street intact.
5. **Phillip Stone, 246 S. Spring Street**, stated that from the perspective of maintaining neighborhood integrity he would support Plan 4 as it would bring the Local Historic Hampton Heights Neighborhood and the potentially historic South Converse Neighborhood together.
6. **Harold Mitchell, 412 Shaw Avenue**, stated that he supported Plan 3.
7. **Tammy Stokes, 203 W. Hampton Avenue**, asked that Council seek to do whatever was necessary to keep the neighborhoods together.

*Councilmember Dogan made a motion to close the public hearing. Mayor pro tem Ryba seconded the motion, which carried unanimously 7 to 0.*

*Discussion was held among council regarding the various plans.*

*Councilmember Rice made a motion to accept Plan 3 as proposed by Mr. Bowers. Councilmember Reeder seconded the motion.*

*Mayor White called for the vote. The vote was 4 to 3 in favor of redistricting Plan 3. Councilmembers Rice, Dogan, Reeder and Mayor White voted in favor of redistricting Plan 3. Councilmembers Scalisi, Ryba and Anderson voted against redistricting Plan 3.*

- B. Appeal of Planning Commission’s Denial to Amend the Zoning Ordinance of the City of Spartanburg, South Carolina and Comprehensive Plan Land Use Element, by Amending Section 206, Changes to District Boundaries, Specifically Parcel #7-13-01-032.00 – Located on 1585 East Main Street, Which is Currently Zoned LOD with a Land Use Designation of Neighborhood Shopping District; and Providing for Severability and an Effective Date (First Reading)**

**Presenters: Joshua T. Henderson, Planning Coordinator**  
**Cathy H. McCabe, City Attorney**

**Koger Bradford, Esquire, Representing the Property Owner**

**Attorney Koger Bradford**, representing NBSC, presented testimony in favor of the rezoning and requesting that council overturn the Planning Commission's denial of the rezoning request. He called witnesses Fred Willis, City Executive for NBSC, Craig Jacobs of Spencer Hines Properties, representing the potential buyer Bill Akkary, and Bill Akkary, the potential buyer who presented the aforementioned testimony.

***Mayor White opened the Public Hearing.***

**Lisa Allen, 1020 Eastwood Drive**, came forward to speak against the rezoning.

**Jack Lawrence, Riverview Drive**, came forward to speak against the rezoning.

**Eddie Payne, 1025 Eastwood Drive**, came forward to speak against the rezoning.

**Frank Hall, 228 Roberts Meadow**, spoke in favor of the rezoning.

**Scott Talley**, does not live in the City, but has a business in the City, spoke against the rezoning.

**Chris Thompson, landscape architect who owns a business in downtown Spartanburg**, and creator of the proposed landscape plan for the proposed buyer of the property, spoke in favor of the rezoning.

**Robbie Romeiser, 200 Lakewood Drive**, spoke in favor of the rezoning.

**David Strickland, 324 Rainbow Circle, Inman, SC**, real estate agent for Spencer Hines Realty, spoke in favor of the rezoning.

**Mr. Bradford** thanked Council for hearing the request of the current owner and the proposed purchaser.

**Scott Harris, listing agent for the property**, spoke in favor of the rezoning.

***Councilmember Dogan made a motion to close the Public Hearing.***

***Councilmember Reeder seconded the motion, which carried unanimously 7 to 0.***

***Councilmember Dogan made a motion to "appeal the Planning Commission's decision and rezone this on first reading". Councilmember Reeder seconded the motion.***

***Councilmember Scalisi expressed her opinion on the issue, suggesting that a compromise might still be possible.***

***Mayor pro tem Ryba agreed that the parties were very close to a compromise.***

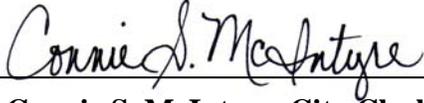
***Councilmember Anderson stated that he had a similar issue in his district and the parties came together and reached a compromise. He stated that there were a lot or other options on the table before coming before Council and that Council had no choice but to make a decision.***

***Councilmember Reeder stated that he was sorry that the parties could not come to an agreement even with the proposed buyer offering numerous buffers and other options.***

***Mayor White called for the vote. The vote was 6 to 1 with Councilmember Scalisi voting against the motion.***

**X. City Council Updates** – postponed due to the late hour.

**XI. Adjournment** – *Councilmember Dogan made a motion to adjourn the meeting. Mayor pro tem Ryba seconded the motion, which carried unanimously 7 to 0 and the meeting adjourned at 8:39 p.m.*

A handwritten signature in cursive script that reads "Connie S. McIntyre". The signature is written in black ink and is positioned above a horizontal line.

**Connie S. McIntyre, City Clerk**