



**City Council Meeting
City Council Chambers
145 West Broad Street
Spartanburg, SC
Monday, May 9, 2016
5:30 p.m.**

**(These minutes were approved
at the May 23, 2016 City Council meeting.)**

City Council met this date with the following members present: Mayor Junie White, Mayor pro tem Sterling Anderson, Councilmembers Jan Scalisi, Jerome Rice, Erica Brown, Laura Stille and Rosalyn Henderson Myers. 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.

Mayor White made a motion to amend the agenda to add presentation of a proclamation after V. Public Comment. Councilmember Scalisi seconded the motion, which carried unanimously 7 to 0.

I. Moment of Silence – observed.

II. Pledge of Allegiance – recited.

III. Approval of the Minutes of the April 25, 2016, City Council Meeting –
Councilmember Rice made a motion to approve the minutes as received. Councilmember Henderson Myers seconded the motion, which carried unanimously 7 to 0.

IV. Approval of Agenda of the May 9, 2016 City Council Meeting –
Councilmember Henderson Myers made a motion to approve the agenda as amended. Councilmember Brown seconded the motion, which carried unanimously 7 to 0.

V. Public Comment

**Citizen Appearance forms are available at the door and should be submitted to the City Clerk*

- 1. Calvin Cowen, 120 S. Moore St., Duncan, SC,** came forward to ask Council to add wording to the Sunday Alcohol Sales ordinance that would recognize Sunday as the Sabbath.
- 2. Melvin Norwood, 123 White Oak Rd., Spartanburg, SC,** came forward to ask Council to consider a Litter Officer for the City.
- 3. Sandra Martin, 124 Rosemary Road, Spartanburg, SC,** came forward to express concern regarding derelict homes in the Park Hill neighborhood.

4. **Tim Cleveland, 480 E. Henry St., Spartanburg, SC**, came forward to reiterate that his client, Drucilla Gosnell, did not object to the rezoning being reconsidered for property located at 823 John B. White Boulevard, but that she wanted the driveway easement in the deed to be adhered to by any owners of the property that shared the easement.

VI. Public Hearing

- A. **Ordinance to Amend the City of Spartanburg, South Carolina Zoning Ordinance and Comprehensive Plan Land Use Element, by Amending Section 206, Changes to District Boundaries, Specifically Parcel #7-12-08-241.00 Located at 773 East Main Street, Which is Currently Split Zoned LOD/R-8, with a Land Use Designation of Limited Office District and General Residential District, to Extend the LOD Zoned Portion of the Property that Runs Parallel to the Encroaching Wall Along the Southern Portion of the Lot, While Ensuring a Residentially Zoned Buffer Area Along Maple Street Within the Same Parcel of R-8/General Residential District; and Providing for Severability and an Effective Date (First Reading)**
Presenter: Natalia Rosario, Planning Staff

Ms. Rosario presented the item to Council as follows:

“On April 21st, 2016, the Planning Commission held a public hearing and reviewed a rezoning request submitted by Leonard Brock, on behalf of Len Brock Co., Owner of 773 East Main Street, to rezone a portion of parcel 7-12-08-241.00 from Zone R-8: General Residential to LOD: Limited Office District, in order to sell the property, which will subsequently be developed as the site of a pediatric dental office. The purchase of the property is contingent upon the request being approved.

The 2004 Comprehensive Plan envisions this area have a future land use category of Limited Activity Center, with land use zoned of Limited Office District and Limited Commercial District. Therefore, the change of zoning from R-8: General Residential to LOD: Limited Office District is supported by the Comprehensive Plan.

The Planning Commission held a public hearing on the proposal on April 21st, 2016. The original rezoning request included the entire parcel, but was amended during the public hearing by the applicant. The amended rezoning limit allows for a portion of the property fronting Maple Street to maintain R-8: General Residential zoning, allowing for a residentially zoned buffer area between the Converse Heights neighborhood and the limited office uses that face East Main Street. After consideration of the staff report, public comments, and the criteria set forth in the City of Spartanburg Zoning Ordinance and 2004 City Comprehensive Plan, the Planning Commission voted to recommend approval to rezone the amended request (i.e. only the portion of the property that runs parallel to the encroaching wall along the southern portion of the lot) from R-8 to LOD.

PLANNING COMMISSION RECOMMENDATION: The request was endorsed by the Planning Commission on April 21st, 2016 by a vote of 5 to 0.” **Mayor White** opened the public hearing asking if there was anyone present to speak in favor of or in opposition to the proposed rezoning. Hearing none, **Councilmember Scalisi** made a motion to close the public hearing. Mayor pro tem Anderson seconded the motion, which carried unanimously 7 to 0. **Councilmember Brown** made a motion to approve the ordinance as presented on first reading. Councilmember Scalisi seconded the motion, which carried unanimously 7 to 0.

VII. Ordinance

- A. **Calling for a Referendum to Determine Whether The South Carolina Department of Revenue May Issue Temporary Permits in the City of Spartanburg to Allow for the Sale of Beer or Wine for Off-Premises Consumption Without Regard to the Days or Hours of Sale (First Reading)**
Presenter: Cathy McCabe, City Attorney

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

“At its March 28, 2016 meeting, Council directed staff to prepare an Ordinance that, if passed by Council, would authorize a referendum on Sunday beer and wine sales for off premises consumption. The ordinance, if passed by Council, will schedule a referendum on November 8, 2016.”

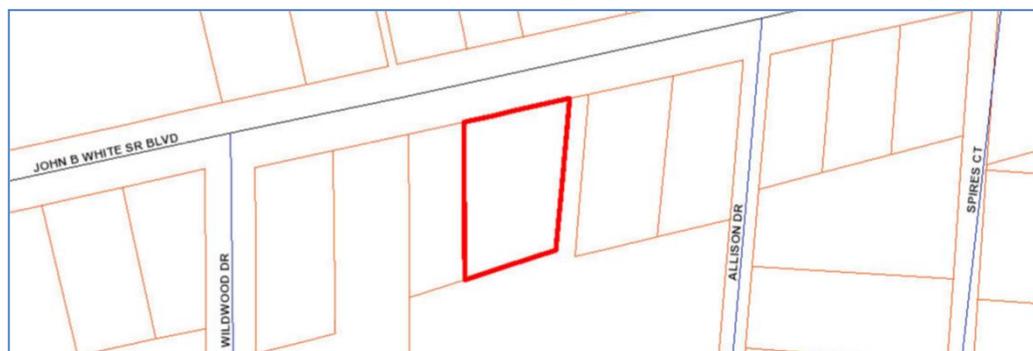
Councilmember Brown made a motion to approve the ordinance as requested on first reading. Mayor pro tem Anderson seconded the motion, which carried 6 to 1. Councilmember Rice voted against the motion.

VIII. Reconsideration of Ordinance

- A. **Ordinance to Amend the City of Spartanburg, South Carolina Zoning Ordinance and Comprehensive Plan Land Use Element, by Amending Section 206, Changes to District Boundaries, Specifically Parcel #6-21-11-117.00 Located at 823 John B. White Senior Boulevard, which is Currently Zoned R-12 with a Land Use Designation of General Residential District to Zone LOD with a Land Use Designation of Limited Office District; and Providing for Severability and an Effective Date (First Reading)**
Presenter: Chris Story, Assistant City Manager

Mr. Story presented the item to City Council as follows:

“City Council recently acted to schedule a reconsideration of its recent denial of the rezoning request for the above referenced parcel which is outlined in bold below. I will attempt to concisely summarize the matter before the Council.



The rezoning itself is rather straightforward. It would allow the highlighted parcel to convert from residential to office use. That is consistent with our comprehensive plan and was unanimously endorsed by the Planning Commission. Staff recommends approval. No one opposes the rezoning itself.

The questions relate to matters outside the scope of the rezoning. You will notice that immediately to the east of the parcel in question is a slender portion of the larger parcel located to the rear. This property is owned by Drucilla Gosnell, the woman who expressed concern at the recent public hearing. The proposed rezoning does not include any part of Mrs. Gosnell's property.

The owners of 823 John B. White Sr. Blvd. have an easement across a portion of Mrs. Gosnell's property that currently allows them to use it as a driveway. The parties disagree over whether the easement can be used by the office tenants should the property convert from residential to office use. However, it is important to understand that the rezoning action applies only to the highlighted parcel and not to the area covered by the easement. Further, the rezoning action does not alter the language or nature of the easement itself. We believe the parties will subsequently resolve that matter.

We recommend approval of the rezoning and welcome any questions you may have.”

Councilmember Brown made a motion to approve the reconsideration of the rezoning ordinance as presented. Mayor pro tem Anderson seconded the motion, which carried unanimously 7 to 0.

IX. City Council Updates –

Councilmember Stille shared she wanted to express her excitement about a couple of new businesses opening downtown, including a new ice cream shop. She invited councilmembers to an elected officials forum conducted by “Ten at the Top”. She shared that she had recently been appointed to the “Ten at the Top” board. She stated that she attended a lot of fun events at Spring Fling, including the Criterium. She added that she appreciated all that staff had done over the many years of Spring Fling, but that she would like to see a committee formed to take a step back and evaluate the event, taking into consideration the other city events and the economic development in the city.

Councilmember Brown shared that she, too attended the Criterium, which was a great event. She echoed that she would like to see Spring Fling re-evaluated with changes made. She expressed appreciation to staff for all the hard work they always put into the event. She mentioned that she had not been able to see the Spartanburg Little Theatre's production of “Memphis”, but that she had heard that it was a great show.

Councilmember Henderson Myers shared that she had attended the SLT production of “Memphis” and that it was wonderful. She shared that she had seen the New York production of “Memphis”, and that New York had nothing on Spartanburg. She encouraged everyone to support SLT and pack the house. She mentioned that she attended Spring Fling and enjoyed all the activities from the vendors to the entertainment. She said she thought it was a great way to showcase downtown.

Councilmember Scalisi gave a shout out to Partners for Active Living for the success of the Criterium. She reminded everyone of the Assault on Mt. Mitchell on May 16. She shared that she would be traveling to Chattanooga, TN with the Chamber of Commerce for the 2016 Inter City Visit to observe how Chattanooga handles similar issues and challenges that Spartanburg has.

Mayor pro tem Anderson shared he was excited about all the great things going on in Spartanburg.

Councilmember Rice share he and his family enjoyed the Cribb’s Burger Cook Off and Spring Fling. He added that he thought Spring Fling was a great event as it was, with maybe a few changes to some things to make it better.

- X. **Adjournment** – *Councilmember Scalisi made a motion to adjourn the regular meeting. Councilmember Henderson Myers seconded the motion, which carried unanimously 7 to 0. The meeting adjourned at 6:08 p.m.*

**City Council Workshop
Council Chambers
Monday, May 9, 2016**

- I. **Reconvene** – **Council** reconvened for the workshop at 6:16 p.m.

II. **Initial FY 17 Budget Workshop**

Presenter: Chris Story, Assistant City Manager

Mr. Story facilitated a budget discussion with Council using the information below:

	2013 - 2014	2014 - 2015	2015 - 2016	2016 - 2017	PROJECTED
<u>REVENUES</u>	<u>ACTUAL</u>	<u>ACTUAL</u>	<u>ADOPTED</u>	<u>PROPOSED</u>	<u>INCREASE</u>
Property Taxes	14,017,494	14,558,288	14,648,025	14,983,926	335,901
Fees, Licenses, & Permits	13,412,343	13,728,730	13,572,968	14,388,465	815,497
Fines and Forfeitures	469,078	484,261	490,000	461,000	(29,000)
Intergovernmental	3,400,605	3,252,089	3,186,975	3,057,197	(129,778)
Charges for Services	1,878,702	1,904,381	1,820,183	1,782,106	(38,077)
Other Revenues	119,064	172,782	101,000	257,117	156,117
Transfers In	1,300,935	1,575,064	2,079,663	2,246,121	166,458
TOTAL REVENUE	\$34,598,221	\$35,675,595	\$35,898,814	\$37,175,932	\$1,277,118

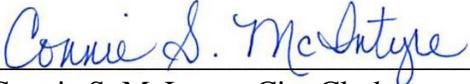
Unavoidable Cost Increases

Expected increase in SC Retirement System Costs	\$	115,000
Medical Insurance	\$	327,000
Planned Step in Legacy Pension System Contribution	\$	50,000
Police Records System	\$	104,000
St. John TIF Debt Service	\$	150,000
Arkwright post closure costs	\$	30,000
Network security upgrades	\$	105,000
Property and liability insurance costs	\$	150,000
Utility costs	\$	170,000
	\$	<u>1,201,000</u>

Council received the reports as information.

III. Adjournment –

Mayor pro tem Anderson made a motion to adjourn the meeting. Councilmember Rice seconded the motion, which carried unanimously 7 to 0. The meeting adjourned at 7:00 p.m.



Connie S. McIntyre, City Clerk