



CITY OF SPARTANBURG

SOUTH CAROLINA

CITY COUNCIL AGENDA

City Council Meeting
City Council Chambers
145 West Broad Street
Spartanburg, SC
Monday, June 27, 2016
5:00 p.m.

- I. Moment of Silence
- II. Pledge of Allegiance
- III. Approval of the Minutes of the June 13, 2016, City Council Meeting
- IV. Approval of Agenda of the June 27, 2016 City Council Meeting
- V. Public Comment
*Citizen Appearance forms are available at the door and should be submitted to the City Clerk
- VI. Consent Agenda

A. **Accepting the Property Owned by the South Carolina Department of Transportation (SCDOT), to be Purchased by Claude W. Burns, III, and Being Located at the Northwest Corner of East Blackstock Road and Reidville Road, 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 B-3, General Business District Upon Annexation (Second Reading)
Presenter: Natalia Rosario, Planning Staff**

VII. Hospitality Tax Allocation Requests/FY16-17

	<u>Event</u>	<u>Organization</u>
5:10	Carolina Panther Training Party	Wofford College
5:20	Public Art Installation Program	Spartanburg Art Museum
5:30	Seeing Spartanburg in a New Light Event	Arts Partnership of Spartanburg
5:40	Shrine Bowl of the Carolinas	Team Spartanburg Sports Council
5:50	Spartanburg Juneteenth Celebration	Spartanburg Juneteenth, Inc.
6:00	Spartanburg Regional Criterium	Partners for Active Living
6:10	Upstate Pride SC March & Festival	Upstate Pride SC
6:20	Break	
6:30	Arts Partnership	Arts Partnership of Spartanburg
6:40	Ballet Spartanburg	Ballet Spartanburg
6:50	Spartanburg Downtown Cultural District	Arts Partnership of Spartanburg
7:00	College Town	College Town Consortium
7:10	Hatcher Gardens	Hatcher Garden & Woodland Preserve

As required by the Americans with Disabilities Act, the City of Spartanburg will provide interpretive services for the City Council Meetings. Requests must be made to the Communications & Marketing Office (596-2020) 24 hours in advance of the meeting. This is a Public Meeting and notice of the meeting was posted with the Media 24 hours in advance according to the Freedom of Information Act.

<u>Event</u>	<u>Organization</u>
7:20 HUB BUB	HUB BUB
7:30 Hub City Farmer's Market	Hub City Farmer's Market
7:40 Break	
7:50 Hub City Writers Project	Hub City Writers Project
8:00 Spartanburg Convention & Visitors Bureau	Spartanburg Chamber of Commerce
8:10 Spartanburg Downtown Association	Spartanburg Downtown Association
8:20 Spartanburg Memorial Auditorium	Spartanburg Memorial Auditorium
8:30 Spartanburg Regional History Museum	Spartanburg County Historical Assoc.
8:40 The Cottonwood Trail	Spartanburg Area Conservancy, Inc.
8:50 West Main Artists Co-op	West Main Artists Cooperative

VIII. Adjournment

** Non-Agenda Items*

City Code Sec. 2-57. Citizen Appearance. Any citizen of the City of Spartanburg may speak at a regular meeting on any matter pertaining to City Services and operations germane to items within the purview and authority of City Council, except personnel matters, by signing a Citizen's Appearance form prior to the meeting stating the subject and purpose for speaking. No item considered by Council within the past twelve (12) months may be added as an agenda item other than by decision of City Council. The forms may be obtained from the Clerk and maintained by the same. Each person who gives notice may speak at the designated time and will be limited to a two (2) minute presentation.

**Agenda Items*

City Code Sec. 2-56. Addressing Council, Comments or Remarks to Council on Agenda Items Not Requiring Public Hearing. On agenda items not requiring a Public Hearing, please provide to the City Clerk prior to the opening of the meeting, your desire to speak on an agenda item. Remarks shall be limited to five (5) minutes and total remarks on any agenda item shall not exceed twenty (20) minutes.



**City Council Meeting
City Council Chambers
145 West Broad Street
Spartanburg, SC
Monday, June 13, 2016
5:30 p.m.**

**(These minutes are subject to approval
at the June 27, 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.

- I. Moment of Silence – Mayor White** asked that during the moment of silence everyone remember the victims, families and friends affected by the mass shooting in Orlando, Florida on Sunday.
- II. Pledge of Allegiance - recited**
- III. Approval of the Minutes of the May 23, 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 June 13, 2016 City Council Meeting –**
*Councilmember Stille made a motion to approve the agenda as received.
Councilmember Brown 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. Special Presentations**
 - A. Update from Hub City Hog Fest**
Presenter: Patrick Anderson, Founding Board Member of Hub City Hog Fest
Patrick Anderson and Grey Wicker gave Council an update on the festival and shared that Hub City Hog Fest had raised approximately \$120,000 for Mobile Meals of Spartanburg in the past 3 years the barbecue contest had been held. They stated that they hoped to continue the event for many years to come.
Council received the report as information.

VII. Public Hearing

A. Accepting the Property Owned by the South Carolina Department of Transportation (SCDOT), to be Purchased by Claude W. Burns, III, and Being Located at the Northwest Corner of East Blackstock Road and Reidville Road, 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 B-3, General Business District Upon Annexation (First Reading)

Presenter: Natalia Rosario, Planning Staff

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

“On May 19th, 2016, the Planning Commission held a public hearing and reviewed an annexation and zoning request submitted by Claude W. Burns, III, prospective purchaser of the portion of land located at the northwest corner of Reidville Road and Blackstock Road, which is adjacent to the parcel numbered #6-20-16-072.00; Mr. Burns is also acting as agent on behalf of SCDOT. The proposed property, which has never been parceled is located partly in City limits and partly in the County, and is currently owned by SCDOT. The request is to fully annex the proposed parcel into the City of Spartanburg and to accept it with the zone of B-3: General Business District, in order for Mr. Burns to purchase the property, which will subsequently be developed as the site of an automotive dealership. The purchase of the property is contingent upon the request being approved.

The 2004 Comprehensive Plan is silent on the potential use of this property, as it has never been officially parceled out or entirely located within City limits. The area immediately surrounding it is envisioned as a General Activity Center, a zone which is meant to serve a regional and local market, and is to “...contain a wide variety of commercial, repair, service and office uses” with acceptable zoning categories listed as follows: LOD: Limited Office District, LC: Limited Commercial, B-1: Neighborhood Shopping District, and B-3: General Business District.

The Planning Commission held a public hearing on the proposal on May 19th, 2016. 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 annex and zone the requested property to B-3: General Business District.

PLANNING COMMISSION RECOMMENDATION: The request was endorsed by the Planning Commission on May 19th, 2016 by a vote of 5 to 0.

ACTION REQUESTED: Staff recommends that the City Council take the following actions:

- a) Approve the annexation of the property located at the North West corner of East Blackstock Road and Reidville Road.
- b) Designate the zoning for this property as B-3 (General Residential) upon annexation.”

Mayor White opened the public hearing asking if there was anyone to speak in favor of or in opposition to the proposed rezoning.

Gene Gregory, 2575 Cherry Hill Rd., Rock Hill, SC, came forward to speak in favor of the rezoning.

Hearing no other comments, Councilmember Rice made a motion to close the public hearing. Councilmember Scalisi seconded the motion, which carried unanimously 7 to 0.

Mayor pro tem Anderson made a motion to approve the proposed rezoning ordinance as presented on first reading. Councilmember Rice seconded the motion, which carried unanimously 7 to 0.

VIII. Ordinance – Second Reading

A. Ordinance to Provide for the Adoption of a City Operating Budget, Its Execution and Effect, for the Fiscal Period July 1, 2016 through June 30, 2017 (Second Reading)

Presenters: Chris Story, Assistant City Manager

James Kennedy, Budget and Accounting Director

Councilmember Rice made a motion to approve the ordinance on second reading. Councilmember Stille seconded the motion, which carried unanimously 7 to 0.

IX. Consent Agenda

A. To Raise Revenues for the City of Spartanburg for the Fiscal Year 2016 – 2017 to Levy Taxes on All Real Estate and Personal Property, Except Such as is Exempted by Law, in the Corporate Limits of the City of Spartanburg for Corporate Purposes for the Fiscal Year 2016-17 and to Provide Penalties for the Delinquent Payment of Taxes Levied and Provided for (Second Reading)

Presenter: James Kennedy, Budget and Accounting Director

B. 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 (Second Reading)

Presenter: Natalia Rosario, Planning Staff

Councilmember Rice made a motion to approve the consent agenda on second reading. Councilmember Stille seconded the motion, which carried unanimously 7 to 0.

X. Resolution

A. Approving Donation of 206 N. Forest Street (Block Map Sheet 7-12-09-234.00)

Presenter: Mitch Kennedy, Community Services Director

Mr. Kennedy presented the item to Council as follows:
“Property located at 206 N. Forest Street (Block Map Sheet 7-12-09-234.00) is owned by Linda K. Ellis, Donald M. Copes, Annette Bright, and Phyllis Buhl and the owners wish to donate the property to the City. The property is located across the street from Miracle Hills. It is also in close proximity to other parcels owned by the City.

Staff recommends accepting the donation of the parcel.

Staff requests Council approval of the Resolution accepting the donation of the property.”

Councilmember Scalisi made a motion to approve the resolution as presented. Councilmember Henderson Myers seconded the motion, which carried unanimously 7 to 0.

XI. Other Business

A. Magnolia Street Improvements

Presenter: Tim Carter, Engineering Administrator

Mr. Carter presented the item to City Council as follows:
“Staff received bids for improvements to Magnolia Street between Dunbar and West Saint John Street. This project will improve storefront visibility, create additional public space, significantly improve pedestrian mobility between Morgan Square and the area north of Saint John Street near the Spartanburg County Courthouse, and will encourage additional redevelopment of the buildings that front this section of Magnolia Street.

The project includes the replacement and widening of the sidewalk (western side) and the construction of four “sidewalk patios.” These four widened sections of sidewalk will be approximately 24’ in width and 42’ in length and will have enhanced landscaping. We anticipate these spaces provide excellent opportunities for outdoor dining and public gathering space. The existing trees which are now located in the sidewalk and which impede pedestrian movement and limit storefront visibility will be removed. Replacement trees will be planted primarily around the “patio” spaces. No on-street parking will be lost as a result of the project.

If Council approves the project, staff plans to immediately authorize construction and anticipates project completion by the end of August. Staff has met with building owners and businesses located in the project area. They are supportive of the project.

The following bids were received:

Capitol Construction of the Carolinas, LLC (Spartanburg, SC)	\$ 148,380.00
Sossamon Construction (Gaffney, SC)	\$ 345,650.10

Staff has reviewed the bids received and the qualifications for each of these contractors and determined that Capitol Construction of the Carolinas, LLC is the responsive low bidder. Capitol has successfully performed work for the City. No bids were submitted from MWBE contractors.

Staff is requesting that Council allow staff to accept the bid from Capitol Construction of the Carolinas, LLC and authorize the City Manager to enter into a contract with Capitol Construction of the Carolinas, LLC for the project.

BUDGET AND FINANCE DATA: \$148,380 Broad Street Tax Increment District Funds”.

Councilmember Rice made a motion to approve the resolution as requested. Councilmember Henderson Myers seconded the motion, which carried unanimously 7 to 0.

B. Boards and Commissions – Declaration of Vacancies

Presenter: Connie McIntyre, City Clerk

Ms. McIntyre declared the following vacancies for City of Spartanburg boards and commissions:

- Board of Architectural Design and Historic Review (HARB) – 2 vacancies
- Construction Board of Adjustments and Appeals – 4 vacancies
- Design Review Board – 1 vacancy
- Planning Commission – 1 vacancy
- Public Safety Committee – 1 vacancy
- Storm Water Appeals Board – 3 vacancies
- Zoning Board of Adjustments and Appeals – 2 vacancies

Council received the report as information.

Mayor White stated that a Spring Fling Evaluation Committee had been formed from the names submitted by each Councilmember. He shared the committee members:

- Nick Belmont (Mayor White’s recommendation)
- Landon Cohen (Councilmember Rice’s recommendation)
- Luke Connell (Councilmember Stille’s recommendation)
- Eric Kocher (Councilmember Brown’s recommendation)
- Ruth Littlejohn (Councilmember Scalisi’s recommendation)
- Melvin Norwood (Councilmember Anderson’s recommendation)
- Rick Stripling (Councilmember Henderson Myers’ recommendation)

Mayor White stated that the committee was formed to take a broad fresh view of the event and make any recommendations for its future. He stressed that the committee was created for an evaluation, not in response to a specific problem.

Mayor pro tem Anderson made a motion to accept the names submitted for the committee. Councilmember Henderson Myers seconded the motion, which carried unanimously 7 to 0.

XII. City Council Updates –

Councilmember Stille shared that her prayers were with everyone affected by the tragedy in Orlando. She stated that she was glad to read the newspaper article stating that the teen pregnancy rate was dropping at a phenomenal rate. She shared that the national group from Wellville was in Spartanburg the past week. She mentioned the new businesses opening at Drayton Mill, and she reminded everyone of the “The Slide the City” event the following Saturday.

Councilmember Brown share that she and Councilmember Scalisi took part in the “Community Health Awareness Walk” the previous Saturday at Mt. Moriah Baptist Church. She shared it was a great event with lots of vendors and health screenings available for the public. She mentioned “Scrappy Shakespeare” production of Macbeth, a free event sponsored by Hub-Bub beginning June 23 – July 1 at Denny’s Plaza. She reminded everyone of “Art Walk” on Thursday from 5 – 10 with a pop up art show at The Hub City Tap House. She extended her condolences to all the families and victims of the Orlando shootings.

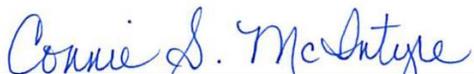
Councilmember Henderson Myers mentioned that the National Bar Association was in town two Saturdays past and that she was proud of our city and the way the visitors were treated while here. She share that she attended the final dance recital of the Marguerite Bell Dance Studio after 36 years in the city. She added that it was a very fitting tribute to Marguerite Bell Miller, who had contributed to the Spartanburg community through her dance studio for many years. She also offered condolences to the families in Orlando.

Councilmember Scalisi offered her thoughts and prayers to the Orlando victims and their families. She also mentioned the “Community Health Awareness Walk” that turned out to be a 5k + walk, which she survived and enjoyed participating in. She shared that she was a member of the Chapman Cultural Center Cultural District committee and that they were looking at launching a logo and signage in the near future.

Mayor pro tem Anderson commended staff on the green waste pickup on the west side and that it looks great. He expressed excitement at the first reading approval of the annexation of the Claude W. Burns, III property that he felt would be a great addition to the west side. He commended Councilmember Brown on the excellent article about her

Councilmember Rice extended condolences to the victims of the Orlando shootings. He commended staff and others for the cleanup around Duncan Park Lake. He mentioned that on June 18, the movie in Barnet Park would be “Alexander and the Terrible, Horrible, No Good, Very Bad Day”. He mentioned “Slide the City” and hoped every would attend and have fun. He shared that Maksim and Valentin Chmerkovokiy from “Dancing with the Stars” would be at the Spartanburg Memorial Auditorium on June 25. He shared that the highlight of his weekend was participating in the event created by Terril Bates, SHA Director, for boys ages 5 to 16 who live in Spartanburg Housing Authority housing. He stated that over 100 boys spent a full day at Wofford College, with activities, food, and speakers, and had an opportunity to tour the campus.

XIII. Adjournment – Councilmember Rice made a motion to adjourn the meeting. Councilmember Stille seconded the motion, which carried unanimously 7 to 0. The meeting adjourned at 6:15 p.m.



Connie S. McIntyre, City Clerk