



**Regular City Council Meeting
Following Workshop
City Council Chambers
145 West Broad Street
Monday, February 13, 2012
(These minutes were approved at the
February 27, 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, Jan Scalisi, W. Sterling Anderson II, Robert Reeder, and Jerome Rice. 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.

- I. Moment of Silence - observed**
- II. Pledge of Allegiance –** Boy Scouts from several Troops were in attendance as part of the merit badge requirements and lead everyone in the Pledge of Allegiance.
- III. Approval of Minutes of the January 23, 2012 City Council Meeting -**
*Councilmember Dogan made a motion to approve the minutes as received.
Councilmember Reeder seconded the motion, which carried unanimously 7 to 0.*
- IV. Approval of Agenda of the February 13, 2012 City Council Meeting -**
*Mayor pro tem Ryba made a motion to approve the agenda as received.
Councilmember Rice seconded the motion, which carried unanimously 7 to 0.*
- V. Public Comment –** no public comment
*Citizen Appearance forms are available at the door and should be submitted to the City Clerk
- VI. Ordinance**
 - A. Authorizing the City of Spartanburg, South Carolina, to Execute and Deliver an Equipment Lease Purchase Agreement, 2012, in an Amount Not Exceeding \$1,700,000 Between the City and the Lessor Thereof to Defray the Cost of Acquiring Certain Equipment; and other Matters Relating Thereto (First Reading)**
Presenter: Dennis Locke, Finance Director
Mr. Locke presented the item to City Council as follows:
“As part of our ongoing efforts to equip staff with the resources they need at the lowest possible cost over the long term, the City is committed to maintaining an annual equipment replacement schedule. Funds are appropriated through the annual budget into the equipment replacement fund from which these purchases and then made throughout the year.

Due in part to very low interest rates in recent years, staff has determined that the City could strengthen its financial by bundling and leasing the major purchases within a master lease. This mechanism spreads the cost of these purchases over several years. The proposed action is to authorize this year's lease program. Staff is recommending the replacement of 16 Public Safety vehicles, 6 Public Works vehicles, 1 Community Relations vehicle, 1 Business License Enforcement, 1 Engineering Vehicle, and 2 Fire Trucks Replacement. . It is staff's recommendation that we use a capital lease to finance these purchases. If approved, we would accept bids from various financial institutions. The source of repayment would be the Equipment Replacement Fund.
BUDGET & FINANCIAL DATA: The estimated total is \$2,050,000 including closing costs."

Councilmember Dogan made a motion to approve the ordinance as presented on first reading. Councilmember Anderson seconded the motion, which carried unanimously 7 to 0.

VII. Resolutions

A. **To Approve a Development Agreement with the Butterfly Foundation, Hub City Farmers Market and Mary Black Foundation, Inc. for a Health Food Hub in the Northside**

Presenter: Mitch Kennedy, Community Services Director

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

"The Mary Black Foundation, Hub City Farmers Market and the Butterfly Foundation recently formed a partnership to successfully secure a \$545,800 federal grant from the Department of Health and Human Services. This grant will serve as the initial investment in the development of a Healthy Food Hub on Howard Street in the Northside Community. In addition, the Mary Black Foundation has committed \$200,000 toward this project. The City currently has land that is a suitable site for the development of this project. Staff has also identified \$140,000 in eligible CDGB funds to be used toward this project. Staff believes that the City's history and capacity to manage federal funds deems it most appropriate to serve as the fiscal agent and construction manager of a project of this size and nature.

The Healthy Food Hub will house a garden, commercial kitchen and a café that will sell nutritious meals and fresh produce. The Hub City Farmers Market will operate from the site and the Butterfly Foundation will conduct its culinary training from this location. This project is expected to create at least 21 jobs. Staff and partners believe this project meets an immediate need in the City and is a sustainable solution toward strategic community development.

Staff is requesting City Council to approve the Healthy Food Hub Development Agreement."

Councilmember Dogan made a motion to approve the resolution as presented. Councilmember Rice seconded the motion, which carried unanimously 7 to 0.

B. **To Approve Transfer of \$140,000 in Community Block Grant Funds to the Healthy Food Hub Project**

Presenter: Mitch Kennedy, Community Services Director

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

Staff is requesting a reallocation of Community Development Block Grant (CDBG) funds in the amount of \$197,307 to meet upcoming community development activities in the Northside. The following activities are all eligible

CDBG uses and will include: 1) a Healthy Food Hub, 2) a Northside Project Study, and 3) to replenish our Code Enforcement Demolition activities throughout the city.

If approved, funds would be reallocated as follows:

CDBG Requested Uses:	Healthy Food Hub	\$140,000
	Code Demolition	\$ 35,606
	Northside Project Study	<u>\$ 21,701</u>
	TOTAL	\$197,307

CDBG Current Sources:	Midtowne Heights	\$114,467
	Land Banking CW	\$ 46,606
	Reprogrammable	<u>\$ 34,533</u>
	TOTAL	\$197,307

Neighborhood Services will follow the Citizen Participation Plan under HUD Section 5. Because this reallocation exceeds the 10 percent of HUD funding, it will be necessary to amend the FY2011-2012 Annual Action Plan. A legal ad will be placed in a local newspaper in accordance with HUD regulations. After being approved by City Council, the amendment will be sent to HUD. Staff is requesting approval of a Resolution to allow the reallocation of certain CDBG funds.

BUDGET & FINANCIAL DATA: CDBG Funds.”

Councilmember Dogan made a motion to approve the resolution as presented. Councilmember Rice seconded the motion, which carried unanimously 7 to 0.

VIII. Other Business

A. 2nd Quarter FY 2011-2012 Budget Report

Presenter: James Kennedy, Budget and Accounting Director

Mr. Kennedy updated Council on the 2nd Quarter Budget.

Council received the report as information.

B. Approval to Purchase Digital Image Storage System

Presenter: Major Steve Lamb, Public Safety Department

Major Lamb presented the item to City Council as follows:

“For many decades, law enforcement agencies have attempted to capture images of major crime scenes. This started with basic pencil sketches and evolved over time to photographs. Over the last twenty years we have moved through several stages of developing photography. This progressing technology moved from blurry Polaroid film to advanced digital images. We also grew from only a few department cameras, to every police officer being assigned a high quality digital camera. Today’s officer may take several hundred pictures throughout the month. Over the past four years, City of Spartanburg officers have photographed and stored over 125,000 digital images. The challenge becomes how to properly store, secure, and organize a quarter of a million images. We need a highly secure but flexible storage system that our officers as well as our law enforcement partners could utilize.

For several months, the department has researched and evaluated Digital Image Storage Systems. The City’s Procurement and Property staff received bids on January 10, 2012, (proposal# 1112-01-10-01) for a comprehensive image storage

system. The only responding vendor was DataWorks Plus of Greenville, South Carolina. No M.W.B.E. responded.

<u>Company</u>	<u>Price</u>
DataWorks Plus	\$54,714

The Public Safety Department requests approval to purchase a video image storage system from DataWork Plus in accordance with proposal number 1112-01-10-01.

BUDGET & FINANCIAL DATA: This project will be funded through the Federal Paul Coverdell Forensic Science Improvement Grant. After one year, the City of Spartanburg will be responsible for an annual maintenance fee of approximately \$7,660.”

Councilmember Reeder made a motion to approve the purchase as requested. Councilmember Scalisi seconded the motion, which carried unanimously 7 to 0.

C. Approval to Purchase Fire Engine

Presenter: Chief Marion Blackwell

“Last year, the Fire Department has researched, prepared and awarded a bid for a fire engine to serve the needs of our citizens and city. The engine will provide fire suppression, rescue, and vehicle extrication services for the west side of town. A second engine has been identified for purchase. Due to the manufacturing time required to build an engine, the funds will be paid from the 2012-2013 ERF Budget year. This engine is a replacement for an engine that needs to be removed from service. The awarded bid is less than 12 months old and Procurement has verified that we can purchase another identical engine under this awarded bid. Additionally, due to the bid difference of \$94,172 of the next closest bid and the projected price increase of 3% at the end of February. Staff believes that the previous bid is more advantageous to the City. It will provide the Fire Division personnel with identical engines that will reduce training time and provides uniformity with our fleet. Fire personnel will also benefit from having uniform equipment that will reduce training time.

Pierce Manufacturing \$582,402

The Fire Department requests approval to purchase one (1) Fire Engine from Pierce Manufacturing, in accordance with proposal number 1110-12-07-06.

I have also provided a copy of the Fire Department’s 2012 ISO report.

BUDGET & FINANCIAL DATA: The Engine is funded through the Equipment Replacement Fund.”

Councilmember Reeder made a motion to approve the purchase as requested. Councilmember Scalisi seconded the motion, which carried unanimously 7 to 0.

D. Approval of Amendments to 2012 City Council Meeting Schedule

Presenter: Connie McIntyre, City Clerk

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

“Several changes have been made to the 2012 City Council meeting schedule approved by City Council in October 2011. The changes are listed as follows:

- March -
- 1) FY12-13 Budget Workshop scheduled on March 5;
 - 2) The National League of Cities changed the Washington Conference from March 17 – 21 to March 10 – 14;

- 3) March 12 scheduled meeting is cancelled due to five City Councilmembers attending the National League of Cities Conference thus eliminating a quorum for the meeting;
 - 4) March 19 a Public Forum to discuss the City Parks and Recreation facilities will be held at 5:30 p.m. at El Bethel Methodist Church Fellowship Hall;
 - 5) March 26 meeting is cancelled.
- April -
- 1) April 2 meeting is added to discuss results of the Parks and Recreation Public Forum in addition to any other business as needed.

Staff requests approval of the amended 2012 City Council meeting schedule.”
Mayor pro tem Ryba made a motion to approve the amended 2012 City Council meeting schedule as presented. Councilmember Anderson seconded the motion, which carried unanimously 7 to 0.

IX. City Council Updates –

Councilmember Scalisi thanked staff for the extensive information in the agenda packet and the professional expertise with which it was handled. She also mentioned she had visited the Arkwright dump project and viewed the ongoing work there.

Councilmember Anderson shared that he attended his first SPATS meeting that morning and had viewed a late 70’s Greenway plan for Spartanburg. He expressed a desire to see the City prioritize funding and see similar projects come to fruition.

Councilmember Reeder stated that the citizens of the Arkwright area were pleased with the City’s efforts to close the dump.

He reminded everyone of the Heritage Parade on Saturday at 10:00 a.m. with the “Battle of the Bands” to follow at Carver Junior High School.

Councilmember Rice complemented everyone who had a part in the 25th MLK Unity Celebration.

Councilmember Dogan echoed Councilmember Rice’s sentiments regarding the MLK Celebration. She shared that she would be having knee surgery in the near future. She stated that she felt like the City had a “good council” and that there was “good camaraderie” between them.

Mayor pro tem Ryba stated that she would away for two council meetings while she was with the Global Bike group on a trip to Africa. She thanked Council for their generosity in making personal donation for a bike to go with the group.

Mayor White expressed his thanks to Staff for their diligent work during the continuing budget process.

City Manager Ed Memmott commended Fire Chief Blackwell and Public Safety Director Fisher for the excellent ISO rating they received.

Councilmember Dogan made a motion to allow Bishop Walker two minutes to speak since there was confusion regarding his filing of the proper form. Councilmember Reeder seconded the motion, which carried unanimously 7 to 0.

Bishop Walker, 121 Old Converse Road, Spartanburg, SC, came forward to complain about the issuance of tickets by police officers.

X. Executive Session to Discuss Personnel Matters Regarding

A. Annual Evaluation of City Manager

B. Annual Evaluation of City Attorney

Councilmember Anderson made a motion to adjourn to Executive Session for the reasons stated. Mayor pro tem Ryba seconded the motion, which carried unanimously 7 to 0. Council adjourned to Executive Session at 7:44 p.m.

Council reconvened at 8:31 p.m. Mayor White stated that Councilmember Dogan had to leave the session due to a family emergency. He state that discussion was held with no decisions made.

XI. Adjournment –

Councilmember Reeder 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 8:32 p.m.



Connie S. McIntyre, City Clerk