



CITY OF SPARTANBURG

SOUTH CAROLINA

CITY COUNCIL AGENDA

**City Council Meeting
City Council Chambers
145 West Broad Street
Spartanburg, SC 29306
Monday, September 24, 2018
5:30 p.m.**

- I. Moment of Silence**
- II. Pledge of Allegiance**
- III. Approval of the Minutes of the September 10, 2018 City Council Meeting**
- IV. Approval of the Agenda of the September 24, 2018 City Council Meeting**
- V. Public Comment**
*Citizen Appearance forms are available at the door and should be submitted to the City Clerk
- VI. Presentation of “National Night Out” Proclamation**
Presenter: Mayor White
- VII. Other Business**
 - A. Update Emerge – African American Business Accelerator Program**
Presenter: Mitch Kennedy, Community Services Director
- VIII. City Council Updates**
- IX. Executive Session Pursuant to Section 3-4-40 (2) Concerning a Personnel Matter Related to the City Manager Position**
- X. Action Resulting from Discussion Held in Executive Session Pursuant to Section 3-4-40 (2) Concerning a Personnel Matter Related to the City Manager Position If Necessary**

XI. 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 29306
Monday, September 10, 2018
5:30 p.m.**

**(These minutes are subject to approval at the
September 24, 2018 City Council meeting.)**

City Council met this date with the following Councilmembers present: Mayor Junie White, Mayor pro tem Jerome Rice, Councilmembers Erica Brown, Sterling Anderson, Alan Jenkins, Max Hyde, and Ruth Littlejohn. City Manager Ed Memmott and Interim City Attorney Larry Flynn 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 – recited.**
- III. Approval of the Minutes of the August 27, 2018 City Council Meeting –**
Councilmember Littlejohn made a motion to approve the minutes as received. Mayor pro tem Rice seconded the motion, which carried unanimously 7 to 0.
- IV. Approval of the Agenda of the September 10, 2018 City Council Meeting –**
Councilmember Littlejohn made a motion to approve the minutes as received. Mayor pro tem Rice 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. Resolution**
 - A. Approving Donation of Property at 629 Massachusetts Blvd. (Tax Map Parcel Number 7-16-13-004.00)**
Presenter: Martin Livingston, Neighborhood Services Director
Mr. Livingston presented the item to Council as follows:
“The owner of a vacant parcel located at 629 Massachusetts Blvd has offered to donate the parcel to the City. This lot is located in close proximity to the Spartanburg Downtown Memorial Airport. The City will cover the cost of title searches and closing cost.

ACTION REQUESTED: Approval of Resolution accepting the donation of the property located at 629 Massachusetts Blvd.

BUDGET & FINANCIAL DATA: Minimal costs for deed preparation and deed filing.”

Mayor pro tem Rice made a motion to approve the resolution as presented. Councilmember Littlejohn seconded the motion, which carried unanimously 7 to 0.

VII. Other Business

**A. Approval of Lawrence Johnson Sr. Lane Infrastructure Improvements
Presenter: Martin Livingston, Neighborhood Services Director**

Mr. Livingston presented the item to Council as follows:

“The City of Spartanburg in an effort to continue improvements to the Forest Park Community is requesting approval of a contract to make infrastructure improvements to Lawrence Johnson Sr. Lane. This activity will include the installation of approximately 1,800 linear feet of curbing, 670 square yards of sidewalks, and the removal and replacement of asphalt for the development of the Forest Park subdivision. Sidewalks will be installed when the subdivision of 23 properties is substantially completed. Capitol Construction of the Carolinas was the only bidder at \$115,184.15. Staff has reviewed the bid and determined the cost was reasonable and within estimates. This request is consistent with the list of Southside Activities recently approved by City Council.

ACTION REQUESTED: Staff is requesting approval for the City Manager to execute a contract with Capitol Construction of the Carolinas, Spartanburg, South Carolina in the amount of \$115,184.15.

BUDGET & FINANCIAL DATA: Community Development Block Grant Funding: \$115,184.15”

Councilmember Littlejohn made a motion to approve the item as presented. Mayor pro tem Rice seconded the motion, which carried unanimously 7 to 0.

**B. Award of Bid for Holly Drive Culvert Improvement Project
Presenter: Jay Squires, Streets and Storm Water Manager**

Mr. Squires presented the item to Council as follows:

“Staff received bids for the installation of approximately 65 feet of 36 inch drainage pipe from under Holly Drive. The project would be near # 104 Holly Drive.

The following bids were received:

Saluda Construction	Greenville, S.C.	\$63,515
Faulkner Development & Engineering, LLC.	Sharon, SC	\$149,590
Capitol Construction	Spartanburg, S.C.	\$234,858.21

Staff has reviewed the bids and the qualifications for each of these contractors. Based on that review, staff has determined that, Saluda Construction is the responsive low bidder. No bids were submitted from MWBE certified contractors. It is anticipated that it will take 30 days (depending on weather) to complete this project. Staff will give neighborhood residents advance notice using door hangers and mailers. A portion of Holly Drive will be closed during construction for safety reasons. A detour route will be in place for convenience while the segment of road is closed.

ACTION REQUESTED: Allow staff to accept the bids and authorize the City Manager to enter into a contract with Saluda Construction for the completion of the project.

BUDGET AND FINANCE DATA: \$63,515 to be paid from the Storm Water Construction Account.”

Councilmember Anderson made a motion to approve the award of bid as presented. Councilmember Brown seconded the motion, which carried unanimously 7 to 0.

C. Award of Contract for Infrastructure Improvement Projects

Presenter: Tim Carter, Engineering Administrator

Mr. Carter presented the item to Council as follows:

“Staff is seeking Council authorization to award a contract for three downtown infrastructure improvement projects. The work under this contract will include streetscape improvements on the east side of North Church Street between the Montgomery Building and the Marriott Hotel, streetscape improvements on North Liberty Street between Commerce and East Saint John Streets, and improvements (lane realignment, left turn lane, and raised concrete median) at the intersection of Pine and East Main Streets.

The North Church Streetscape project will include new sidewalk and pedestrian lighting on the east side of North Church Street from the Montgomery Building to the Marriott Hotel.

The Liberty Streetscape project will provide a better and safer north/south pedestrian connection to/from the positive development occurring near the Chapman Cultural Center/Marriott Hotel to the development activity occurring on the south side of East St. John Street. Wider sidewalks and pedestrian lighting will be installed.

The Pine and East Main Street work will include a turn lane for southbound traffic (Pine to East Main), improved lane alignment at the Pine Street intersection, and a raised concrete median.

Staff prepared contract specifications and publicly solicited for bids.

Bids were received by:

Sossamon Construction (Gaffney, SC)	\$267,360.50
AOS Specialty Contractors Inc. (Lexington, SC)	\$302,237.00
Capitol Construction of the Carolinas, LLC (Spartanburg, SC)	\$314,960.50

AOS Specialty is a certified MWBE contractor. Sossamon is not a certified MWBE but, if awarded the contract, 23% of the contract work will be performed by MWBE certified subcontractors. Capitol is not a MWBE contractor.

ACTION REQUESTED: Staff has reviewed the bids and is requesting Council authorization for the City Manager to enter into a contract with Sossamon Construction for this project.

BUDGET AND FINANCIAL DATA: \$267,265.50 from Tax Increment District Funds”

Councilmember Littlejohn made a motion to approve the award of bid as presented. Mayor pro tem Rice seconded the motion, which carried unanimously 7 to 0.

VIII. Ordinance–Dr. T.K. Gregg Community Center Interim Financing Second Reading

- A. Ordinance Providing for the Issuance and Sale of a City of Spartanburg, South Carolina, Special Obligation Bond (Hospitality Fee Pledge – Junior Lien), in the Principal Amount of Not Exceeding \$12,500,000; Authorizing the Mayor or the City Manager to Determine Certain Matters with Respect to the Bond; Prescribing the Form and Details of Such Bond; and Other Matters Relating Thereto (Second Reading)**

Presenter: Dennis Locke, Finance Director

Mr. Locke presented the item to Council as follows:

“Staff is requesting second reading approval of an ordinance that will authorize the borrowing of approximately \$12.5 million for the interim financing of the Dr. TK Gregg Community Center. The ordinance presented for second reading has been amended to add additional language regarding programming and use of the facility that make it an eligible hospitality tax supported capital project.

Second reading approval of the ordinance will allow the city to proceed with the construction of the facility while staff continues to pursue New Markets Tax Credit funding.”

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

IX. City Council Updates –

Councilmember Littlejohn shared that the South Converse Neighborhood was going to have a Meet/Sweep Improvement Day on September 29 from 8:00 p.m. until 11:30 p.m. She invited everyone to come out and participate with the city’s Community Services Department, Neighborhood Services Department, Police, Fire and Public

Services Department and the South Converse Neighborhood. She stated that the purpose of the endeavor is to educate and engage residents to improve their neighborhood. She shared that she had received a note from Wesley Hammond, CAC president, that the litter crew had begun and that it takes two weeks to cover the entire city of Spartanburg. She shared that she attended “Groovin’ in the Park” on September 2, which was well attended and a very nice event. She shared that she also attended the Chamber’s “Get to Know Your Chamber” event. She shared that she attended the Forest Park event Saturday past. She continued that she attended the Uzee Brown Society of Choraliers sponsored by the Cowpens Black Historical Committee held at the District 3 Community Auditorium and that it was a magnificent, well attended event.

Councilmember Jenkins encouraged everyone to be safe and careful during the oncoming Hurricane Florence and that it never hurt to be too prepared. He shared that he attended the United Way Corporate and Community Leaders Breakfast and that he learned that of every \$1 contributed had an impact of \$7.90 on our community. He applauded everyone who contributes to the United Way. He shared that he attended the ribbon cutting of the JMA on Thursday, September 6 and that it was a great event.

Councilmember Hyde shared that he too attended the United Way Breakfast. He shared that he was glad to see that the Peach Monument had been moved to the library and that it was important to honor that part of our history.

Councilmember Anderson shared that mandatory evacuation from the coast would begin on Wednesday. He shared that he took his family downtown and he was amazed and happy to see so many people in downtown Spartanburg on a Friday evening. He clarified his vote on the solar farm at the last meeting. He stated that he appreciated the detailed presentation of staff of the past efforts regarding the Arkwright Dump and of the attempt to find qualified, certified, willing and well financed developers to take on a solar farm at the Arkwright Dump site. He stated that that he was told that there was a signed contract with a developer after the meeting and that Mr. Memmott explained in the council meeting that the city did not have a qualified developer that could “put the money on the table to make it work”. He stated that he also had some concerns, after the presentation, of the potential damages to the Arkwright site, and he voted with the majority at that point in time to not proceed with the development of a solar farm at the Arkwright Dump site. He stated that did not mean that a future solar farm would not be considered. He stated that he wanted it on record that it did not make sense to him to proceed with the solar farm at the present time because there was not a qualified, certified, well financed developer who could sign a contract and make it happen.

Councilmember Brown congratulated Naomi Sargent with the Chamber for the success of the College Fest that was well attended. She mentioned that Jazz on the Square had returned on Fridays from 5:30 p.m. to 8:00 p.m. on Morgan Square. She stated that she was embarrassed at how bad the greenspace on Morgan Square looked. She asked that staff look into what needed to be done to fix that.

Mayor pro tem Rice shared that his son was evacuating from Charleston. He asked

everyone to pray for all who might be affected by Hurricane Florence.

X. Hiring of a City Manager

Presenter: Mayor pro tem Jerome Rice

A. Executive Session Pursuant to Section 3-4-40 (2) Concerning a Personnel Matter Related to the City Manager Position –

Councilmember Jenkins made a motion to adjourn to Executive Session for the reason stated. Mayor pro tem Rice seconded the motion, which carried unanimously 7 to 0. Council adjourned to Executive Session at 6:06 p.m.

B. Action Resulting from Discussion Held in Executive Session Pursuant to Section 3-4-40 (2) Concerning a Personnel Matter Related to the City Manager Position If Necessary

Council reconvened to regular session at 7:10 p.m. Mayor White stated that discussion was held in Executive Session for the reason stated.

As a result of the discussion, Mayor pro tem Rice made a motion to enter into contract negotiations with Chris Story for the position of City Manager. Councilmember Littlejohn seconded the motion. Mayor White asked if there was any discussion.

Councilmember Brown stated the following:

“I would like to, before we vote, I think I’ve made my position known with my colleagues with regards to this position. It is a very big decision to hire a new CEO of the city. I very much support Chris Story and look forward to working with him. I do have an issue with the process. I just feel as though we should have done a more thorough approach towards this. With that said, I do look forward to working with Chris.”

Councilmember Jenkins stated the following:

“I’ll also point out that I am looking forward to voting in favor of Mr. Story tonight. I will say that I believe him to be the best candidate, but I do not know if he is the best candidate because I am not standing him up next to other candidates, and that is just a simple statement of the process. I like window shopping. That being said, I also believe he would have won out in the process, too. I think I want to have my cake and eat it to.”

Mayor White called for the vote, which was unanimous 7 to 0.

XI. Adjournment-

Councilmember Anderson made a motion to adjourn the meeting. Mayor pro tem Rice seconded the motion, which carried unanimously 7 to 0. The meeting adjourned at 7:20 p.m.



Connie S. McIntyre, City Clerk



MEMORANDUM

TO: Ed Memmott, City Manager

FROM: Mitch Kennedy, Community Services Director

SUBJECT: Update Emerge – African American Business Accelerator Program

DATE: September 20, 2018

Staff would like to update City Council on the African American Business Accelerator Program “Emerge”.