



**City Council Meeting
City Council Chambers
145 West Broad Street
Spartanburg, SC 29306
Monday, May 14, 2018
5:30 p.m.**

**(These minutes were approved
at the May 29, 2018 City Council meeting.)**

City Council met this date with the following Councilmembers present: Mayor Junie White, Mayor pro tem Jerome Rice, Councilmembers Sterling Anderson, Alan Jenkins, and Ruth Littlejohn. Councilmember Erica Brown was absent due recovering from surgery due to a foot injury during a charity basketball game. Councilmember Max Hyde was absent due to a previous commitment. 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 April 23, 2018 City Council Meeting –**
Councilmember Anderson made a motion to approve the minutes as received. Mayor pro tem Rice seconded the motion, which carried unanimously 5 to 0.
- IV. Approval of the Agenda of the May 14, 2018 City Council Meeting –**
Mayor pro tem Rice made a motion to approve the agenda as received. Councilmember Anderson seconded the motion, which carried unanimously 5 to 0.
- V. Public Comment**
**Citizen Appearance forms are available at the door and should be submitted to the City Clerk
Ms. Davida Simon came forward regarding extending bus routes to North Grove and other areas for people with no other transportation.*
- VI. Proclamation Declaring May 25, 2018 Memorial Poppy Day**
Presenter: Mayor Junie White
Mayor White presented the proclamation to Marilyn Sprouse and Geneva Padgett from Post 28 American Legion Auxiliary.
- VII. Award of Bid for Pawnee Drive Culvert Improvement Project**
Presenter: Jay Squires, Streets & Storm Water Manager
Mr. Squires presented the item to Council as follows:

“Staff received bids for the installation of approximately 40’ of 36” drainage pipe from under Pawnee Drive. The project would be near # 112 Pawnee Drive.

The following bids were received:

| | | |
|------------------------------------|----------------|----------|
| Faulkner Development & Engineering | Sharon, S.C, | \$49,800 |
| Saluda Construction, LLC. | Greenville, SC | \$51,515 |

Staff has reviewed the bids and the qualifications for each of these contractors. Based on that review, staff has determined that, Faulkner Development & Engineering 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 Pawnee 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 Faulkner Development & Engineering for the completion of the project.

BUDGET AND FINANCE DATA: \$49,800 to be paid from the Storm Water Construction Account.”

Mayor pro tem Rice made a motion to approve the award of bid to Faulkner Development & Engineering in the amount of \$49,800 as requested. Councilmember Littlejohn seconded the motion, which carried unanimously 5 to 0.

VIII. Ordinance

A. **Authorizing the City Manager to Execute a Deed to An Eligible CDBG Homebuyer Conveying Property Located at 117 Phifer Drive, Block Map Number 7-08-15-188.00 (First Reading)**

Presenter: Martin Livingston, Neighborhood Services Director

Mr. Livingston presented the item to Council as follows:

“The City of Spartanburg staff purchased 117 Phifer Drive located in the Beaumont Village Neighborhood on April 2016 for the purpose of purchase and rehabilitation of the property. City staff made repairs to the property and now list it for sale to any eligible CDBG purchaser that meets the income requirements. The property is listed for the appraisal value of \$80,000 on the Realtor Multiple Listing Service (MLS). City staff purchased and made repairs using Community Development Block Grant (CDBG) funds.

Staff recommends sale of the property to an eligible CDBG Homebuyer.

ACTION REQUESTED: Approval of an ordinance conveying 117 Phifer Drive (TMS 7-08-15-188.00) to an Eligible CDBG purchaser.

BUDGET AND FINANCIAL DATA: Sale of property. CDBG Program Income.”

Mayor pro tem Rice made a motion to approve the ordinance as presented on first reading. Councilmember Littlejohn seconded the motion, which carried unanimously 5 to 0.

IX. Public Hearings

- A. Ordinance to Amend the City of Spartanburg, South Carolina Zoning Ordinance, by Amending Section 206, Changes to District Boundaries, Specifically Parcel #7-12-08-085.00, Located at 736 East Main Street, that is Currently Zoned LOD, with a Land Use Designation of Limited Office District to B-1, with a Land Use Designation of Neighborhood Shopping District in Order to Allow a Retail Business to Occupy the First Floor Space, and Allow More Tenant Opportunities; from Craig Jacobs, Agent and Member, on behalf of Church White, Member, 736 East Main, LLC, Property Owner (First Reading)**

Presenter: Natalia Rosario, Planner III

Ms. Rosario presented the item to Council as follows:

“On April 19, 2018, the Planning Commission held a public hearing and reviewed a rezoning request submitted by Craig Jacobs, Agent and Member, on behalf of 736 East Main Street, LLC, Property Owner to rezone parcel 7-12-08-085.00 from Zone LOD, Limited Office District to B-1, Neighborhood Shopping District, in order to allow a retail business to occupy the first floor space, and allow more tenant opportunities.

The 2004 Comprehensive Plan calls for this area to continue transitioning to General Activity Center, which permits the zoning categories of LC, Limited Commercial; LOD, Limited Office District; B-1, Neighborhood Shopping District and B-3, General Commercial District. The proposed zoning category is in accordance with the intent of the Comprehensive Plan for this portion of the East Main Street Corridor.

The Planning Commission held a public hearing on the proposal on April 19, 2018. 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 of the request to City Council for the rezoning of the parcel from LOD to B-1.

PLANNING COMMISSION RECOMMENDATION: The request was endorsed by the Planning Commission on April 19, 2018 by a vote of 6 to 0.

ADDITIONAL INFORMATION: Minutes from the April 19, 2018 Planning Commission Meeting and Staff Report with attachments are included. In addition, enclosed is a proposed Ordinance in the event that Council approves the rezoning request.”

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

Craig Jacobs, Spencer Hines Commercial Real Estate, came forward to speak in favor of the rezoning.

Mayor White asked if there was anyone to speak against the proposed rezoning.

Hearing none, Councilmember Jenkins made a motion to close the public hearing. Councilmember Anderson seconded the motion, which carried unanimously 5 to 0.

Councilmember Jenkins made a motion to approve the ordinance as presented on first reading. Mayor pro tem Rice seconded the motion, which carried unanimously 5 to 0.

B. Ordinance to Amend Section 515, Downtown Urban Code, Regarding Proposed Edits (First Reading)

Presenter: Natalia Rosario, Planner III

Ms. Rosario presented the item to Council as follows:

“On April 19, 2018, the Planning Commission held a public hearing and reviewed a request to amend the text of the City of Spartanburg Downtown Code Section 515, submitted by the City of Spartanburg regarding proposed Code Edits. All proposed changes were reviewed by the Planning Commissioners and the Design Review Board.

The Planning Commission held a public hearing on the proposal on April 19, 2018. After consideration of the staff report, public comments, and the criteria set forth in the City of Spartanburg Zoning Ordinance and Section 515, Downtown Code, the Planning Commission voted to recommend approval of the proposed code edits to the Downtown Code.

PLANNING COMMISSION RECOMMENDATION: The request was endorsed by the Planning Commission on April 19, 2018 by a vote of 6 to 0.

ADDITIONAL INFORMATION: Minutes from the April 19, 2018 Planning Commission Meeting and Staff Report with attachments are included. In addition, enclosed is a proposed Ordinance in the event that Council approves the request.”

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

Hearing none, Councilmember Anderson made a motion to close the public hearing. Councilmember Littlejohn seconded the motion, which carried unanimously 5 to 0.

Councilmember Anderson made a motion to approve the ordinance as presented on first reading. Councilmember Jenkins seconded the motion, which carried unanimously 5 to 0.

X. Consent Agenda

A. Ordinance Authorizing the City Manager to Execute a Deed to Roscoe Calvert Conveying Property Located at 301 Arch Street, Block Map Number # 7-12-05-065.00 (Second Reading)

Presenter: Martin Livingston, Neighborhood Services Director

Mayor pro tem Rice made a motion to approve the consent agenda on second reading. Councilmember Jenkins seconded the motion, which carried unanimously 5 to 0.

XI. Other Business

A. Presentation of Recommended Fiscal Year 2018-2019 Budget

Presenter: Chris Story, Assistant City Manager

Mr. Story presented the item to Council as follows:

“Attached you will find your staff’s recommended budget for Fiscal Year 2018-2019 which begins July 1, 2018. This recommended plan is intended as a starting point for Council’s consideration of any proposed amendments. The budget is balanced and it incorporates no changes to property tax or fee rates nor does it contain any major programmatic changes.

Our top expenditure priority remains the city’s workforce, ensuring they are compensated fairly, provided appropriate benefits, and provided the tools and equipment necessary to carry out their important tasks. The budget includes a 3% compensation adjustment and it passes on no additional cost to employees for retirement benefits. Health insurance increases are fully funded in manner to ensure that on average employee out of pocket costs for medical benefits will not increase.

We continue our progress regarding equipment and technology. The equipment replacement schedule is fully funded. The budget includes significant funding \$212,000 for 800 MHz radios for the Police Department to ensure seamless cross-agency communication. Scheduled funding for all previously approved capital projects is included. As previously discussed, the budget includes new funding for a litter work crew.

Property tax revenue growth remains slow. We are relying heavily on growth in business license tax and hospitality tax which we are receiving due to a healthy level of business activity in the City.

We encourage your careful review of the enclosed document and welcome any questions you may have. Proposed balanced amendments can be initiated by City Council at any point in the budget consideration process. A public hearing and first reading are slated for the May 29th Council Meeting with second and final reading anticipated on June 11th.”

Council received the report as information.

XII. City Council Updates-

Councilmember Littlejohn shared that she and Wesley Hammond spoke with Dr. Russell Booker regarding educating students on the importance of litter control. She shared that she worked with the Tree Coalition on May 5 and received a text at 3:31 p.m. that day that Newt Hardy had passed and that he would be greatly missed. April 21, she hosted an event at her house for ministers and their spouses living in her district to get their opinions and ideas on how she can make their district better. She invited everyone to visit the Mary Black Rail Trail to see all the new things that have been done there. She mentioned the death of former Councilmember Jan Scalisi’s mother, Joan Foss.

Councilmember Jenkins applauded everyone who worked to make the Criterium, Spring Fling, and Cinco de Mayo such great events. He reminded everyone of “Walk with your Elected Officials” on May 19 at 10:00 a.m. on the Mary Black Rail Trail. He

mentioned that he felt an annual review process for employees of Council was necessary and crucial and he offered to be on a committee to move the process along.

Mayor pro tem Rice reminded everyone that it was graduation season and mentioned that he had the opportunity to speak to the Youth Build Program graduates sponsored by the Spartanburg Housing Authority. He recognized his form Coach John Craig who was in attendance. He mentioned that the Highland Block Party would be Saturday from 12:00 to 2:00 p.m. sponsored by the United Way. He shared that he greatly enjoyed Spring Fling.

Councilmember Anderson mentioned that Spring Fling had 100,000+ people and was a great event. He mentioned that he too was saddened to hear of the death of Newt Hardy. He shared that the Airport Park was being utilized. He asked that the park be monitored late at night. He mentioned that the Fire Chief had an article in the newspaper regarding trains that block downtown and the he agreed with what was said regarding any emergencies.

XIII. Adjournment –

Mayor pro tem Rice made a motion to adjourn the meeting. Councilmember Jenkins seconded the motion, which carried unanimously 5 to 0. The meeting adjourned at 6:50 p.m.



Connie S. McIntyre, City Clerk