



CITY OF SPARTANBURG

SOUTH CAROLINA

CITY COUNCIL AGENDA

City Council Meeting
City Council Chambers
145 West Broad Street
Spartanburg, SC 29306
Monday, January 22, 2018
5:30 p.m.

- I. **Moment of Silence**
- II. **Pledge of Allegiance**
- III. **Approval of the Minutes of the January 8, 2018 City Council Meeting**
- IV. **Approval of the Agenda of the January 22, 2018 City Council Meeting**
- V. **Public Comment**
*Citizen Appearance forms are available at the door and should be submitted to the City Clerk
- VI. **Resolution**
 - A. **To Adopt the Spartanburg County Multi-Jurisdictional Hazard Mitigation Plan**
Presenter: Marion Blackwell, Fire Chief
- VII. **Other Business**
 - A. **FY2017 Comprehensive Annual Financial Report**
Presenter: Dennis Locke, Finance Director
 - B. **Boards and Commissions – Airport Advisory Committee**
Presenter: Connie McIntyre, City Clerk
 - C. **Overview of the Current Animal Ordinance**
Presenter: Major Steve Lamb, Police Department
- VIII. **City Council Updates**
- IX. **Executive Sessions**
 - A. **Executive Session Pursuant to Section 30-4-70 (a)(2) of the South Carolina Code to Receive Legal Advice Concerning a Code Enforcement Matter**

B. Executive Session Pursuant to Section 30-4-70 (a)(2) of the South Carolina Code to Receive Legal Advice Concerning a Storm Water Litigation Matter

X. 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
County Council Chambers
366 North Church Street
Spartanburg, SC
Monday, January 8, 2018
5:30 p.m.**

**(These minutes are subject to approval at the
January 22, 2018 City Council meeting.)**

City Council met this date with the following Councilmembers present: Mayor Junie White, Councilmembers Jerome Rice, Sterling Anderson, Erica Brown, and Alan Jenkins. Max Hyde, recently elected Councilmember for Council District 4, was also in attendance. 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.

Councilmember Sterling Anderson called the meeting to order and welcomed everyone.

- I. Moment of Silence - observed**
- II. Pledge of Allegiance - recited**
- III. Swearing In of Mayor and City Councilmembers**
 - A. The Honorable Junie White – Mayor
Oath of Office Administered by Andrew N. Poliakoff, Esq.
Assisted by Mrs. Irene White
Ms. Renee Cariveau**

Due to illness of Mr. Poliakoff, the oath of office was administered to Mayor White by Renee Cariveau. His wife was by his side.
 - B. The Honorable Max Hyde – City Council District 4
Oath of Office Administered by The Honorable Kaye G. Hearn
Justice of the South Carolina Supreme Court
Assisted by Mrs. Eliza Hyde
Miss Lilly Ruth Hyde
Mr. Thomas Hyde
Miss Rose Hyde
Miss Annabelle Hyde**

The Honorable Justice Hearn administered the oath of office to Councilmember Hyde. His wife and family were by his side.

- C. **The Honorable Jerome Rice, Jr. – City Council District 5
Oath of Office Administered by Mr. Jervaris Leeshon Rice
Assisted by Mrs. Canzater M. Rice
Mr. Jerome Rice III
Mrs. Beatrice C. Rice
Ms. Jennifer D. Rice**

Councilmember Rice’s son, Jervaris Leeshon Rice, administered the oath of office to his father. Mr. Rice’s wife and family were by his side.

- D. **The Honorable Erica L. Brown – City Council District 6
Oath of Office Administered by Ms. Lindsay Webster
Lindsay Webster administered the oath of office to Councilmember Brown.**

IV. **Election of 2018 Mayor Pro Tempore –**
Councilmember Anderson made a motion to elect Councilmember Rice as 2018 Mayor Pro Tempore. Councilmember Jenkins seconded the motion, which carried unanimously 6 to 0.

V. **Approval of the Minutes of the December 11, 2017 City Council Meeting –**
Councilmember Brown made a motion to approve the minutes as received. Mayor pro tem Rice seconded the motion, which carried unanimously 6 to 0.

VI. **Approval of the Agenda of the January 8, 2018 City Council Meeting –**
Councilmember Jenkins made a motion to approve the agenda as received. Councilmember Brown seconded the motion, which carried unanimously 6 to 0.

VII. **Recognition of Retiring City Employees Battalion Chief Darryl Padgett, Fire Department and Sergeant Jeffery Grant, Police Department**
Mayor White individually recognized and thanked Battalion Chief Darryl Padgett, Fire Department, and Sergeant Jeffery Grant, Police Department for their service to the City. He wished them well in their retirement.

VIII. **Public Comment**

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

1. **Josh Lonon, 256 Hydrick St.,** came forward to express his opinion that the city’s ordinance regarding treatment of pets in inclement weather needed more strength to it.
2. **Ann Bearden, 1127 Woodburn Road,** came forward to express her concerns regarding animals left out in the cold, and what the city can do about it.
3. **Brenna Casey, 543 Cecil Court,** came forward to express her concerns regarding the city’s animal tethering ordinance.
4. **Susan Myers, 505 Peronneau St.,** came forward to express her concerns regarding a stricter animal ordinance.
5. **Johniece Wofford, 299 Glen Crest Dr.,** came forward to express her concerns regarding the mold at the Courthouse.

IX. Consent Agenda

- A. Accepting the Property Owned by George M. Moxley and Harriet B. Moxley, and Being Located at 145 Winfield Drive, and that Portion of Winfield Drive and Ransdell Drive Abutting Said Property, and is Further Identified on Spartanburg County Tax Map as 7-10-13, Parcel 034.00 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 (Second Reading)**
Presenter: Natalia Rosario, Planner III
- 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 #7-21-03-007.02 Located at 227 Cedar Springs Road, Which is Zoned R-6, with a Land Use Designation of General Residential District to Zone B-1, with a Land Use Designation of Neighborhood Shopping District; and Providing for Severability and an Effective Date (Second Reading)**
Presenter: Natalia Rosario, Planner III
- C. To Amend the Entire Text of the Land Development Regulations by Amending and Updating Various Sub-Sections of the Zoning Ordinance of the City of Spartanburg; South Carolina; and Providing for Severability and an Effective Date (Second Reading)**
Presenter: Natalia Rosario, Planner III
- D. To Amend the Entire Text of Section 503, Sign Ordinance by Updating and Detailing Various Signage Standards of the Zoning Ordinance of the City of Spartanburg; South Carolina; and Providing for Severability and an Effective Date (Second Reading)**
Presenter: Natalia Rosario, Planner III

Councilmember Jenkins made a motion to approve the consent agenda on second reading. Councilmember Anderson seconded the motion, which carried unanimously 6 to 0.

X. City Council Updates –

Councilmember Anderson welcomed Councilmember Hyde. He shared that the Airport Park would be done at some point.

Councilmember Brown welcomed Councilmember Hyde. She shared that she looked forward to serving another four year term. She mentioned that the FR8yard, the AC Marriott, and The Silo at RJ Rockers have opened. She reminded everyone of the MLK Week events, beginning with the Mayor’s Breakfast on Thursday, January 11, the Walk beginning at the Spartanburg Library at 9:00 a.m. on Saturday, January 13, and the Unity Celebration on Monday, January 15 at 6:00 p.m. at the Spartanburg Memorial Auditorium.

Councilmember Hyde shared that this was a great day in his life. He thanked his family and friends that were present to support him. He stated that he was honored to serve as City Council District 4 Councilmember and that he would strive to serve with integrity, compassion, and concern keeping in mind that we all need each other to make the city a great place to live and work.

Councilmember Jenkins welcomed Councilmember Hyde. He shared that Salsarita's was opening on the east.

Mayor pro tem Rice welcomed Councilmember Hyde. He shared that he was proud to be able to serve a third term for the citizens of City Council District 5 and looked forward to continuing to work with them.

- XI. Adjournment** – **Mayor pro tem Rice** *made a motion to adjourn the meeting. Councilmember Anderson seconded the motion, which carried unanimously 6 to 0. The meeting adjourned at 6:14 p.m.*



Connie S. McIntyre, City Clerk

You are invited to attend a reception honoring

**Mayor Junie White
Councilmember Max Hyde
Councilmember Jerome Rice, Jr.
And
Councilmember Erica Brown**

**in the lobby area outside County Council Chambers
immediately following the Council Meeting**

The reception following the meeting was very well attended!



REQUEST FOR CITY COUNCIL ACTION

TO: Ed Memmott, City Manager

FROM: Marion Blackwell, Fire Chief

SUBJECT: Resolution to Adopt the Spartanburg County Multi-Jurisdictional Mitigation Plan

DATE: 01/22/2018

BACKGROUND: Over the past year, the several city staff has worked in conjunction with Spartanburg County Emergency Preparedness and Municipalities to develop a Multi-Jurisdictional Hazard Mitigation Plan. Hazard Mitigation planning is mandated by the Robert T. Stafford Disaster Relief Act for the City to remain eligible for disaster relief funding. The City has agreed to continue five action items that we are currently conducting. These actions include enforcement of the building and fire codes, floodplain enforcement, building project reviews as it pertains to hazard mitigation, critical infrastructure surveys, and public education of flood insurance. The efforts are ongoing and staff continues to reinforce these efforts through service delivery to our citizens.

ACTION REQUESTED: The Fire Department requests approval of the Spartanburg County Multi-Jurisdictional Mitigation Plan Resolution

BUDGET AND FINANCIAL DATA: There are no budget impacts to the adoption of this resolution.

**RESOLUTION TO ADOPT THE
SPARTANBURG COUNTY MULTI-JURISDICTIONAL HAZARD
MITIGATION PLAN**

WHEREAS, the City of Spartanburg is vulnerable to an array of natural hazards that can cause loss of life and damages to public and private property; and

WHEREAS, the City of Spartanburg desires to seek ways to mitigate situations that may aggravate such circumstances; and

WHEREAS, the development and implementation of a hazard mitigation plan can result in actions that reduce the long-term risk to life and property from natural hazards; and

WHEREAS, it is the intent of the City Council to protect its citizens and property from the effects of natural hazards by preparing and maintaining a local hazard mitigation plan; and

WHEREAS, it is also the intent of the City Council to fulfill its obligation under Section 322: Mitigation Planning, of the Robert T. Stafford Disaster Relief and Emergency Assistance Act to remain eligible to receive state and federal assistance in the event of a declared disaster affecting the City of Spartanburg; and

WHEREAS, the City of Spartanburg, in coordination Spartanburg County has prepared a multi-jurisdictional hazard mitigation plan with input from the appropriate local and state officials;

WHEREAS, the South Carolina Emergency Management Division and the Federal Emergency Management Agency have reviewed the Spartanburg County Multi-Jurisdictional Hazard Mitigation Plan for legislative compliance and have approved the plan pending the completion of local adoption procedures;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Members of City Council of City of Spartanburg hereby:

1. Adopts the Spartanburg County Multi-Jurisdictional Hazard Mitigation Plan; and
2. Agrees to take such other official action as may be reasonably necessary to carry out the proposed actions of the Plan.

Adopted on this 22nd day of January, 2018.

Junie L. White, Mayor

ATTEST:

Connie S. McIntyre, Clerk



REQUEST FOR CITY COUNCIL ACTION

TO: Ed Memmott, City Manager
FROM: Dennis R. Locke, Finance Director
SUBJECT: FY 2017 Comprehensive Annual Financial Report
DATE: January 17, 2018

This City's External Auditor, David Phillips of Greene Finney, LLP and I will provide a review of the highlights for our Comprehensive Annual Financial Report

CITY OF SPARTANBURG, SOUTH CAROLINA

Comprehensive Annual Financial Report
For the Fiscal Year Ended June 30, 2017



CAFR HIGHLIGHTS

- Auditor Comments- Greene, Finney & Horton, LLP
- Management Letter
- Management Discussion & Analysis
- Current Fiscal Year Issues

MANAGEMENT DISCUSSION & ANALYSIS

- Financial Highlights
 - General Fund Revenue Increases
 - Increase General Fund – Fund Balance
 - Decrease in long term debt
 - Medical Claims

GENERAL FUND COMPARISON

	2017 ACTUAL	2016 ACTUAL	DIFFERENCE
REVENUES			
Taxes	14,828,294	14,710,768	0.79%
Fees, Licenses, and Permits	16,381,419	14,752,846	9.94%
Fines and Forfeitures	338,617	623,483	-84.13%
Intergovernmental Revenues	3,099,715	3,134,270	-1.11%
Charges for Services	1,849,930	1,870,789	-1.13%
Other Revenues	219,344	134,001	38.91%
TOTAL REVENUES ALL SOURCES	36,717,319	35,226,157	4.06%
EXPENDITURES			
Policy Formulation and Administration	6,328,085	6,431,946	-1.64%
Public Safety	16,879,006	15,331,509	9.17%
Parks, Recreation, and Special Events	1,583,776	1,532,369	3.25%
Development Services	2,783,354	2,592,789	6.85%
Public Works	6,594,884	6,288,133	4.65%
Finance and Administrative Services	2,663,662	1,831,527	31.24%
TOTAL EXPENDITURES	36,832,767	34,008,273	7.67%
EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES	(115,448)	1,217,884	1154.92%
OTHER FINANCING SOURCES (USES)			
Transfers In	2,435,856	2,079,663	14.62%
Transfers Out	(2,628,280)	(2,442,623)	7.06%
Proceeds from Sale of Capital Assets	41,538	45,204	-8.83%
TOTAL OTHER FINANCING SOURCES	(150,886)	(317,756)	-110.59%
NET CHANGES IN FUND BALANCES	(266,334)	900,128	437.97%
FUND BALANCES, Beginning of Year	7,998,761	7,098,633	11.25%
FUND BALANCES, End of Year	7,732,427	7,998,761	-3.44%

Hospitality Tax Comparison

	2017	2016	
	ACTUAL	ACTUAL	DIFFERENCE
REVENUES			
Hospitality Taxes	4,776,238	4,551,064	4.71%
Investment Earnings	11,112	5,748	48.27%
Other Revenues	4,100	1,650	59.76%
Total Revenues all Sources	4,791,450	4,558,462	4.86%
EXPENDITURES			
Operating and Transfers	527,645	584,337	-10.74%
TOTAL EXPENDITURES	527,645	584,337	-10.74%
EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES			
Other Financing Sources (uses)			
Transfers Out	(4,035,567)	(3,687,002)	8.64%
Net Changes in Fund Balances	228,238	287,123	-25.80%
FUND BALANCES, Beginning of Year	2,113,680	1,826,557	13.58%
FUND BALANCES, End of Year	2,341,918	2,113,680	9.75%

CURRENT FISCAL YEAR FINANCIAL ISSUES

- Growth of Tax Base
- Long Term Debt Plans (Recreation Center)
- Medical Insurance
- Budget FY 2018 (Mandatory Increase in retirement contributions)
- Capital Projects (Airport, Northside, Downtown)



MEMORANDUM

TO: Ed Memmott, City Manager
FROM: Chief Alonzo Thompson, Police Department
SUBJECT: Overview of Current Animal Ordinance
DATE: January 16, 2018

Command staff is aware of public interest in the City's Animal Control Ordinance and would like to provide an overview of the ordinance at the January 22 Council meeting.

As background, the ordinance underwent an extensive review in 2008. City Council adopted revised requirements in 2008 that went into effect on January 1, 2009. An amendment to the ordinance was made in 2011 to address domesticated female chickens.

With respect to staffing levels, the city employs two highly trained Animal Services Officers. These officers respond to complaints relating to animals and are tasked with oversight and enforcement of the requirements. Officers Mike Johnson and Jessica Burdine are nationally certified through NACA (National Animal Care & Control Association). Both attend annual regional training and have state certifications. Officer Johnson has also attended the South Carolina Criminal Justice Academy (SCCJA) and received a class three law enforcement certification. Officer Burdine will be attending the SCCJA in February 2018. Both officers work in the community daily to foster a positive relationship with our community and serve as a resource for pet owners. Officers average 2000 calls for service each year.

The recent winter weather has led to two primary questions about the city's current ordinance; proper shelter and tethering. Below is a summary of the two items.

Proper Shelter – Protective covering that provides protection from all forms of weather and consists of at least four sides, a roof, flooring and an opening for ingress and egress. It should be appropriately sized for the animal.

Tethering – No person shall tether ... unless tethering device used is at least ten (10) feet in length and attached in such manner as to prevent strangulation. The tether weight cannot exceed 1/8 of the dog's body weight. No choke-type or pronged collar can be used. If a cable trolley system is used the cable must at least be 10 feet long.

During 2017, Animal Services Officers conducted multiple welfare checks throughout the summer and winter months. Officers try to foster a positive atmosphere and enhance citizen education as it relates to animal ownership and care. Most incidences are resolved with simple suggestions or referred to local partners who provide resources for animal owners. In 2017, the calls for service were resolved as follows:

Page 2

Memorandum to City Council (Animal Ordinance)

January 16, 2018

1. 262 incidences resulted in action being taken
2. 66 calls were unfounded
3. 8 citations were issued
4. 13 dogs surrendered to officers
5. 4 doghouses were given to citizens
6. 3 dogs were seized that had been abandoned

For decades, the City of Spartanburg's Animal Services team has worked diligently to help oversee the health and wellbeing of animals within our community. They have adapted to changing times and to best practices philosophy in the animal world. Their continued community partnerships and citizen education, has made them a successful part of the City of Spartanburg.