



CITY OF SPARTANBURG

SOUTH CAROLINA

CITY COUNCIL AGENDA

**City Council Meeting
City Council Chambers**

145 West Broad Street

Spartanburg, SC

Monday, February 27, 2017

5:30 p.m.

- I. Moment of Silence**
- II. Pledge of Allegiance**
- III. Approval of the Minutes of the February 13, 2016, City Council Meeting**
- IV. Approval of Agenda of the February 27, 2017 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. Approving Donation of Property on East Arizona Avenue
(Tax Map Parcel #7-16-09-107.00)
Presenter: Martin Livingston, Neighborhood Services Director**
- VII. Consent Agenda**
 - A. 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 parcels #7-12-08-059.00 and 060.00 Located at 133 and 135 Avant Street, Which Are Currently Zoned LOD, With a Land Use Designation of Limited Office District to Zone R-6, with a Land Use Designation of General Residential District; and Providing for Severability and an Effective Date (Second Reading)
Presenter: Natalia Rosario, Planner III**
- VIII. Briefing on Pending State Legislation H3650 and H3651
Presenter: Ed Memmott, City Manager**
- IX. City Council Updates**

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.

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
City Council Chambers
145 West Broad Street
Spartanburg, SC
Monday, February 13, 2017
5:30 p.m.**

**(These minutes are subject to approval at
the February 27, 2017 City Council meeting.)**

City Council met this date with the following Councilmembers present: Mayor Junie White, Mayor pro tem Laura Stille, Councilmembers Erica Brown, Sterling Anderson and Rosalyn Henderson Myers. Councilmember Jerome Rice was absent. 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** - observed
- II. Pledge of Allegiance** –Boy Scouts from several different troops were in attendance to meet requirements of the Citizenship in the Community merit badge. They led everyone in the Pledge of Allegiance.
- III. Approval of the Minutes of the January 23, 2016, City Council Meeting –**
Councilmember Brown made a motion to approve the minutes as received. Councilmember Myers seconded the motion, which carried unanimously 5 to 0.
- IV. Approval of Agenda of the February 13, 2017 City Council Meeting –**
Mayor White made a motion to amend the agenda and remove the Executive Session from the agenda. Mayor pro tem Stille seconded the motion, which carried unanimously 5 to 0.
Councilmember Henderson Myers made a motion to approve the agenda as amended. Mayor pro tem Stille 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
The following people came forward to speak:
 1. Carolyn Reed-Smith spoke regarding her concerns about selling Cammie Claggett, and an indoor pool at TK Gregg;
 2. Abdul H. Ali spoke regarding improving his village and making sure everyone was involved;
 3. Ruth Jones spoke regarding an indoor pool at TK Gregg;
 4. Margaret J. Swindler spoke regarding Cammie Claggett and an indoor pool;

5. Barbara Kelly spoke regarding an indoor pool at TK Gregg

VI. Road Resurfacing Presentation

Presenters: Chris Story, Assistant City Manager

Ron Kirby, PE, Spartanburg County Engineer

Mr. Kirby suggested that Council consider options for road maintenance in the city. He reviewed pavement management, pavement preservation, and in-place pavement recycling, explaining options of rejuvenator, depth patching and crack seal, high density mineral bond (in subdivisions), GSB 88, lightweight aggregate chip seals, and micro surface or ultra-thin lift asphalt.

Council received the report as information.

VII. Public Hearing

A. 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 parcels #7-12-08-059.00 and 060.00 Located at 133 and 135 Avant Street, Which Are Currently Zoned LOD, With a Land Use Designation of Limited Office District to Zone R-6, with a Land Use Designation of General Residential District; and Providing for Severability and an Effective Date (First Reading)

Presenter: Natalia Rosario, Planner III

Ms. Rosario presented the item to Council as follows:

“On January 19, 2017, the Planning Commission held a public hearing and reviewed a rezoning request submitted by Ray Billings, on behalf of Bubbles, LLC, Owner/Developer, of 133 and 135 Avant Street, to rezone parcels 7-12-08-059.00 and 060.00 from Zone LOD, Limited Office District to R-6, General Residential District, in order to allow for the development of seven market-rate townhomes on the properties and be sold.

The 2004 Comprehensive Plan calls for the properties to be zoned single family residential. The use of the property as attached townhomes for sale is not entirely consistent with single family detached concept of “single family residential” but is an essentially comparable use (attached single family).

The Planning Commission held a public hearing on the proposal on January 19, 2017. 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 R-6.

PLANNING COMMISSION RECOMMENDATION: The request was endorsed by the Planning Commission on January 19, 2017 by a vote of 4 to 0 to 1.”

Mayor White opened the public hearing asking if there was anyone to speak against the proposed rezoning. Hearing none, he asked if there was anyone to speak in favor of the proposed rezoning.

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

Councilmember Henderson Myers made a motion to approve the proposed rezoning on first reading. Councilmember Brown seconded the motion, which carried unanimously 5 to 0.

VIII. Consent Agenda

- A. Authorizing the City Manager to Execute an Agreement to Purchase the Cammie Clagett Apartment Homes in the Highland Neighborhood in the City of Spartanburg from the Spartanburg Housing Authority and Transfer to Neighborhood Improvement Program (NIP) Partners (Second Reading)**
Presenter: Martin Livingston, Neighborhood Services Director

Mayor pro tem Stille made a motion to approve the consent agenda as received. Councilmember Henderson Myers seconded the motion, which carried unanimously 5 to 0.

IX. Other Business

- A. East St. John Street and Liberty Street Intersection Traffic Signal and Interconnects**

Presenter: Randall Farr, Traffic Services Manager

Mr. Farr presented the item to Council as follows:

“Staff has received bids for the installation of a traffic signal and accompanying interconnects for the intersection located at East St. John Street and Liberty Street. This project consists of installation of four (4) mast arm poles with pedestrian signals, one at each corner of the intersection.

The following bids were submitted:

ALS of North Carolina	Salisbury, NC	\$161,961.72
W M Roebuck Inc.	Lexington, SC	\$186,198.75
J Moore Electrical Contractors	Swansea, SC	\$205,702.00

Staff has reviewed the bids and the qualifications for each of these contractors. Based on that review, staff has determined that ALS of North Carolina is the responsive low bidder. W M Roebuck is a certified Disadvantaged Business Enterprise, whose quoted bid price was \$24,237.03 higher than that of ALS of North Carolina. ALS of North Carolina has indicated a 1.3% MWBE participation in the project.

ALS of North Carolina has successfully performed work for the City in other signal upgrades and new signal installations. Staff is confident that ALS can successfully complete this project.

Once a contract is signed, staff anticipates it will take 3-4 months to complete the project. The poles and mast arms must be manufactured to meet project requirements.

ACTION REQUESTED: Allow staff to accept the bid from ALS of North Carolina and authorize the City Manager to enter into a contract with ALS of North Carolina for the completion of the project.

BUDGET AND FINANCIAL DATA:

\$50,000 from County Road Fee

\$111,961.72 from County Transportation Committee Funding”

Mayor White made a motion to approve the award of bid to ALS of North Carolina in the amount of \$161,961.72 and to authorize the City Manager to enter into a contract with them for the completion of the project. Councilmember Henderson Myers seconded the motion, which carried unanimously 5 to 0.

B. Boards and Commissions – Bicycle and Pedestrian Committee

Presenter: Connie McIntyre, City Clerk

Ms. McIntyre presented Justin Schutrumpf’s application for Council consideration of appointment to the Bicycle and Pedestrian Committee.

Mayor pro tem Stille made a motion to waive the rules and appoint Mr. Schutrumpf. Councilmember Brown seconded the motion, which carried unanimously 5 to 0.

X. City Council Updates –

Councilmember Anderson that he attended the SPATS meeting that morning and was encouraged with the discussions regarding west side walkways.

Councilmember Brown reminded everyone that Saturday would be the last basketball game in the Benjamin Johnson Arena @ Wofford College.

Councilmember Henderson Myers shared that she had attended the United Way Housing Summit on January 31. She stated that it was very educational and she learned a lot about mixed income community projects, which she hoped would come to the city. She stated that the SCMA held a seminar on creative financing to attract developers to be able to invest in the city and do some mixed income projects. She said she hoped some of these projects would happen in the city to create more affordable housing for different income levels, firemen, policemen, and teachers.

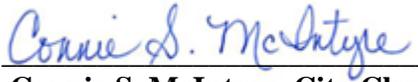
Mayor pro tem Stille commended the Boy Scouts and shared she had the opportunity in the last few weeks to speak to them about Citizenship in the Community and Citizenship in the World.

XI. Executive Session – REMOVED AT AGENDA APPROVAL

A. Executive Session Pursuant to Section 30-4-70 (a) (5) of the South Carolina Code to Discuss Matters Relating to Encouraging New Investment in the City

Council may take action on matters discussed in Executive Session after exiting Executive Session.

- XI. Adjournment** – *Councilmember Anderson made a motion to adjourn the meeting. Councilmember Henderson Myers seconded the motion, which carried unanimously 5 to 0. The meeting adjourned at 6:45 p.m.*



Connie S. McIntyre, City Clerk



REQUEST FOR CITY COUNCIL ACTION

TO: Ed Memmott, City Manager
FROM: Martin Livingston, Neighborhood Services Director
SUBJECT: Donation of Property on East Arizona Avenue
DATE: February 27, 2017

BACKGROUND:

Property located on East Arizona Avenue (Tax Map Parcel: 7-16-09-107.00) is owned by Spartanburg Real Holdings, LLC, a related entity of The Spartanburg County Foundation that wishes to donate the property to the City. The property is located close to the City Airport and the City owns additional property within the vicinity as shown on the attached Parcel Maps from the Spartanburg County Assessor's Office website.

Staff recommends accepting the donation of the parcel.

ACTION REQUESTED:

Approval of Resolution accepting the donation of the property from The Spartanburg County Foundation identified as Tax Map Parcel: 7-16-09-107.00.

BUDGET & FINANCIAL DATA:

N/A.

A RESOLUTION
APPROVING DONATION OF PROPERTY ON EAST ARIZONA AVENUE
(TAX MAP PARCEL # 7-16-09-107.00)

WHEREAS, the City of Spartanburg (the "City") continues its interest in the Downtown Airport; and

WHEREAS, The Spartanburg County Foundation, through its related entity, Spartanburg Real Holdings, LLC, has agreed to donate a vacant property at East Arizona Avenue, Tax Map Parcel # 7-16-09-107.00 (the "Property"), which is in proximity to other City owned parcels and the City of Spartanburg's Downtown Airport; and

WHEREAS, the City has determined that it is in the public interest to accept donation of Tax Map Parcel # 7-16-09-107.00 from The Spartanburg County Foundation, through its related entity, Spartanburg Real Holdings, LLC.

NOW, THEREFORE, BE IT RESOLVED By the Mayor and Members of City Council of the City of Spartanburg, South Carolina, in Council assembled:

Section 1. To accept the donation of the Property as described herein.

Section 2. Spartanburg Real Holdings, LLC shall execute and deliver a deed, in a form approved by the City Attorney, to the City conveying the Property described herein.

Section 3. This Resolution shall become effective upon the date of enactment.

DONE AND RATIFIED this _____ day of _____, 2017.

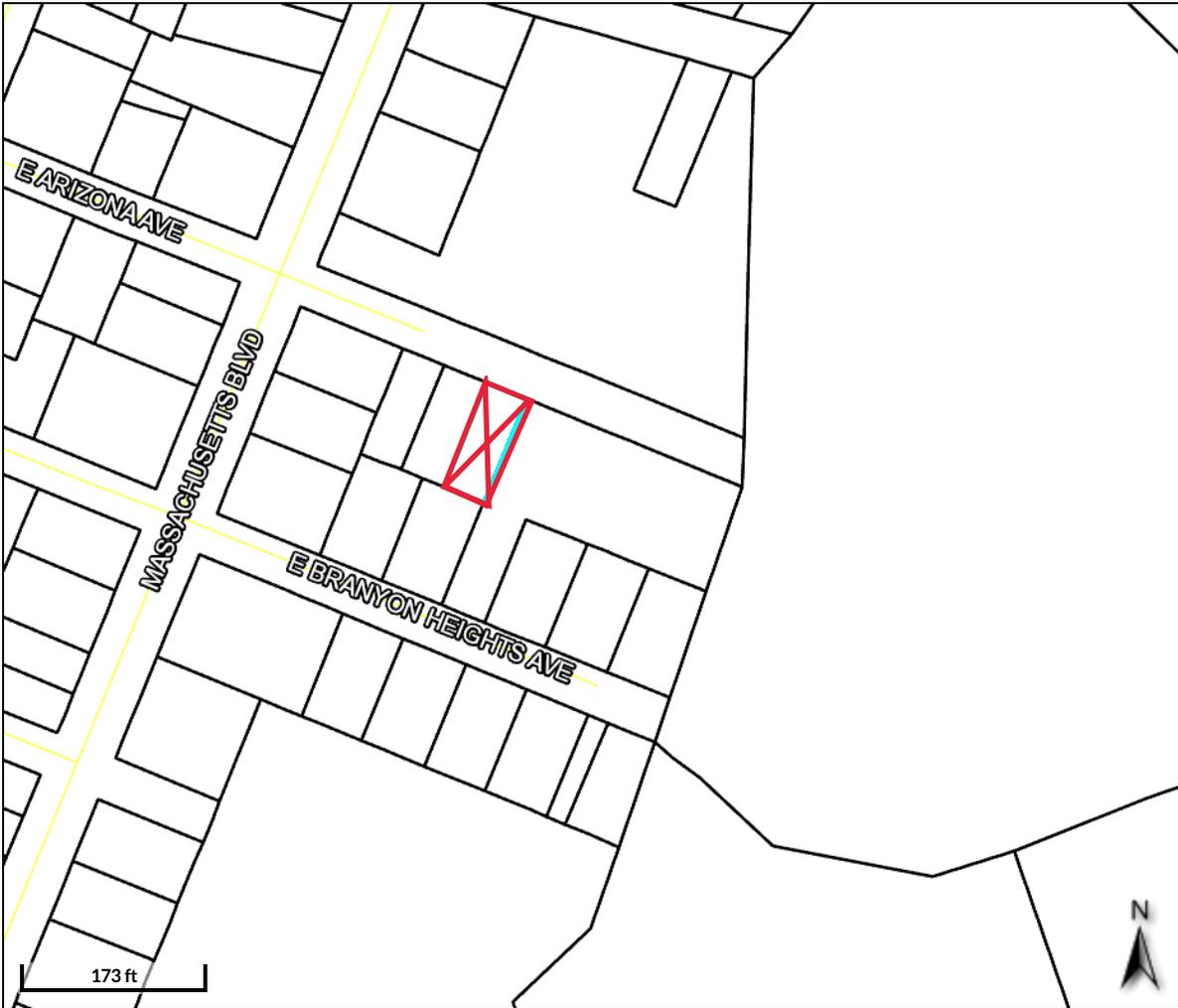
MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney



Overview



Legend

-  Parcels
-  City Labels
-  Roads

Parcel ID	7-16-09-107.00	Alternate ID	153297	Owner Address	SPARTANBURG REAL HOLDINGS LLC
Sec/Twp/Rng	n/a	Class	Non-Qualified Regular Residential		424 E KENNEDY ST
Property Address	0 E ARIZONA AVE	Acres	Vacant		SPARTANBURG, SC 29302
	SPARTANBURG	Acres	n/a		

District n/a
Brief Tax Description LOTS 15 & 16 BLK D BRANYON HEIGHTS AKA LOTS 295 & P/O 294 PB 20-576-579

(Note: Not to be used on legal documents)



MEMORANDUM TO CITY COUNCIL

TO: Mayor and Members of City Council

FROM: Ed Memmott, City Manager

SUBJECT: H3650/H3651 Council Briefing

DATE: February 23, 2017

At the February 27 meeting, staff will brief Council on pending state legislation (H3650 and H3651) that could have significant adverse financial impact on the city.