



**City Council Meeting
City Council Chambers
145 West Broad Street
Spartanburg, SC
Monday, May 22, 2017
5:30 p.m.**

**(These minutes were approved at the
June 12, 2017 City Council meeting.)**

City Council met this date with the following Councilmembers present: Mayor Junie White, Councilmembers Erica Brown, Jerome Rice, Sterling Anderson, and Rosalyn Henderson Myers. Mayor pro tem Laura Stille and Councilmember Alan Jenkins were 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 – recited

III. Resolution

A. To Appoint a Commissioner to a Commission Created Pursuant to the Capital Project Sales Tax Act, Title 4, Chapter 10, Article 3 of The Code of Laws of South Carolina 1976, As Amended; and to Provide for Other Matters Related Thereto

Presenter: Ed Memmott, City Manager

Councilmember Rice made a motion to appoint Stephanie Burton to the Capital Project Sales Tax Commission. Councilmember Anderson seconded the motion, which carried unanimously 5 to 0.

IV. Approval of the Minutes of the May 8, 2017, City Council Meeting –

Councilmember Brown made a motion to approve the minutes as received.

Councilmember Henderson Myers seconded the motion, which carried unanimously 5 to 0.

V. Approval of the Agenda of the May 22, 2017 City Council Meeting –

Councilmember Henderson Myers made a motion to approve the agenda as received.

Councilmember Rice seconded the motion, which carried unanimously 5 to 0.

VI. Public Comment

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

Melvin Norwood, 13 White Oak Rd., complimented City staff on a job well done with the 2017 Spring Fling.

Don Bramblett, 185 Mills Avenue, expressed concern regarding the proposed New City Hall. He stated he thought there were other revenues that could be used to build the new building other than a sales tax increase.

VII. Proclamation Recognizing Buddy Poppy Day

Presenter: Mayor Junie White

Mayor White presented the proclamation to Mrs. Geneva Padgett, who represented American Legion Post 28 in Spartanburg.

VIII. Presentation of Proclamation Recognizing Foster Care Month

Presenter: Mayor Junie White

Mayor White presented the proclamation to Miracle Hill Foster Care representatives.

IX. USC Upstate Update

Presenter: Brendan Kelly, Ph.D., Chancellor of USC Upstate

Dr. Kelly introduced himself to Council as the new Chancellor of USC Upstate, and gave a brief update of the great things going on at USC Upstate.

X. Light Up Spartanburg Presentation

Presenter: Chris Story, Assistant City Manager

Elizabeth Goddard, Executive Director, Spartanburg Art Museum

Elizabeth Goddard updated Council on the work, activities, and art enhancements of SAM. She explained “Lighten Up Spartanburg!” and reviewed the 38 light bulbs and 36 artists who participated in the project.

XI. Public Hearing

A. Ordinance To Provide for the Adoption of a City Operating Budget, Its Execution and Effect, for the Fiscal Period July 1, 2017 Through June 30, 2018 (First Reading)

Presenter: Chris Story, Assistant City Manager

James Kennedy, CPA, Budget & Accounting Director

Mr. Story presented the item to Council as follows:

“In accordance with Section 2-119 of the Code of the City of Spartanburg 1988, the City is required to adopt an annual budget. The City Council held a budget workshop on May 8, 2017. During that time, discussions were held concerning General Fund revenues, proposed personnel cost changes, and other inflationary expenditure increases. The recommended FY 2017 – 2018 budget is reflective of management’s efforts to meet long term funding obligations.

The FY 2017 – 2018 budget includes the following:

- No change to the current millage rate

- 5% projected increase in General Fund revenues
- 2.0% employee cost-of-living pay increase
- Approx. \$389,005 for mandatory increases in retirement
- 10% increase for the medical insurance fund
- \$220,000 for building facilities maintenance
- \$1.3 million for equipment replacement
- Continued implementation of the Capital Improvement Plan adopted in FY 2014

ACTION REQUESTED: Adoption of the Operating Budget Ordinance for fiscal year July 1, 2017 – June 30, 2018.”

BUDGET AND FINANCE DATA: Proposed budget document was attached. *Mayor White* opened the public hearing. He asked if there was anyone to speak in favor of the proposed budget. Hearing none, he asked if there was anyone to speak in opposition to the proposed budget. *Hearing none, Councilmember Rice* made a motion to close the public hearing. *Councilmember Henderson Myers* seconded the motion, which carried unanimously 5 to 0. *Councilmember Henderson Myers* made a motion to approve the ordinance as presented on first reading. *Councilmember Brown* seconded the motion, which carried unanimously 5 to 0.

XII. Ordinance

- A. To Raise Revenues for the City of Spartanburg for the Fiscal Year 2017 – 2018 to Levy Taxes on All Real Estate and Personal Property, Except Such as is Exempted by Law, in the Corporate Limits of the City of Spartanburg for Corporate Purposes for the Fiscal Year 2017-2018 and to Provide Penalties for the Delinquent Payment of Taxes Levied and Provided for (First Reading)**

Presenter: Chris Story, Assistant City Manager

James Kennedy, CPA, Budget & Accounting Director

Mr. Story presented the item to Council as follows:

“The purpose of this Ordinance is to establish the property tax millage rate for the City of Spartanburg for FY 2017 – 2018. The current year’s millage is 105.0. This proposed millage Ordinance includes no change in the current millage rate of 105.0 mils.

ACTION REQUESTED: Adoption of the millage Ordinance for fiscal year July 1, 2017 – June 30, 2018.”

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

XIII. Resolutions

A. To Determine the Eligibility of 187 N. Church Street for Special Property Tax Assessment for Rehabilitated Historic Properties as Adopted by Ordinance of the City Council on September 9, 2013

Presenter: Chris Story, Assistant City Manager

Mr. Story presented the item to Council as follows:

“In September 2013 City Council established by ordinance a mechanism, consistent with state code, which allows City Council to provide an advantaged property tax treatment for eligible historic properties when those properties are significantly rehabilitated according to historic standards.

By state code the Board of Architectural Design and Historic Review (HARB) is the reviewing authority and must provide preliminary certification for the proposed rehabilitation work for properties seeking the special assessment. At the May 2017 HARB meeting 187 North Church Street received preliminary certification approval. This property is in the process of renovation and restoration and work being conducted is under the supervision of the SC State Office of Historic Preservation ensuring that work is conducted according to appropriate preservation standards.

The special assessment would relieve each of the owners of a portion of the additional property tax liability created by the acquisition and historic-standard renovation of the property for twenty years.

Staff recommends approval of the attached resolution. We welcome any questions you may have.”

Councilmember Rice made a motion to approve the resolution as presented. Councilmember Henderson Myers seconded the motion, which carried unanimously 5 to 0.

B. Requesting that the Commission Created Pursuant to the Capital Project Sales Tax Act, Title 4, Chapter 10, Article 3 of the Code of Laws of South Carolina 1976, As Amended, Consider Certain Specific Projects; and to Provide for Other Matters Related Thereto

Presenter: Ed Memmott, City Manager

Mr. Memmott presented the item to Council as follows:

“The attached resolution formally states City Council’s preferences for facilities that would be referred to the Sales Tax Committee for consideration. Should Council pass this resolution, staff will convey the Resolution to the Sales Tax Committee and provide any assistance requested by the Committee in its consideration of the city’s request.

Action Requested: Council approval of the resolution.”

Councilmember Rice made a motion to approve the resolution as presented. Councilmember Anderson seconded the motion, which carried unanimously 5 to 0.

XIV. Consent Agenda

- A. Ordinance to Amend the City of Spartanburg, South Carolina Zoning Ordinance, by Amending Section 206, Changes to District Boundaries, Specifically Parcel #7-15-04-100.00 and 101.00, Located on 101 and 0 Chester Street, that are Currently Zoned B-3 and R-12, with a Land Use Designation of General Business District and General Residential District to Zone B-1, with a Land Use Designation of Neighborhood Shopping District in Order to Utilize the Properties as a Craft Brewery. Petr Valenta, Ph.D., Member on Behalf of Spartanburg Brewing LLC, Property Owner (Second Reading)
Presenter: Natalia Rosario, Planner III**

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

XV. Other Business

- A. Fraud Risk Assessment Report
Presenter: James Kennedy, Budget & Accounting Director**

Mr. Kennedy presented the item to Council as follows:

“I am presenting the results of our annual fraud risk self-assessment. As you know, this practice is not made necessary by any particular problem or shortcoming of the City; it is simply one of our many routine efforts to ensure we are taking all reasonable steps to improve our management of City resources. The American Institute of Certified Public Accountants (AICPA) Statements on Auditing Standards (SAS) No. 99 and No. 112 require entities to conduct an annual fraud risk assessment and communicate the results with the governing body. Please be aware that these auditing standards require that the potential area of risk must be at a high level of the possibility in order for our financial statements to be materially misstated.

In preparation of the City’s upcoming FY 2016 - 2017 audit, departments were asked to conduct an assessment of their department for potential risk areas. An assessment request was sent to all departments, including over forty-one staff members. The goal is to identify fraud risks that have a more than remote likelihood of occurring, and a more than inconsequential impact on the City’s finances. These risks could be in loss of assets, lack of proper controls, or weaknesses. Generally Accepted Accounting Principles (GAAP) requires the City to maintain a system of internal controls to reduce the risk of fraud (misappropriation of assets). This assessment focuses on areas where there are potential risks and no existing mitigating internal controls.

Our purpose is to understand where fraud is most likely to occur so that the risk of fraud can be effectively controlled. A fraud risk assessment and internal controls do not guarantee that fraud will not occur.

The report requires no Council action and it is presented for information only. However, we will welcome any questions you may have.”

Council received the report as information.

B. Rescheduled Council Retreat Discussion – Early Childhood Success

Presenters: Chris Story, Assistant City Manager

Dr. John Stockwell, Executive Director of the Spartanburg Academic Movement

Molly Talbot-Metz, Vice President of the Mary Black Foundation

Dr. Stockwell, Ms. Metz, and Mr. Story presented information regarding a new continuum of early childhood services of the “Institute for Child Success” called “Hello Family”.

Council received the report as information.

XVI. City Council Updates –

Councilmember Anderson shared that “they are moving dirt” at the airport “kiddie” park area. He thanked staff for their hard work on that project.

Councilmember Brown reminded everyone of the “Rhythm & Ribs Festival” on Friday, June 2 at Barnet Park from 4:00 p.m. until 11:00 p.m. She also mentioned the United Way of the Piedmont Young Leader’s Food Truck Rodeo on Friday, June 2 from 7:00 p.m. until 10:00 p.m. at Drayton Mills Marketplace.

Councilmember Henderson Myers shared that she learned of the passing of Ms. Jule Bull, a classmate of Ms. Henderson Myers, and the daughter of Dr. John Bull, a prominent doctor in Spartanburg, who had a significant impact on the city.

She expressed condolences to the family. She also invited everyone to attend the National Bar Association’s Martin Luther King, Jr. “Oral Advocacy Competition” on Saturday, May 27, 2017 at 1:00 p.m. at the Denny’s Headquarters.

Councilmember Rice shared he had an opportunity to meet the authors of “Princess Pamela” as they were touring the city. He mentioned that there would be a book signing the next day at Harvest Park at noon. He also mentioned there would be a panel discussion of “South of Main” moderated by Brenda Lee Pryce.

XVII. 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 7:20 p.m.



Connie S. McIntyre, City Clerk