



**City Council Meeting  
City Council Chambers  
145 West Broad Street  
Spartanburg, SC 29306  
Monday, July 9, 2018  
5:30 p.m.**

**(These minutes were approved  
at the July 23, 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 – Boy Scouts from Troop 8 at Westminster Presbyterian Church** led everyone in the Pledge of Allegiance.
- III. Approval of the Minutes of the June 26, 2018 City Council Meeting –**  
*Councilmember Littlejohn made a motion to approve the minutes as approved.  
Councilmember Brown seconded the motion, which carried unanimously 7 to 0.*
- IV. Approval of the Agenda of the July 9, 2018 City Council Meeting –**  
*Councilmember Jenkins made a motion to approve the agenda as received.  
Councilmember Brown seconded the motion, which carried unanimously 7 to 0.*
- V. Public Comment**  
\*Citizen Appearance forms are available at the door and should be submitted to the City Clerk
  - 1. Polly Booker, 535 Willis Trace Road, Spartanburg, SC,** spoke representing “Tenants Against Predatory Towing” asking that the towing license for Cole’s Towing be revoked due to recent towing incidences in the area where she lives.
  - 2. Tony Wright, 372 Vanderbilt Road, Spartanburg, SC,** spoke regarding his concerns with trash truck waste liquids spilling onto his neighborhood roads.
  - 3. Laurie Wright, 372 Vanderbilt Road, Spartanburg, SC,** signed in to speak, but chose not to after signing in.

**VI. Public Hearing**

**A. Ordinance Accepting the Property Owned by Barry Thomas Ledford, and Heidi Ledford, and Being Located at 423 Ransdell Drive, and that Portion of Ransdell Drive and Crews Drive Abutting Said Property, 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, Said Parcel to be Zoned R-15, Single Family Residential Upon Annexation (First Reading)**

**Presenter: Natalia Rosario, Planner III**

**Ms. Rosario** presented the item to Council as follows:

“Staff received a request for Annexation Agreement Covenant and Restriction from Barry Thomas Ledford, and Heidi Ledford, owners of 423 Ransdell Drive for annexation of the property into the City of Spartanburg on June 7, 2018. Because this property will be zoned R-15, Single Family Residential upon Annexation, there is no need to obtain zoning designation by the Planning Commission.

Since the parcel is contiguous to the City Limits, the property owner has submitted an annexation petition under the 100 percent Petition and Ordinance method. Since the zoning designation for the contiguous parcel is R-15, Single Family Residential; Staff is requesting Council to designate the parcel as R-15.

**ACTION REQUESTED:** Staff recommends that the City Council take the following actions:

- (a) Approve the Annexation Agreement Covenant and Restriction of 423 Ransdell Drive (TMS7-10-09-011.00).
- (b) Designate the zoning for this property as R-15 (Single Family Residential) upon annexation.

**BUDGET AND FINANCE DATA:** The parcel will generate property tax after annexation. Additional service costs will be minimal.”

**Mayor White** opened the public hearing. He asked if there was anyone in attendance who was opposed to the annexation. Hearing none, he asked if there was anyone in attendance to speak in favor of the annexation. No one came forward to speak.

**Councilmember Brown** made a motion to close the public hearing.

**Councilmember Littlejohn** seconded the motion, which carried unanimously 7 to 0.

**Councilmember Jenkins** made a motion to approve the annexation on first reading. **Councilmember Brown** seconded the motion, which carried unanimously 7 to 0.

## VII. Ordinance

### A. **Approving a Development Agreement Between the City of Spartanburg and Morgan Silver, LLC (First Reading)**

#### **Presenter: Ed Memmott, City Manager**

**Mr. Memmott** presented the item to Council as follows:

“Since Council’s consideration of the proposed Silverhill housing development on June 25, staff has met with the prospective developer in an effort to further define the housing price ranges for the project.

Just to remind Council, the developer, Morgan Silver, LLL, intends to build 24 single family residences at this location. Total capital investment of approximately \$7 million is anticipated. The developer is proposing to construct at least 24 homes on the approximately 4.5 acres that would be conveyed from the city. The developer has agreed that not less than four (4) of the homes would have sales prices not to exceed \$195,000.

Staff believes the project would fill a void in the downtown market and offers the possibility of creating more purchasing demand to support existing and planned downtown retail and recommends approval.

A draft Development Agreement is provided for Council consideration. Under the terms of the Development Agreement, the city would convey the property to the developer for \$100. The city would additionally agree to make improvements to Silverhill Street at an estimated cost of \$80,000.

**ACTION REQUESTED:** First reading approval of an ordinance authorizing the City Manager to finalize terms and enter into a Development Agreement with Morgan Silver, LLC for a single family residential development.

**BUDGET AND FINANCIAL DATA:** \$80,000 in road improvement costs.”  
*After discussion, Councilmember Anderson made a motion to approve the ordinance as presented on first reading. Councilmember Brown seconded the motion, which carried unanimously 7 to 0.*

## VIII. Other Business

### A. **Award of Bid for 2018 Annual Street Resurfacing**

#### **Presenter: Tim Carter, Engineering Administrator**

**Mr. Carter** presented the item to Council as follows:

“Staff received bids for the 2018 Street Resurfacing Project on June 5, 2018. This project consists of approximately 7,326 tons of surface Type C Asphalt, 2,180 square yards of full depth patching, and 27,000 square yards milling.

The following bids were submitted:

Venesky Asphalt Paving & Grading, LLC (Easley, SC)	\$ 809,243.73
King Asphalt Inc. (Liberty, SC)	\$ 837,633.68
F&R Asphalt Inc. (Easley, SC)	\$ 938,630.42
Sloan Construction Company (Duncan, SC)	\$ 947,848.11
Rogers Group, Inc. (Greer, SC)	\$ 999,854.57

Staff has reviewed the bids received and the qualifications for each of these contractors and determined that Venesky Asphalt Paving & Grading, LLC is the responsive low bidder. No bids were submitted from MWBE certified contractors.

Council is reminded that paving work includes the milling of existing pavement to minimize asphalt build up along curb lines and at the edge of pavement for streets without curbs. Milling operations are inherently dusty and loud. Staff often receives citizen complaints regarding milling. Staff will take steps to minimize problems to the extent it can and will provide information to citizens in advance of paving work.

**ACTION REQUESTED:** Allow staff to accept the bid from Venesky Asphalt Paving & Grading, LLC and authorize the City Manager to enter into a contract with Venesky Asphalt Paving & Grading, LLC for the completion of the project.

**BUDGET AND FINANCE DATA:**

\$ 350,000.00 County Transportation Committee Funds (CTC)  
 \$ 459,243.73 from the Spartanburg County Road Fee Funds”  
*Mayor White made a motion to approve the award of bid to Venesky Asphalt Paving & Grading, LLC in Easley, SC in the amount of \$809,243.73. Councilmember Anderson seconded the motion, which carried unanimously 7 to 0.*

**B. Boards and Commissions – Consideration of Appointment of Applicants**  
**Presenter: Connie McIntyre, City Clerk**

Ms. McIntyre presented the following applications for Council consideration:

**Accommodations Tax Advisory Committee - Landon M. Cohen**

*Mayor White made a motion to appoint Mr. Cohen to the A-Tax Committee. Mayor pro tem Rice seconded the motion, which carried unanimously 7 to 0.*

**Bicycle and Pedestrian Committee - Blake Loudermilk  
 Kevin Reynolds**

*Mayor White made a motion to appoint Mr. Loudermilk and Mr. Reynolds to the Bicycle and Pedestrian Committee. Mayor pro tem Rice seconded the motion, which carried unanimously 7 to 0.*

**Minority & Women Business Enterprise Committee Allison Jean Caulk**

*Councilmember Jenkins made a motion to appoint Ms. Caulk to the MWBE.*

*Councilmember Brown seconded the motion, which carried unanimously 7 to 0.*

**Public Safety Committee - Timothy Fisher  
 Carolyn Harbison**

**Mayor White** made a motion to appoint Mr. Fisher to the Public Safety Committee. Councilmember Anderson seconded the motion, which 6 to 1. Councilmember Brown voted against the motion.

**Zoning Board**

Livia Cantrell

**Councilmember Brown** made a motion to appoint Ms. Cantrell to the Zoning Board. Councilmember Littlejohn seconded the motion, which carried unanimously 7 to 0.

**IX. City Council Updates –**

**Councilmember Hyde** thanked everyone who came out for the Converse Heights July 4<sup>th</sup> parade.

**Councilmember Anderson** thanked staff for the great Red, White and Boom event on July 4.

**Councilmember Brown** shared that she attended her first Red, White and Boom event actually in Barnet Park. She thanked staff for a great event. She clarified that she did not vote against Mr. Fisher for the Public Safety Committee, but against approving him based on the date of his application. She voiced that she thought Council should use the interview process if there was more than one application for one vacancy.

**Councilmember Littlejohn** shared that she was unable to attend Red, White and Boom, but that she had received many favorable comments regarding the event. She mentioned that she attended the Carver High School Reunion for the years 1938-1970 and enjoyed a great event. She shared that she recently met Dr. Brendan Kelly, Chancellor at USC Upstate and was very impressed with his energy and enthusiasm.

**Councilmember Jenkins** reminded everyone of the next “Walk with your Elected Official” to be held on August 18 at the Mary Black Rail Trail. He mentioned the next Spartanburg Water Matters Citizen Academy would begin in September, and that the next City Citizen’s Academy would begin on August 21.

**Mayor pro tem Rice** mentioned that he would be attending the ribbon cutting for Starbuck’s on July 11 at 10:30 a.m. He shared that it was a good thing to see all of the city’s Parks and Recreation programs in full force for the summer.

**X. Adjournment –**

**Councilmember Jenkins** made a motion to adjourn the meeting. Councilmember Brown seconded the motion, which carried unanimously 7 to 0. The meeting adjourned at 6:21 p.m.



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**Connie S. McIntyre, City Clerk**