

Regular Meeting
August 22, 2016

The regular meeting of City Council was held this date in City Hall Council Chambers at 6:00 pm. In attendance were Mayor Roberts, Mayor Pro Tem Harbin, Council Members Thompson, Laughridge, Stewart, Buck Roberts, Chapman, and John Roberts. Also in attendance were City Manager, Linda McConnell; Assistant City Manager, David McCuen; Assistant Finance Director, Margot Martin; City Attorney, Frankie McClain; Police Chief, Jim Stewart; and Interim Fire Chief, Randy Bratcher. The invocation was given by Mayor Roberts with respects to the flag by Councilman Stewart.

SPECIAL RECOGNITION
Police Department Promotions
Sergeant Ethan Kaskin
Corporal Ken Blakely
Corporal Melissa Boggs
Corporal Charlynn Ezell
Corporal Justin Stone
Corporal Nicole Zickler

Police Chief, Jim Stewart introduced the following Police Department Promotions.

Sergeant Ethan Kaskin was born in Washington, DC and grew up in San Diego, California. He attended Mira Costa College in Oceanside, California and worked in the Broadcast Radio sales and management, as well as a personal fitness instructor before beginning his career in law enforcement. Sergeant Kaskin joined the Anderson Police Department in 2008, where he has served in Patrol, Investigations, and with the Community Action Team and Street Level Units. Sergeant Kaskin currently works in the City's Traffic Division.

Corporal Justin Stone is a former United States Marine and has worked for the City of Anderson Police Department for 6 years. Corporal Stone holds a Master of Criminal Justice from The Command College at Anderson University, and currently serves as a Narcotics Investigator as well as an operator on the City's SWAT Team unit.

Corporal Melissa Boggs is from Westminster, South Carolina, and graduated top of her class at Thornwell High School. She began her law enforcement career at Converse College Campus Safety in 2001, before accepting a position with the Spartanburg Public Safety Department as a police officer and fire fighter in 2005. Corporal Boggs is a distinguished graduate of the South Carolina Criminal Justice Academy, as well as a South Carolina Fire Academy graduate. Corporal Boggs joined the Anderson City Police Department in 2013. She has held certification in radar operation, police mountain bike patrol, data master operation, and community crisis intervention

through the South Carolina National Alliance for Mental Illness. Corporal Boggs also holds a Bachelors' degree in Criminal Justice from Columbia Southern University.

Corporal Nicole Zicker is a T.L. Hanna High School graduate, and began her career as an intern with the Anderson Police Department, before becoming a full time employee in 2012. Corporal Zickler holds her Bachelors in Criminal Justice from Columbia College, and is pursuing her Masters in Criminal Justice from Anderson University's Command College. She currently serves in the Investigations Division.

Corporal Charlynn Ezell has worked for the City of Anderson Police Department for six years. She serves in the Investigations Division assigned to crimes against children and the elderly. Corporal Ezell currently works on the task force for Internet Crimes Against Children through the SC Attorney General's Office. Corporal Ezell holds her Bachelors' degree in Law Enforcement Administration from Columbia Southern University.

Chief Stewart swore-in and pinned each of the above Sergeant and Corporals.

APPROVAL OF MINUTES

A motion by Councilman Stewart seconded by Councilman Buck Roberts carried unanimously (8-0) to approve the minutes of the August 8, 2016 meeting as presented.

REQUEST CONSIDERATION OF ORDINANCE 16-16 AMENDING THE 2015-2016 BUDGET

City Manager, Linda McConnell said this item is in consideration of an ordinance amending the 2015-2016 Annual Budget by increasing the General Fund budget \$177,500, the Transit Fund budget \$1,104,972 and the Community Development Fund budget \$1,401,208.

The City Council adopted the 2015-2016 Annual Budget by Ordinance 15-07 on June 22, 2015. During the second half of the fiscal year, the general fund received unbudgeted revenue for the police (e share) and fire (rescue team) departments and council approved three buses and a vehicle for the transit department. Also, community development used CDBG funds from 2013 and 2014.

The amendments allow the budget and audit to more accurately reflect revenue received and expenditures made that were unknown when the budget was originally adopted. Therefore, comparisons between budget and actual are more meaningful.

A motion by Mayor Pro Tem Harbin seconded by Council Member Thompson carried unanimously (8-0) to approve Ordinance 16-16, to amending the 2015-2016 Budget on First Reading.

REQUEST CONSIDERATION OF ORDINANCE 16-17 APPROVING THE LEASE OF PROPERTY
LOCATED AT 446 EAST SHOCKLEY FERRY ROAD TO NEW FOUNDATIONS HOME FOR CHILDREN

City Manager, Linda McConnell said the City of Anderson owns the property located at 446 E. Shockley Ferry Road, Anderson, SC designated at Tax Map Number 150-05-03-001. New Foundations Home for Children, Inc., a nonprofit organization dedicated to serving emotionally troubled children, adolescents and families, has occupied and maintained the property since 1976 and is presently using the property for a group-intensive services facility for boys, ages 15-21. New Foundations desires to lease the property on a long term basis in order to make substantial improvements to the property to continue to provide their services. The City has no reasonable expectations for future use of the property.

This property lease will benefit the citizens of Anderson and the surrounding community by assisting New Foundations in continuing to provide their services.

Councilman Stewart and Chapman did not agree on the terms of a 50-year lease agreement.

A motion by Councilman Laughridge seconded by Councilman Chapman carried (5-3) with Councilman John Roberts, Stewart and Chapman opposing to approve Ordinance 16-17 approving the lease of property located at 446 East Shockley Ferry Road to New Foundations Home for Children on First Reading.

REQUEST CONSIDERATION TO PURCHASE TWO VEHICLES FOR THE POLICE DEPARTMENT

City Manager, Linda McConnell said the police department requests the purchase of two new 2014 Dodge Charger patrol vehicles at a net cost of \$35,600 with a trade in credit to replace two fleet vehicles. A patrol vehicle was involved in an accident resulting in an insurance settlement from the other party involved for a totaled 2007 Ford Crown Victoria for \$4,689. Additionally, a replacement vehicle is needed for a 2002 Chevrolet Tahoe with mechanical issues and high millage that is eligible to be traded in with the purchase of the two new vehicles.

The department recommends utilizing the insurance settlement monies of \$4,689, trade in value of the 2002 Chevrolet Tahoe of \$2,000, and DEA e-share account funding of \$30,911. Due to the year of the vehicles, Butler Dodge (state contract vendor) negotiated a price based upon the model year lower than state contract pricing. The vehicles are new and come with a full factory warranty, the same as state contract vehicles.

The Dodge Chargers recommended are a law enforcement 6-cylinder model, not the HEMI. The vehicle will be under warranty with a full 3/36-month year bumper to bumper (minus wearable items) and a 5/100-mile limited powertrain warranty as you would have on any new car. The City of Anderson has 20 Dodge Chargers in the fleet (one since 2008) which have performed well.

It is the recommendation, based on price and vehicle inventory, that Council approves the purchase of two Dodge Chargers for the police department from state contract vendor, Butler Chrysler Dodge Jeep in Beaufort, SC, for the total amount of \$35,600 after trade-in credit.

A motion by Councilman Chapman seconded by Councilman Buck Roberts carried unanimously (8-0) to approve the purchase two Dodge Chargers for the police department from state contract vendor Butler Chrysler Dodge Jeep in Beaufort, SC for the total amount of \$35,600 after trade-in credit.

REQUEST CONSIDERATION TO PURCHASE TWO FIRE TRUCKS

City Manager, Linda McConnell said the Anderson Fire Department Truck Committee and staff have been planning on the capital replacement of trucks and equipment for the 2016-17 fiscal year as part of the City's capital improvement plan. The committee has studied the Fire Department fleet over the last year to identify specific department needs including trucks and necessary equipment along with personal protective equipment replacement.

The current fleet of the fire department consists of:

<u>Truck Number</u>	<u>Year Model</u>	<u>Miles</u>	<u>Hours</u>	<u>Station / Usage</u>
Spare Eng. 2	1991	52,954	6,216.2	St. 2 / Back up Engine
Spare Eng. 1	1993	74,679	8,136.6	St. 1/ Back up Engine
Rescue 3	1995	18,865	3,003.5	St. 3 / Tech. Rescue / Back up to Ladder Truck
Engine 1	1997	90,094	2,148.5*	St. 1 Front Line Eng.(busiest)
Truck 1	2000	48,268	6,349.6	St. 1 Front line Truck
Engine 3	2007	40,602	3,395.5	St. 3 Front Line Eng.
Engine 2	2010	31,070	2,697.6	St. 2 Front Line Eng.

*The tach has been replaced on Engine 1 more than once so the hours are not accurate, they should be a lot greater.

The Truck Committee identified the need for one new Ladder Truck and one new Pumper/Engine that would enhance resources, meet replacement and growth needs, and provide fleet uniformity in operating the trucks and equipment. The new trucks will be replacing a 1991 Pumper/Engine and a 1993 Pumper/Engine that are currently used as reserves. Furthermore, upon the addition of the two new trucks, Engine 1 and Truck 1 will be placed as reserves consistent with ISO recommendations for a city our size.

After reviewing the needs of the department, the Truck Committee recommends a sole source procurement method to provide uniform system efficiencies under the following determinations:

- Spartan Fire & Emergency Apparatus, Inc. (a regional Pierce Manufacturing, Inc. dealer) has sold the City the last two Pumper/Engines and has a proven track record in terms of product, reliability, and service.
- The dealer is located in Spartanburg County and provides a full service shop and parts department.
- The recommended Engine and Ladder are significantly less expensive as opposed to designing specifications and bidding out a custom based truck.
- The Ladder Truck is already built and the Engine is on the assembly line now, so we could have both in service within the next three to six months as opposed to a time frame of 9-12 months to design, bid, build, and equip the trucks.
- Projected savings of \$50,000 in design and engineering cost by selecting trucks that are currently available that meet our specifications.
- By purchasing both the trucks outfitted with the equipment we will save 7% sales tax on each piece of equipment under the SC Vehicle tax cap.

The Engine price is \$450,993 and the Ladder Truck is \$916,285. Necessary equipment to outfit the new Engine/Pumper and Ladder Trucks includes fire hose, pump intake valves, tools specific to each truck, radios, extrication tools and air Bags, SCBA air packs, voice boxes, and thermal imaging cameras totaling to \$211,415.

Additionally, the Fire Department has personal protective firefighter equipment including SCBA air pack cylinders and fire turnout gear that consist of coats, pants, and boots that are due for replacement. Both the air cylinders and turnout gear have rated life expectancy standards from OSHA and NFPA to include ten years for turnout gear and fifteen years for air cylinders. The fire department currently has 10 air cylinders that will reach their life expectancy by the end of 2016. Replacement cost of 10 air cylinders is \$910 each, totaling \$9,100 plus tax. The department has needs to replace 20 sets of turnout gear at a cost of \$2,150 each totaling to \$43,000 plus tax.

The purchase of the trucks and equipment will be funded through the issuance of a 2016 Equipment Lease Purchase Agreement.

Council Members asked Interim Fire Chief, Randy Bratcher several questions to reassure Council that all appropriate research was conducted to make sure the Pierce Engine and Pierce Ladder trucks are the best trucks for the City of Anderson.

A motion by Mayor Pro Tem Harbin seconded by Councilman John Roberts carried unanimously (8-0) to approve the purchase of one Pierce Pumper/Engine for \$450,993; one Pierce Ladder/Arial Truck for \$916,285; necessary new truck equipment of \$211,415; and personal protective firefighter equipment of \$52,100 from Spartan Fire and Emergency Apparatus, Inc. of Roebuck, SC.

REQUEST CONSIDERATION OF ORDINANCE 16-18 TO ENTER INTO A LEASE PURCHASE
AGREEMENT FOR VARIOUS EQUIPMENT

City Manager, Linda McConnell said the staff presented capital equipment needs to City Council during the budget process. Staff identified two fire trucks as a priority. The wastewater department also identified various equipment necessary for EPA's CMOM (Capacity, Management, Operations and Maintenance) Program.

The fire trucks, one ladder and one pumper, will be used to enhance service to our citizens. Good equipment is essential for the City's ISO fire rating.

The waste water equipment is necessary for the City to comply with an EPA consent order resulting from several sanitary sewer overflow events.

The staff recommends using a lease purchase agreement to finance the two fire trucks/related fire equipment (\$1,700,000), and waste water equipment (\$800,000) over a five-year period. The estimated annual payment is \$360,000 for the fire trucks/equipment and \$168,000 for the waste water equipment. These payments are included in the 2016-2017 budget.

A motion by Mayor Pro Tem Harbin seconded by Council Member Thompson carried unanimously (8-0) to approve Ordinance 16-18 authorizing an Equipment Lease Purchase Agreement in the amount not exceeding \$2,500,000 to defray the cost of equipment on First Reading.

REQUEST CONSIDERATION OF SETTLEMENT OF CITY OF ANDERSON VERSUS SEAMON
WHITESIDE

Mayor Roberts said this item is scheduled for Executive Session to discuss legal advice and possible action.

EXECUTIVE SESSION

A motion by Councilman Stewart seconded by Councilman John Roberts carried unanimously (8-0) to move into Executive Session to discuss Legal Advice – City of Anderson versus Seamon Whiteside.

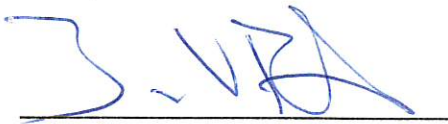
A motion by Councilman John Roberts seconded by Councilman Laughridge carried unanimously (8-0) to move out of Executive Session.

A motion by Mayor Pro Tem Harbin seconded by Council Member Thompson carried unanimously (8-0) to approve a \$200,000 settlement with Seamon Whiteside for Recreation Center damages.

ADJOURNMENT

A motion by Mayor Pro Tem Harbin seconded by Councilman John Roberts carried unanimously (8-0) to adjourn.

ATTEST:



Terence V. Roberts
Mayor



Peggy G. Maxwell
City Clerk Treasurer