

MINUTES

The Commissioners of Public Works of the City of Spartanburg, SC, Work Session Meeting, held at 200 Commerce Street, Spartanburg, SC, April 27, 2022, at 8:30 a.m.

Copies of the agenda were forwarded to the following news media: Spartanburg Herald-Journal, The Spartan Weekly, Greenville News, The Greer Citizen, Hometown News, WSPA-TV 7, WYFF-TV 4, WLOS-TV 13, WHNS Fox Carolina, WORD News Radio, WOLT-FM Radio, Tribune Times, and the Times Examiner.

Commissioners present were Ms. Viney, Mr. Littlejohn, and Mr. Montgomery. No one was absent.

The meeting was opened with the following statement:

This is a budget work session meeting of The Commissioners of Public Works of the City of Spartanburg, SC. Written notice of the date, time, and place for this meeting, along with the agenda, has been posted in the lobby and on the Spartanburg Water website, and copies forwarded to local and nearby news media, at least 24 hours prior to this meeting.

This work session was held to discuss the proposed FY 2022-2023 budget.

G. Newton Pressley
Secretary-Treasurer

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MINUTES

The Commissioners of Public Works of the City of Spartanburg, SC, Regular Meeting, held at 200 Commerce Street, Spartanburg, SC, April 26, 2022, at 3:00 p.m.

Copies of the agenda were forwarded to the following news media: Spartanburg Herald-Journal, The Spartan Weekly, Greenville News, The Greer Citizen, Hometown News, WSPA-TV 7, WYFF-TV 4, WLOS-TV 13, WHNS Fox Carolina, WORD News Radio, WOLT-FM Radio, Tribune Times, and the Times Examiner.

Commissioners present were Ms. Viney, Mr. Littlejohn, and Mr. Montgomery. No one was absent.

The meeting was opened with the following statement:

This is a regular meeting of The Commissioners of Public Works of the City of Spartanburg, SC. Written notice of the date, time, and place for this meeting, along with the agenda, has been posted in the lobby and on the Spartanburg Water website, and copies forwarded to local and nearby news media, at least 24 hours prior to this meeting.

1. **APPROVAL OF MINUTES OF REGULAR MEETING OF MARCH 22, 2022**

Mr. Littlejohn moved and Ms. Viney seconded the motion to approve the minutes as written. The motion passed unanimously.

2. **PUBLIC COMMENT**

Mr. Montgomery noted there was one request to speak. Mr. Montgomery recognized Mr. Kyle Joslin for public comment and stated the allotted time is two minutes.

Mr. Joslin stated he wanted to give the Commissioners and Spartanburg Water employees notice not to trespass on his properties, especially his property directly across from the old Fingerville Mill. Mr. Joslin also said that Section 5-31-210 provides that Commissioner of Public Works Officers and their successors may be sued and that he was going to do that.

Mr. Montgomery stated that concludes the Public Comment period.

3. **MONTHLY FINANCIAL REPORT**

Newt Pressley presented a financial summary of SWS expenditures and revenues for the nine-month period ending March 31, 2022. An explanation was provided for the favorable and unfavorable budget variances.

The above was provided as information to the Commission.

4. **PROFESSIONAL SERVICES – SCDOT COUNTRY CLUB ROAD IMPROVEMENTS WATER AND SEWER RELOCATIONS**

At the March 2020 meeting, the Commission approved the award of a professional services contract to Summit Engineering Group to assist Spartanburg Water with the identification of conflicts, development of water and sewer relocation plans for the conflicts, coordination with the SCDOT, and necessary permitting. The professional services contract was based on

an hourly rate schedule with a not to exceed amount of \$40,000 for SWS and \$30,000 for SSSD for total of \$70,000.

An amendment to the professional services contract is needed to change the professional services contract from an hourly rate, with a not to exceed amount, to a lump sum amount. The change is needed due to the need for additional design services and to add construction administration services. The amendment increases the total reimbursement for services and is based on the amounts included in the Memorandum of Agreement between the Commission of Public Works of the City of Spartanburg and the SCDOT. The amounts are based on a percentage of the total construction cost estimates and completed construction plans. Based on the Memorandum of Agreement with the SCDOT, the professional services will be partially reimbursed by the SCDOT.

Management recommended the approval of the amendment of the professional services contract with Summit Engineering Group to a Lump Sum amount of \$116,600 to SWS and \$36,800 to SSSD for a total amount of \$153,400. Funding for this project is from capital funds. Gene Jackson provided the Commission with an overview of the SCDOT Country Club Road Improvements Water and Sewer Relocations project.

Ms. Viney moved and Mr. Littlejohn seconded the motion to approve management's recommendation to approve the amendment of the professional services contract with Summit Engineering Group to a Lump Sum amount of \$116,600 to SWS. The motion passed unanimously.

5. STEEL WATER TANK MAINTENANCE PROGRAM

For the last 5 years, the Spartanburg Water System has contracted with Wiedeman and Singleton to perform inspection services on our 12 steel tanks and to maintain a maintenance schedule for these tanks based on the condition assessed during the field inspections. The proposed maintenance schedule identified improvements recommended to maintain the steel tanks. Wiedeman and Singleton has provided a proposal with a scope of work to assist with the completion of these improvements and to continue performing annual inspections of the steel tanks through June 2024. The scope of services includes the following:

Construction Related Tasks

- Steel Water Tank Rehabilitation - Complete improvements to the water tanks including six washouts, the completion of miscellaneous modifications to five tanks and removal and replacement of interior coatings on six tanks. The construction will be completed as multi-year/multi-tank projects and will include each of the identified tanks in the maintenance schedule through 2024.

Sub-total - \$132,936

Annual Inspection Services Task

- Annual visual inspections through 2024 – Each water tank will be visually inspected on the exterior and interior while the tank is in service. The inspections will be performed by a National Association

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of Corrosion Engineers Certified Coatings Inspector (NACE) in accordance with AWWA standards and DHEC requirements.

Sub-total - \$39,120

Management recommended awarding a professional services contract to Wiedeman and Singleton, Incorporated for an estimated cost of \$172,056. Funding for this project is from depreciation funds.

Gene Jackson provided an overview of the Steel Water Tank Maintenance Program.

Mr. Littlejohn moved and Ms. Viney seconded the motion to approve management's to award a professional services contract to Wiedeman and Singleton, Incorporated for an estimated cost of \$172,056. The motion passed unanimously.

6. WATER QUALITY REPORT

Bobby Walden provided the Commission with an update on water quality.

Reservoir #1 Intake Structure: Geosmin – ranged from 18 to 27 PPT and MIB – is less than detect. Finished Water entering the distribution system: Geosmin – ranged from 7.9 to 16 PPT and MIB – is less than detect. The average raw water temperature reached 59 degrees Fahrenheit. A preventative maintenance application was performed on April 3-4, 2022. Based on current data it is predicted to be an active algae growing season and the next application will not be preventative, but a maintenance application to address taste and odor issues. There has been a total of nine complaints.

The above was provided as information to the Commission.

7. VARIANCE REQUEST – 385 LAKE ROAD – LAKE BOWEN

On November 16, 2021, the adjoining property owner applied to replace their existing permitted dock. Watershed staff evaluated the request and determined that the placement of the existing dock did not adhere to the 14 foot offset requirement from an adjoining side lot property line. The application for the dock replacement was disapproved.

On March 29, 2022, the adjoining property owner submitted a written request for a variance of the Standard Specifications of the Lake Bowen Policies and Procedures for a marine structure regarding the 14 foot offset requirement. The adjoining property owner desires to replace the existing dock with a like-for-like dock in the same location.

Staff conducted a site evaluation and confirmed that there is approximately 40 feet between the existing marine structures located within the immediate area. Requiring relocation of the existing dock to be in compliance with the 14 foot offset requirement would have a negative impact to the buffer area.

Replacement of the existing dock with a like-for-like dock would not impede access, create a safety concern, or have a negative impact on water quality.

Staff has no objections to the variance request as described above.

Bobby Walden provided an overview of the variance request for 385 Lake Road. The request to replace their existing permitted dock does not adhere to the 14 foot offset requirement from an adjoining side lot property line. Requiring relocation of the existing dock to be in compliance with the 14 foot offset requirement would have a negative impact to the buffer area. Replacement of the existing dock with a like-for-like dock would not impede access, create a safety concern, or have a negative impact on water quality.

Ms. Viney moved and Mr. Littlejohn seconded the motion to approve the requested variance at 385 Lake Road. The motion passed unanimously.

8. VARIANCE REQUEST – 495 FAGAN DRIVE – LAKE BOWEN

On February 23, 2022, the adjoining property owner applied to install a double PWC lift and a boat lift on the left side of their existing dock (if facing the water). Watershed staff evaluated the request and determined that the existing marine structure (i.e. dock) is in compliance with the 14 foot offset requirement. The property owner's request to install a double PWC lift and a boat lift would place the existing marine structure in violation of the 14 foot offset requirement. The application to install a double PWC lift and boat a lift was disapproved.

On March 18, 2022, the adjoining property submitted a written request for a variance of the Standard Specifications of the Lake Bowen Policies and Procedures for a marine structure regarding the 14 foot offset requirement.

Staff conducted a site evaluation and confirmed that the addition of a double PWC lift and a boat lift would violate the 14 foot offset requirement. In addition, the installations would cause navigational concerns due to the confined area and close proximity of other marine structures located in the immediate area.

Staff has determined that there would not be enough room to safely navigate watercraft between the adjoining marine structures. The decision not to support the variance request as written is based on obstruction of access and safety concerns to those who use the reservoir.

Staff does not recommend the approval of the variance request as described above.

Bobby Walden provided an overview of the variance request for 495 Fagan Drive. The existing dock is in compliance with the 14 foot offset requirement. The property owner's request to install a double PWC lift and a boat lift would place the existing marine structure in violation of the 14 foot offset requirement. The application to install a double PWC lift and boat a lift was disapproved. The installations would cause navigational concerns due to the confined area and close proximity of other marine structures located in the immediate area.

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The Commission had discussion to further clarify the request and the proximity of the marine structures.

Mr. Littlejohn moved and Mr. Montgomery seconded the motion to endorse staff's recommendation and not support the variance request at 495 Fagan Drive. The motion passed unanimously.

9. VARIANCE REQUEST – 180 LAKEWOOD STREET – LAKE BOWEN

On February 7, 2022, the adjoining property owner applied to install two PWC lifts on the left side of their existing dock and a boat lift on the right side of their existing dock (if facing the water). Watershed staff evaluated the request and determined that the property located at 180 Lakewood Street does not adhere to the minimum 40 feet of frontage abutting on the ponded water at normal full pool elevation.

The current Lake Bowen Policies and Procedures state:

“Only Contiguous Landowners with lots approved for residential construction by Spartanburg County and SCDHEC, having a minimum of 40 feet fronting and abutting on the ponded water at normal full pool elevation, may be permitted to construct, install, establish, or create permitted marine structures (docks) on SWS Property”.

The application for the installation of two PWC lifts and a boat lift was disapproved.

On March 16, 2022, the adjoining property owner submitted a written request for a variance of the Standard Specifications of the Lake Bowen Policies and Procedures for a lot requiring the minimum 40 feet of frontage abutting on the ponded water at normal full pool elevation.

Staff has reviewed the adjoining property owner's property plat and determined the owner has approximately 280 feet abutting the 827 contour line. Projecting the side lot lines out into the Reservoir the property owner has no property/frontage abutting on the ponded water.

The existing dock was permitted and installed in 2013 and the placement of the dock was determined by SWS staff. The installation of two PWC lifts and boat lift, as requested, would not violate any other established policies or procedures.

Staff conducted a site evaluation and confirmed that there is approximately 65 feet between the existing marine structures located within the immediate area. The installation of two PWC lifts and a boat lift would not impede access, create a safety concern, or have a negative impact on water quality.

Staff has no objections to the variance request as described above.

Ms. Viney moved and Mr. Littlejohn seconded the motion to approve the requested variance at 180 Lakewood Street. The motion passed unanimously.

10. AGREEMENTS EXECUTED BY THE CHIEF EXECUTIVE OFFICER ON BEHALF OF THE COMMISSION

The following agreements have been executed on behalf of the Commission by the Chief Executive Officer in accordance with the resolution adopted by the Commission on March 28, 1989.

A. Inside City Private Fire Service Agreements

(1) Robert Smalls Apartments FS

Robert Smalls Apartments, located at 561 Wofford Street in Spartanburg, wishes to connect (21) 4-inch water lines to the Commission's 6-inch water lines along Crusader Road, Planter Road, and Onward Avenue to serve private fire protection systems, including nine hydrants, for the above-mentioned apartment complex. New Spartanburg Owner, LP wishes to enter into an agreement for this service.

Annual Stand-by Revenue - \$4,462.80

B. Outside City Private Fire Service Agreements

(1) Polydeck Screen FS

Polydeck Screen Corporation, located at 130 Polydeck Way in Spartanburg, wishes to connect a 6-inch water line to the Commission's 12-inch water line along Dewberry Road to serve a private fire protection system for the above-mentioned manufacturing facility. Polydeck Real Estate, LLC wishes to enter into an agreement for this service.

Annual Stand-by Revenue - \$223.16

C. Outside City Water Main Extension Agreements

(1) Market at Boiling Springs

CHI-Boiling Springs, LLC is developing Market at Boiling Springs located off of Bible Church Road. The development will consist of four commercial lots, approximately 1,990 linear feet of 12-inch water main and three hydrants. SWS will participate in the off-site water main construction cost in accordance with the Water Main Extension Policy.

(2) Pottery Road Industrial Site

Dev Property SC, LLC is developing the Pottery Road Industrial Site located off of Pottery Road. This development will consist of two commercial buildings, approximately 3,500 linear feet of 12-inch water main. The developer will bear all costs.

(3) Westgate Village Townes

HQ Westgate, LLC is developing Westgate Village Townes located off of West Blackstock Road across from Spartan Boulevard. The development will consist of 187 residential lots, approximately 1,516 linear feet of 6-inch water main; 1,925 linear feet of 12-inch water main; and two hydrants. SWS will participate in the off-site water main construction cost in accordance with the Water Main Extension Policy.

D. Encroachment Agreements

All paperwork, surveys, etc., have been completed and the encroachment agreement has been recorded.

- (1) **Angela R. Nodine**, dwelling encroachment on Lake Bowen.

11. PERMITS ISSUED AT THE RESERVOIR

Applications have been submitted and all fees have been paid on the following Lake Agreements, associated with new construction and replacement.

- (1) **Jesse E. and Louvenia Higgs**, desire to construct a soft pathway on Lake Blalock.
- (2) **Joseph B. Davis**, desires to replace a dock on Lake Blalock.
- (3) **Adrian L. Tuttle and Joanna L. Tuttle**, desire to construct a hard pathway on Lake Blalock.
- (4) **Louie Mullikin and Amy Mullikin**, desire to replace a dock on Lake Bowen.
- (5) **Larry L. and Kathy W. Stringer**, desire to construct a boat lift and personal watercraft lift on Lake Bowen.
- (6) **Craig Marvin Faling and Shelly Hardin Faling**, desire to construct a personal watercraft lift on Lake Bowen.
- (7) **Thornwood LLC**, desires to replace a dock on Lake Bowen.
- (8) **Alan C. Petty and Karon W. Petty**, desire to replace a dock on Lake Bowen.
- (9) **Richard Spears and Rebecca E. Spears**, desire to construct a hard pathway on Lake Bowen.
- (10) **William Sisson**, desires to construct a boat lift, personal watercraft lift, and replace a dock on Lake Bowen.
- (11) **Alfred Eskridge**, desires to construct a boat lift, personal watercraft lift, and replace a dock on Lake Bowen.

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(12) **David Grayshock**, desires to construct a dock on Lake Bowen.

Applications have been submitted and all fees have been paid on the following Lake Agreements, associated with acknowledgement of ownership.

(1) **Ronald A. Woodrum**, soft pathway and dock replacement on Lake Blalock.

(2) **Shilpa Patel**, hard pathway, dock replacement, trees and vegetation on Lake Bowen.

12. **NEGOTIATIONS AND MISCELLANEOUS ADMINISTRATIVE MATTERS**

There were no negotiations or miscellaneous administrative matters.

Meeting adjourned at 3:46 p.m.

G. Newton Pressley
Secretary-Treasurer

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