

K. G. "Rusty" Smith, Jr.
District #1

Ken Ard
District #2

Alphonso Bradley
District #3

Mitchell Kirby
District #4

Johnnie D. Rodgers, Jr.
District #5

Russell W. Culberson
District #6

Waymon Mumford
District #7

James T. Schofield
District #8

H. Morris Anderson
District #9

AGENDA
FLORENCE COUNTY COUNCIL
REGULAR MEETING
COUNTY COUNCIL CHAMBERS, ROOM 803
180 NORTH IRBY STREET
FLORENCE, SOUTH CAROLINA
THURSDAY, AUGUST 21, 2008
6:00 P. M.

I. CALL TO ORDER: K. G. RUSTY SMITH, JR., CHAIRMAN

II. INVOCATION: H. MORRIS ANDERSON, SECRETARY/CHAPLAIN

III. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG:
WAYMON MUMFORD, VICE CHAIRMAN

IV. WELCOME: K. G. RUSTY SMITH, JR., CHAIRMAN

V. MINUTES:

A. MINUTES OF THE JULY 17, 2008 REGULAR MEETING [1]
Council is requested to approve the Minutes of the July 17, 2008 regular meeting of County Council.

B. MINUTES OF THE JULY 24, 2008 SPECIAL CALLED MEETING [10]
Council is requested to approve the Minutes of the July 24, 2008 special called meeting of County Council.

VI. PUBLIC HEARINGS: [13]

Council will hold public hearing on the following item:

ORDINANCE NO. 05-2008/09

An Ordinance Authorizing The Execution And Delivery Of A Fee In Lieu Of Tax Agreement By And Between Florence County, South Carolina (The "County") And General Electric Company (The "Company"); And Other Matters Relating Thereto.

VII. APPEARANCES:

A. RESOLUTION OF RECOGNITION [14]

A Resolution In Recognition Of The Outstanding Athletic Endeavors By The Florence Phantoms Professional Indoor Football Team In Winning The 2008 American Indoor Football Association (AIFA) Crown In The AIFA Bowl II.

B. TOM BALDWIN, PROJECT DIRECTOR – SMG [16]

Mr. Baldwin with Southern Management Group (SMG) will appear before Council to make a presentation on options for a proposed Judicial Center.

C. BRYAN AND ANGELIA GARDNER [17]

Mr. And Mrs. Gardner Request To Appear Before Council Concerning The Rezoning Requested By Sharon And Jerry Taylor And Cynthia Matthews.

D. SHARON M. TAYLOR [19]

Mrs. Taylor Requests To Appear Before Council To Discuss Matters Relating To PC#2008-52 (Ordinance No. 07-2008/09).

E. JAMES K. WARD [21]

Mr. Ward requests to appear before Council to discuss matters relating to PC#2008-52 (Ordinance No. 07-2008/09) regarding the rezoning.

VIII. COMMITTEE REPORTS:

(Items assigned to the Committees in italics. Revisions by Committee Chair requested.)

Administration & Finance

(Council members K. G. "Rusty" Smith, Jr./Chair, Russell W. Culberson, Waymon Mumford and James T. Schofield)

Public Services & County Planning

(Council members James T. Schofield/Chair, Mitchell Kirby, and Ken Ard)

January 18, 2007

Special Exceptions

County facilities

January 17, 2008

Ordinance No. 18-2007/08 (amend the Zoning Ordinance)

June 5, 2008

Ordinance No. 34-2007/08 (Taylor rezone request)

Justice & Public Safety

(Council members Waymon Mumford/Chair, Johnnie D. Rodgers, Jr. and Al Bradley)

June 7, 2007

Litter Enforcement

Education, Recreation, Health & Welfare

(Council members H. Morris Anderson/Chair, Johnnie D. Rodgers, Jr., and Al Bradley)

Agriculture, Forestry, Military Affairs & Intergovernmental Relations

(Council members Russell W. Culberson/Chair, Morris Anderson and Ken Ard)

Ad Hoc Water Study Committee

(Council members Ken Ard/Chair, Mitchell Kirby, Russell W. Culberson, and Johnnie D. Rodgers, Jr.)

IX. RESOLUTIONS:

None were presented for inclusion prior to publication of this meeting Agenda.

X. ORDINANCES IN POSITION:

A. THIRD READING

1. ORDINANCE NO. 40-2007/08

[23]

An Ordinance To Rezone Property Owned By GBA Ships Florence, Inc. Located At 781 St. Andrews Road, Florence From R-1, Single-Family Residential District To PD, Planned Development District Shown On Florence County Tax Map No. 00074, Block 1, Parcel 12 Consisting Of 12.2 +/- Acres.

*(Planning Commission **approved** 8 – 0.)(Council District 9)*

2. **ORDINANCE NO. 04-2008/09** [39]
An Ordinance Classifying Facilities Engaged In The Area Of Research And Development For The Purposes Of Section 53-1-130 Of The Code Of Laws Of South Carolina, 1976, As Amended, Or To Operations Involving A Customer Service Center And/Or Call Center, And Suspending The Application Of The Work Prohibitions Contained In Chapter 1 Of Title 53 With Respect To Such Facilities Pursuant To Section 53-1-160 Of The Code Of Laws Of South Carolina, 1976, As Amended, And Other Matters Relating Thereto.

3. **ORDINANCE NO. 05-2008/09 (Public Hearing)** [43]
An Ordinance Authorizing The Execution And Delivery Of A Fee In Lieu Of Tax Agreement By And Between Florence County, South Carolina (The “County”) And General Electric Company (The “Company”); And Other Matters Relating Thereto.

B. SECOND READING

1. **ORDINANCE NO. 02-2008/09** [79]
An Ordinance To Amend Section 6.20 Water And Sewer Systems For New Subdivisions And Section 6.25 Small Family And Private Development-D Of The Florence County Land Development And Subdivision Ordinance And Section 28.6-8 Water And Sewer Systems For New Subdivisions And Section 28.6-85 Small Family And Private Development-D Lots Of The Code Of Ordinances Of Florence County To Provide Additional Exemptions For Percolation Tests And Related Septic Permits.
(Planning Commission approved 9 – 0.)

2. **ORDINANCE NO. 03-2008/09** [86]
An Ordinance To Zone Properties Owned By Bryan Miller And Danette P. And Ricky H. Foshee Located Off Of Country Club Drive, Johnsonville To R-1, Single-Family Residential District Shown On Florence County Tax Map No. 00441, Block 5, Parcel 188 Consisting Of 1.2 +/- Acres And Parcel 215 Consisting Of 1.8 +/- Acres.
(Planning Commission approved 9 – 0.)(Council District 2)

C. INTRODUCTION

1. ORDINANCE NO. 06-2008/09 [97]

An Ordinance To Adopt A New Economic Element For The Florence County/Municipal Comprehensive Plan In Accordance With The 1976 South Carolina Code Of Laws, As Amended, Title 6, Chapter 29, Section 510.

(Planning Commission approved 10 – 0.)

2. ORDINANCE NO. 07-2008/09 [140]

An Ordinance To Rezone Properties Owned By Cynthia T. Matthews And Jerry D. Taylor, Sr., And Sharon M. Taylor Located At 3434, 3435, 3465, 3501 James Turner Road, Effingham And 3 Parcels Located Off State Hwy. 35, Effingham From R-1, Single-Family Residential District To RU-1, Rural Community District, Shown On Florence County Tax Map No. 127, Block 1, Parcels 10, 11, 46, 72, 162, 273 And 274 Consisting Of 131 Acres.

(Planning Commission approved 8 – 2)(Council District 5)

XI. APPOINTMENTS TO BOARDS & COMMISSIONS:

BOARDS AND COMMISSIONS LIST [151]

A list of current and approaching vacancies for 2008 on Boards and Commissions was previously provided to Council.

XII. REPORTS TO COUNCIL:

A. EMERGENCY MANAGEMENT DEPARTMENT

GRANT AWARD SOUTH CAROLINA BUDGET AND CONTROL BOARD [152]

Accept The Grant From The South Carolina Budget And Control Board In The Amount Of \$5,556.92 For The Fiscal Year 2008 First Responder Interoperability Grant To Maintain The County's 800 MHz Radio System.

B. FINANCE

GRANT AWARD SOUTH CAROLINA BUDGET & CONTROL BOARD [154]
Accept The Fiscal Year 2009 Competitive Community Grant Award From The South Carolina Budget & Control Board In The Amount Of \$20,000 For Contracting Legal And Financial Consultants For The Lower Florence County Hospital Board.

C. LIBRARY

GRANT AWARD HONDA OF SOUTH CAROLINA MFG., INC. [156]
Accept The Grant From Honda of South Carolina Mfg., Inc. In The Amount Of \$25,000 To Provide Funding To Cover Costs Associated With Construction Earmarked For The Timmons ville Library.

D. PARKS & RECREATION DEPARTMENT

GRANT AWARD SOUTH CAROLINA FORESTRY COMMISSION [158]
Accept The Fiscal Year 2008 Urban And Community Forestry Grant Award From The South Carolina Forestry Commission To The Parks And Recreation Department In The Amount Of \$3,053 For The Planting Of Trees In The Brooks McCall Community Park.

E. PLANNING DEPARTMENT

GRANT AWARD SOUTH CAROLINA FORESTRY COMMISSION [160]
Accept The Fiscal Year 2008 Urban And Community Forestry Grant Award From The South Carolina Forestry Commission For The Planning Department In The Amount Of \$3,260 For Training And Printing Of Informational Brochures To Educate The Public On Tree Preservation.

F. PROCUREMENT DEPARTMENT

- 1. DECLARATION OF SURPLUS PROPERTY** [162]
Declare (11) Vehicles, (2) Motorgraders, (3) Tractors, (2) Dump Trucks And (1) Loader As Surplus Property And Authorize The County Administrator To Dispose Of Said Property In The Most Advantageous Manner.

G. SHERIFF'S OFFICE

1. **GRANT AWARD SOUTH CAROLINA BUDGET & CONTROL BOARD** [164]
Accept The Fiscal Year 2009 Competitive Community Grant Award From The South Carolina Budget & Control Board In The Amount Of \$82,000 For The Digital Recording Systems For Patrol Vehicles For The Florence County Sheriff's Office.

2. **GRANT AWARD SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY** [166]
Accept The Grant #1V07305 From The South Carolina Department Of Public Safety In The Amount Of \$7,472 For Victim/Witness Advocate Equipment Improvements For The Florence County Sheriff's Office.

H. TREASURER – DELINQUENT TAX DIVISION

Pursuant To Policies Approved September 17, 1998 And Amended June 5, 2003, The Florence County Treasurer's Office – Delinquent Tax Division Provided Council With Quarterly Reports On The Following:

- Properties Coded "T" For Investigation, [167]
- Tax Notices Processed As Nulla Bona. [173]

These Reports Are Provided To Council As Information Only. No Action Is Required By Council.

I. PLANNING DEPARTMENT

RATIFY A SCRIVENER'S ERROR [257]
To Ratify A Scrivener's Error Correction Of Parcel Number 54 In Ordinance No. 41-2007/08 Previously Approved By Council On July 17, 2008 To Parcel Number 278.

XIII. OTHER BUSINESS:

A. INFRASTRUCTURE FUND

1. **AMERICAN RED CROSS** [259]
Approve The Expenditure Of Funds From Council District 3 Infrastructure Funding Allocation In An Amount Up To \$8,500.00 For The American Red Cross To Assist In The Replacement Of An Air Conditioning Unit.

2. **TOWN OF COWARD** [263]
Approve The Expenditure Of Funds From Council District 5 Infrastructure Funding Allocation In An Amount Up To \$4,500.00 To The Town Of Coward For Renovations To The Town's Tennis Court.

XIV. EXECUTIVE SESSION:

Pursuant to Section 30-4-70 of the South Carolina Code of Laws 1976, as amended.

- Pending real property transactions

XV. INACTIVE AGENDA:

A. ORDINANCE NO. 18-2007/08

At its regular meeting of January 17, 2008 Council unanimously voted to refer this Ordinance to the Committee on Public Service & County Planning. An Ordinance To Amend The Zoning Ordinance Of Florence County Section 2.5-Table III, Section 3.21, Section 5.2-Table VIII, Section 7.6 And Section 7.7 For Setbacks, Text Errors, Accessory Structure Rules And Commercial And Industrial Property Access.

(Planning Commission approved 9 – 0.)

B. ORDINANCE NO. 34-2007/08

At its regular meeting of June 5, 2007, Council referred this Ordinance to the Committee on Public Service & County Planning, prior to second reading of the Ordinance. An Ordinance To Rezone Property Owned By Sharon M. & Jerry D. Taylor Sr. Located At 3465 James Turner Road, Florence From R-1, Single-Family Residential District To R-3, Single-Family Residential District, Limited Shown On Florence County Tax Map No. 127, Block 1, Parcel 273 Consisting Of 1.56 Acres.

(Planning Commission denied 8 – 1.) (Council District 5)

XVI. ADJOURN: