

VII. APPEARANCES:

CHRIS GOSSETT, P.E., PROGRAM MANAGER – SCDOT [11]
Mr. Chris Gossett, P.E., Program Manager, Pee Dee Regional Production Group, SC DOT, will present various design options for the Hwy. 76 five-lane widening project Main Street connection.

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)

	<i>County facilities</i>
<i>January 17, 2008</i>	<i>Ordinance No. 18-2007/08 (amend the Zoning Ordinance)</i>
<i>June 5, 2008</i>	<i>Ordinance No. 34-2007/08 (Taylor rezone request)</i>
<i>August 21, 2008</i>	<i>Ordinance No. 07-2008/09 (Matthews/Taylor rezone request)</i>

Justice & Public Safety

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

<i>June 7, 2007</i>	<i>Litter Enforcement</i>
---------------------	---------------------------

Education, Recreation, Health & Welfare

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

<i>October 16, 2008</i>	<i>Air Quality</i>
-------------------------	--------------------

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:

A. RESOLUTION NO. 07-2008/09 [12]
A Resolution To Establish A Policy Regarding The Surplus Of Vehicles And
Motorized County Property And Defining Related Procedures For Disposal.

B. RESOLUTION NO. 08-2008/09 [15]
A Resolution Requesting That The South Carolina General Assembly
Continue To Support Recyclers In Recognition Of The Energy And
Environmental Benefits Of Recycling To Our County, The State And The
Nation.

X. ORDINANCES IN POSITION:

A. THIRD READING

1. ORDINANCE NO. 11-2008/09 [18]
An Ordinance To Provide For The Issuance And Sale Of A Not Exceeding
One Million Five Hundred Thousand Dollar (\$1,500,000) General
Obligation Bond Of The Florence County, South Carolina (Howe Springs
Fire District), Series 2009, To Prescribe The Purposes For Which The
Proceeds Of Said Bond Shall Be Expended, To Provide For The Payment
Of Said Bond, And Other Matters Relating Thereto.

2. ORDINANCE NO. 12-2008/09 [48]
An Ordinance Amending The Florence County Code To Remove Job
Descriptions Maintained Officially In Human Resources, And Other
Matters Relating Thereto.

B. SECOND READING

1. ORDINANCE NO. 13-2008/09 [55]
An Ordinance To Rezone Property Owned By Dorothy Ann Arzu Located
At 2951 Whippoorwill Road, Florence From R-1, Single-Family
Residential District To R-3, Single-Family Residential District Shown On
Florence County Tax Map No. 00127, Block 1, Parcel 275 Consisting Of
1.00 Acre.
(Planning Commission approved 9 – 0.)(Council District 5)

2. **ORDINANCE NO. 14-2008/09** [66]
An Ordinance To Rezone Property Owned By Real Estate Asset Management Located At 1133 East Howe Springs Road, Florence From R-1, Single-Family Residential District To B-3, General Commercial District Shown On Florence County Tax Map No. 00180, Block 1, Parcel 202, Consisting Of 2.9 Acres.
(Planning Commission approved 9 – 0.)(Council District 7)

C. INTRODUCTION

1. **ORDINANCE NO. 15-2008/09** [77]
An Ordinance To Rezone Property Owned By Ivan Hanna Located At 362 North Georgetown Highway, City Of Johnsonville From B-2, Convenience Business District To B-3, General Commercial District Shown On Florence County Tax Map No. 00440, Block 5, Parcel 36 Consisting Of .68 ± Acres.
(Planning Commission approved 6 – 0.)(Council District 2)
2. **ORDINANCE NO. 16-2008/09** [88]
An Ordinance Authorizing The Postponement Of Reassessment For Tax Year 2009 Until Tax Year 2010 And All Other Matters Relating Thereto.

XI. APPOINTMENTS TO BOARDS & COMMISSIONS:

- BOARDS AND COMMISSIONS LIST** [90]
A list of current and approaching vacancies for 2008 on Boards and Commissions was previously provided to Council.

XII. REPORTS TO COUNCIL:

A. ADMINISTRATION

1. **MONTHLY FINANCIAL REPORTS** [91]
Monthly Financial Reports Are Provided To Council For Fiscal Year 2009 Through October 31, 2008 As An Item For The Record.

2. SCHEDULE OF MEETINGS [96]
Approve The Schedule Of County Council Meeting Dates For 2009, As Well As The Official County Holidays For 2009.

B. ECONOMIC DEVELOPMENT PARTNERSHIP

1. CONTRACT AUTHORIZATION AND ACCEPTANCE OF RDA FUNDING [98]
Authorize An Agreement With Progress Energy Carolinas, Inc. To Provide South Carolina Rural Development Act (RDA) Funding In The Amount Of \$100,000 For Infrastructure Improvements For Industrial Park Site Certification At The Britton-Bostic-Winona Site Located On East Old Marion Highway, Florence, And Authorize The County Administrator To Execute All Associated Documents.

2. GRANT AWARD SCANA SERVICES, INC. [102]
Accept The Grant From SCANA Services, Inc. In The Amount Of \$30,000 To Cover Infrastructure Costs Associated With The Monster Project Under Direction Of Florence County Economic Development Partnership.

C. EMERGENCY MANAGEMENT

GRANT AWARD SOUTH CAROLINA EMERGENCY MANAGEMENT DIVISION [104]
Accept A \$7,698 Grant Award From The South Carolina Emergency Management Division (SCEMD) For The Florence County Emergency Management Department To Conduct A HAZMAT Transportation/Commodity Flow Study And Develop, Print, And Distribute The Resulting 2009 County Local Emergency Planning Committee (LEPC) Brochure/Pamphlet.

D. LIBRARY

GRANT AWARD – SOUTH CAROLINA DEPARTMENT OF COMMERCE [106]
Accept A Community Enrichment Grant From The Community Development Block Grant Program In The Amount Of \$118,747 To Provide Computer Equipment For The Olanta And Timmons ville Branch Libraries.

E. PARKS & RECREATION DEPARTMENT

1. **EBENEZER PARK** [108]
Approve The Removal Of Overhead Utilities And The Installation Of Underground Lines By Progress Energy At The Intersection Of Pine Needles Road And Old Ebenezer Road (Ebenezer Park) And Approve The Expenditure Of Funds From Council District 9 Utility System Funding Allocations In An Amount Up To \$6,900; And Authorize The County Administrator To Execute All Necessary Agreements And Right-Of-Ways.

2. **LEASE AGREEMENT – TOWN OF PAMPLICO** [110]
Approve A Fifteen (15) Year Lease Agreement With The Town Of Pamplico For Property Located At 479 E. Sixth Avenue, TMP # 376-01-099, Which Is Adjacent To Laverne Ard Park, For Future Football And Soccer Programs In The Amount Of \$15 (\$1 Per Year); And Authorize The County Administrator To Execute All Documents, Subject To Review By The County Attorney.

F. PROCUREMENT DEPARTMENT

1. **DECLARATION OF SURPLUS PROPERTY** [116]
Declare 31 Vehicles And 1 Tractor As Surplus Property For Disposal Through Public Internet Auction Via GovDeals.

2. **DONATION OF SURPLUS PROPERTY** [118]
Declare Vehicle #1257 A 2001 Chevy Tahoe As Surplus Property And Authorize Donation Of Said Vehicle To The Timmons ville Rescue Squad.

3. **DONATION OF SURPLUS PROPERTY** [120]
Declare Vehicle #941 A 2005 Crown Vic As Surplus Property And Authorize Donation Of Said Vehicle To The West Florence Fire Department.

4. **DONATION OF SURPLUS PROPERTY** [122]
Declare Vehicle #874 A 2003 Crown Vic And Vehicle #942 A 2005 Crown Vic As Surplus Property And Authorize Donation Of Said Vehicles To The Windy Hill Fire Department.

XIII. OTHER BUSINESS:

UTILITY SYSTEM FUND

PROSPECT FIELD WELL

[124]

Approve The Expenditure Of Funds From Council District 2 Utility System Funding Allocation In An Amount Up To \$8,800.00 To Provide Financial Assistance With The Drilling Of A 4" Well At Prospect Field.

XIV. EXECUTIVE SESSION:

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

XV. RECESS UNTIL 10:30 A.M.:

XVI. EMPLOYEE RECOGNITION:

EMPLOYEE RECOGNITION

[126]

Florence County Council will recognize County Employees who have completed from five to thirty years of service with the County as of December 31, 2008.

XVII. INACTIVE AGENDA:

A. ORDINANCE NO. 34-2007/08

At its regular meeting of June 5, 2008, 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)

B. ORDINANCE NO. 07-2008/09

At its regular meeting of August 21, 2008, Council referred this Ordinance to the Committee on Public Service & County Planning. 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)

XVIII. ADJOURN:

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Minutes

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:

Council is requested to approve the minutes of the November 20, 2008 regular meeting of County Council.

OPTIONS:

1. Approve minutes as presented.
2. Provide additional directive, should revisions be necessary.

ATTACHMENTS:

Copy of proposed Minutes.

**REGULAR MEETING OF THE FLORENCE COUNTY COUNCIL,
THURSDAY, NOVEMBER 20, 2008, 9:00 A.M., COUNCIL
CHAMBERS, ROOM 803, CITY-COUNTY COMPLEX, 180 N. IRBY
ST., FLORENCE, SOUTH CAROLINA**

PRESENT:

K. G. "Rusty" Smith, Jr., Chairman
Waymon Mumford, Vice-Chairman
H. Morris Anderson, Secretary-Chaplain
Mitchell Kirby, Council Member
Russell W. Culberson, Council Member
Johnnie D. Rodgers, Jr., Council Member
J. Ken Ard, Council Member
Alphonso Bradley, Council Member
James T. Schofield, Council Member
Richard A. Starks, County Administrator
James C. Rushton, III, County Attorney
Connie Y. Haselden, Clerk to Council

ALSO PRESENT:

Kevin V. Yokim, Finance Director
William H. Hoge, Planning & Building Department Director
Ray McBride, Library Director
Connie Reel-Shearin, Clerk of Court
Sheriff Kenney Boone
Barbara Coker, Sheriff's Office
Chuck Tomlinson, Morning News Staff Writer

A notice of the regular meeting of the Florence County Council appeared in the November 19, 2008 edition of the MORNING NEWS. Copies of the agenda were faxed to members of the media and posted in the lobby of the City-County Complex, the Doctors Bruce and Lee Foundation Public Library and on the County's website (www.florenceco.org).

Chairman Smith called the meeting to order. Secretary-Chaplain Anderson gave the invocation and Vice-Chairman Mumford led the Pledge of Allegiance to the American Flag. Chairman Smith welcomed everyone attending the meeting.

APPROVAL OF MINUTES:

Councilman Anderson made a motion Council approve the minutes of the October 16, 2008 regular meeting of County Council. Councilman Rodgers seconded the motion, which was approved unanimously.

Councilman Mumford made a motion Council approve the minutes of the November 6, 2008 special called meeting of County Council. Councilman Anderson seconded the motion, which was approved unanimously.

PUBLIC HEARINGS:

The Chairman opened the public hearing for the following items and the Clerk published the titles:

ORDINANCE NO. 11-2008/09

An Ordinance To Provide For The Issuance And Sale Of A Not Exceeding One Million Five Hundred Thousand Dollar (\$1,500,000) General Obligation Bond Of Florence County, South Carolina (Howe Springs Fire District), Series 2009, To Prescribe The Purposes For Which The Proceeds Of Said Bond Shall Be Expended, To Provide For The Payment Of Said Bond, And Other Matters Relating Thereto.

ORDINANCE NO. 12-2008/09

An Ordinance Amending The Florence County Code To Remove Job Descriptions Maintained Officially In Human Resources, And Other Matters Relating Thereto.

APPEARANCES:

2008 CHRISTMAS CARD CONTEST WINNER RECOGNITION

County Council recognized Miss Maxwell Grimsley, 5 year old daughter of Steve and Sissy Grimsley, as the winner of the 2008 Annual Christmas Card Contest and Councilman Mumford presented Miss Grimsley with a framed copy of the artwork.

KYLE EDNEY AND JESSICA GRIGGS – ECONOMIC DEVELOPMENT

Mr. Edney and Ms. Griggs presented each member of Council with a commemorative bottle of Heinz ketchup with the date of the groundbreaking on the label from H. J. Heinz as a token of appreciation.

JOHN CHASE, JR. – 2009 LEGISLATIVE DAY CHAIR

Mr. Chase appeared before Council to brief Council on the plans for the 7th Annual Florence County Legislative Day, scheduled to be held in Columbia on March 24, 2009.

ROBERT FRANKS, DIRECTOR – INFORMATION TECHNOLOGY

Mr. Franks briefed Council on the completed Post-Assessment Analysis, including probable additional capital and annual recurring costs for the implementation of the proposed SCJD Statewide Case Management System. Mrs. Joan Assey with the South Carolina Judicial Department (SCJD) provided an update on information from the State. Solicitor Clements, Clerk of Court Connie Reel-Shearin, and Sheriff Boone expressed appreciation to Council for moving forward with the project. Councilman Anderson made a motion Council authorize the County Administrator to proceed with full implementation of the SCJD Case Management System and associated software/hardware solutions, and all requirements for said implementation; accept the

SCJD/federal equipment, software, and any funds or other identified resources for deployment of the system; and utilize up to \$295,000 of funds appropriated in FY09 for capital improvements in Fund 19 appropriations. Councilman Mumford seconded the motion, which was approved unanimously.

COMMITTEE REPORTS:

EDUCATION, RECREATION, HEALTH & WELFARE

Committee Chairman Anderson stated the Committee met on November 19th to discuss matters relating to air quality. The Committee provided information relative to its recommendation to each member of Council for review. He also stated the new Animal Facility would be opened in April.

AD HOC WATER STUDY COMMITTEE

Committee Chairman Ard commented that the City and County co-exist in relation to water and the County was very dependent upon the City and its willingness to work with the County. He stated he would like to see the Committee and Mr. Starks engage with the new City Council in some capacity to come up with some new solutions.

RESOLUTIONS:

RESOLUTION NO. 06-2008/09

The Chairman published the title of Resolution No. 06-2008/09: A Resolution Authorizing The Cessation Of Maintenance On And Abandonment Of Aline Circle Located In Johnsonville. Councilman Ard made a motion Council approve the Resolution. Councilman Anderson seconded the motion, which was approved unanimously.

ORDINANCES IN POSITION:

ORDINANCE NO. 08-2008/09 – THIRD READING

The Clerk published the title of Ordinance No. 08-2008/09: An Ordinance To Amend Section 30-4 Adoption Of Flood Hazard Area Maps, Section 30-61 General Development Standards, Section 30-62 Specific Development Standards, Section 30-264 Responsibility Of Administrative Official, Section 30-267 Certificates Of Zoning Compliance, And Section 30-311 Definitions Of Chapter 30 – Zoning Ordinance Of The Code Of Ordinances Of Florence County. Councilman Ard made a motion Council approve third reading of the Ordinance. Councilman Anderson seconded the motion, which was approved unanimously.

ORDINANCE NO. 09-2008/09 – THIRD READING

The Clerk published the title of Ordinance No. 09-2008/09: An Ordinance To Amend Section 30-28 Table I: Schedule Of Permitted And Conditional Uses And Off-Street Parking Requirements For Residential Districts And Section 30-29 Table II: Schedule Of Permitted And Conditional Uses And Off-Street Parking Requirements For Business And Rural District Of Chapter 30 – Zoning Ordinance Of The Code Of Ordinances For

Florence County For Provisions Of Libraries. Councilman Anderson made a motion Council approve third reading of the Ordinance. Councilman Rodgers seconded the motion, which was approved unanimously.

ORDINANCE NO. 10-2008/09 – THIRD READING

The Clerk published the title of Ordinance No. 10-2008/09: An Ordinance To Revise Chapter 2, Administration, Article V, Boards, Commissions, Committees and Agencies of Florence County Code regarding the Florence County Cultural Commission and other matters related thereto. Councilman Schofield made a motion Council approve third reading of the Ordinance. Councilman Anderson seconded the motion, which was approved unanimously.

PUBLIC HEARINGS:

There being no signatures on the sign-in sheets, the Chairman closed the public hearings for Ordinance No. 11-2008/09 and Ordinance No. 12-2008/09.

ORDINANCE NO. 11-2008/09 – SECOND READING

The Clerk published the title of Ordinance No. 11-2008/09: An Ordinance To Provide For The Issuance And Sale Of A Not Exceeding One Million Five Hundred Thousand Dollar (\$1,500,000) General Obligation Bond Of Florence County, South Carolina (Howe Springs Fire District), Series 2009, To Prescribe The Purposes For Which The Proceeds Of Said Bond Shall Be Expended, To Provide For The Payment Of Said Bond; And Other Matters Relating Thereto. Councilman Rodgers made a motion Council approve second reading of the Ordinance. Councilman Kirby seconded the motion, which was approved unanimously.

ORDINANCE NO. 12-2008/09 – SECOND READING

The Clerk published the title of Ordinance No. 12-2008/09: An Ordinance Amending The Florence County Code To Remove Job Descriptions Maintained Officially In Human Resources, And Other Matters Relating Thereto. Councilman Rodgers made a motion Council approve second reading of the Ordinance. Councilman Kirby seconded the motion, which was approved unanimously.

ORDINANCE NO. 13-2008/09 – INTRODUCED

The Clerk published the title of Ordinance No. 13-2008/09 and the Chairman declared the Ordinance introduced: An Ordinance To Rezone Property Owned By Dorothy Ann Arzu Located At 2951 Whipoorwill Road, Florence From R-1, Single-Family Residential District To R-3, Single-Family Residential District Shown On Florence County Tax Map No. 00127, Block 1, Parcel 275 Consisting Of 1.00 Acre.

ORDINANCE NO. 14-2008/09 – INTRODUCED

The Clerk published the title of Ordinance No. 14-2008/09 and the Chairman declared the Ordinance introduced: An Ordinance To Rezone Property Owned By Real Estate Asset Management Located At 1133 East Howe Springs Road, Florence From R-1, Single-Family Residential District To B-3, General Commercial District Shown On Florence County Tax Map No. 00180, Block 1, Parcel 202 Consisting Of 2.9 Acres.

EMERGENCY ORDINANCE NO. 01-2008/09

The Clerk published the title of Emergency Ordinance No. 01-2008/09: An Emergency Ordinance For The Purpose Of Temporarily Suspending Sunday Work Prohibitions As Provided For In Title 53 Of The South Carolina Code Of Laws, From Sunday, November 30, 2008 Through Sunday, December 28, 2008 In Florence County, South Carolina, Maintaining Existing Restrictions On The Sale Of Alcohol. Councilman Culberson made a motion Council approve the Emergency Ordinance. Councilman Bradley seconded the motion, which was approved unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS:

There were no appointments.

REPORTS TO COUNCIL:

ADMINISTRATION

AWARD OF BID #05-08/09

Councilman Mumford made a motion Council Award Bid #05-08/09 For Wilson Road Sidewalk Project To The Lowest Responsive Bidder, RWF Construction Of Effingham, SC In The Amount Of \$154,458.00 To Be Funded By SCDOT "C" Funds Program; And Authorize The County Administrator To Execute All Associated Documents To Proceed. Councilman Kirby seconded the motion, which was approved unanimously.

AWARD OF BID #09-08/09

Councilman Culberson made a motion Council Award Bid #09-08/09 For Guardrail Construction Project To The Lowest Responsive Bidder, Bagwell Fence Co. of Spartanburg, SC In The Amount Of \$18,634.00 To Be Funded Through Pee Dee Electric Cooperative/Florence County 2006 Agreement; And Authorize The County Administrator To Execute All Associated Documents To Proceed. Councilman Rodgers seconded the motion, which was approved unanimously.

GRANT AWARD SOUTH CAROLINA DEPARTMENT OF COMMERCE

Councilman Mumford made a motion Council Accept An Increase Of \$250,000 In South Carolina Department Of Commerce Economic Development Set-Aside Grant #S1811 For Completion Of The Frontage Road Near Monster Worldwide, Inc.'s New Facility Site In The Pee Dee Electric Touchstone Energy Commerce City Industrial Park, Subject To Formal Action By The SC Coordinating Council And Authorize The Use Of Matching Funds In The Amount Of \$50,000 From The Pee Dee Electric Cooperative Rural Development Act Funds. Councilman Culberson seconded the motion, which was approved unanimously.

RECORDS RETENTION SCHEDULE – ACCOMMODATIONS TAX FILES

Councilman Anderson made a motion Council Approve The Records Retention Schedule Recommended By The South Carolina Department Of Archives And History To Retain Accommodation Tax Files In The Finance Department For A Period Of Four (4) Years Before Destruction. Councilman Bradley seconded the motion, which was approved unanimously.

EMERGENCY MANAGEMENT

FIRE DISPATCH PROTOCOL SOFTWARE

Councilman Rodgers made a motion Council Authorize The Procurement Of Fire Dispatch Software From The Current Vendor, Priority Dispatch Corporation, To Interface With Current Computer Aided Dispatch (CAD) Software Configuration For The Emergency Management Department Utilizing \$40,372.24 Budgeted In E-911 System Fund 48. Councilman Culberson seconded the motion, which was approved unanimously.

SPRINT NEXTEL RE-BANDING FUNDS

Councilman Rodgers made a motion Council Accept Funding From Sprint Nextel In The Amount Of \$66,179.69 To Offset Costs Associated With Re-Banding The 800 MHz Radio System For The Florence County Emergency Management Department. Councilman Anderson seconded the motion, which was approved unanimously.

EMERGENCY MEDICAL SERVICES

DONATION OF SURPLUS PROPERTY

Councilman Rodgers made a motion Council Declare The On-Site Fuel Tank At Emergency Medical Services Headquarters Facility No Longer Used By The County As Surplus Property And Allow For Donation Of Said Property To The Olanta Rural Fire Department. Councilman Kirby seconded the motion, which was approved unanimously.

REQUEST FOR QUALIFICATIONS (RFQ) AWARD

Councilman Ard made a motion Council Approve The Panel's Recommendation To Accept The Proposal From Goforth, Brown And Associates For The Architectural Design Services For The New Pamplico Emergency Medical Services Station In Pamplico For \$40,000, Plus Reimbursables Estimated To Cost \$4,500, To Be Funded From The FY00 General Obligation Bond; And Authorize The County Administrator To Execute All Associated Documents To Proceed. Councilman Mumford seconded the motion, which was approved unanimously.

PARKS & RECREATION DEPARTMENT

CONTRACT EXTENSION

Councilman Anderson made a motion Council Approve The Amendment To The Original Architectural Services Contract With Drakeford Architects For Additional Services At The Lynches River County Park Environmental Discovery Center In The Amount Of \$58,800, Plus Reimbursables Estimated To Cost \$7,000, To Be Funded From A South Carolina Department Natural Resources Grant. Councilman Mumford seconded the motion, which was approved unanimously.

GRANT AWARD – THE WAL-MART FOUNDATION

Councilman Rodgers made a motion Council Accept The Grant From The Wal-Mart Foundation In The Amount Of \$1,000 To Cover Costs Incurred To Acquire Artists For Children's Programming In Association With The Annual Fall Frenzy At Lynches River County Park Hosted By Florence County Parks And Recreation Department. Councilman Anderson seconded the motion, which was approved unanimously.

PROCUREMENT DEPARTMENT

DECLARATION OF SURPLUS PROPERTY

Councilman Ard made a motion Council Authorize Donation Of Vehicle #752, A 2000 Ford Ranger Previously Declared Surplus Property By County Council To The Town Of Pamplico. Councilman Rodgers seconded the motion, which was approved unanimously.

DONATION OF SURPLUS PROPERTY

Councilman Rodgers made a motion Council Authorize The County Administrator To Select One (1) Crown Victoria Scheduled To Be Declared Surplus Property And Donate Said Property To Florence County School District Three For Use In The Driver Education Program At Lake City High School. Councilman Mumford seconded the motion, which was approved unanimously.

PANEL MEMBER – GENERAL ARCHITECTURAL SERVICES

Chairman Smith appointed Councilman Schofield to serve on a General Architectural Services Request For Qualifications (RFQ) Panel.

SHERIFF'S OFFICE

AWARD BID – NATURAL GAS TILT SKILLET

Councilman Culberson made a motion Council Accept The Bid Of The Lowest Responsive Bidder, Sam Tell & Son, Inc., For The Purchase Of A Natural Gas Tilt Skillet For The Florence County Sheriff's Office In The Amount Of \$11,897.85; And Authorize The County Administrator To Execute All Associated Documents To Proceed. Councilman Mumford seconded the motion, which was approved unanimously.

GRANT AWARD USDOJ BVP FY2008

Councilman Anderson made a motion Council Accept The FY2008 Bulletproof Vest Partnership (BVP) Grant From The United States Department Of Justice (USDOJ) In The Amount Of \$562.65 For The Florence County Sheriff's Office. Councilman Bradley seconded the motion, which was approved unanimously.

OTHER BUSINESS:

INFRASTRUCTURE FUND:

BELLEVUE DRIVE AND SECOND LOOP ROAD TURN LANE WIDENING

Councilman Schofield made a motion Council Approve The Expenditure Of Funds From Council District 8 Infrastructure Funding Allocation In An Amount Up To \$31,015.00 For The Bellevue Drive And Second Loop Road Turn Lane Widening And Signal Light Addition Project And Authorize The County Administrator To Reimburse The Infrastructure Funds For Council District 8 In The Amount Of Any Funding Formally Appropriated Through The Florence County Transportation Commission "C" Funds Program For The Project. Councilman Anderson seconded the motion, which was approved unanimously.

UTILITY SYSTEM FUND

CITY OF LAKE CITY/TOWN OF COWARD

Councilman Rodgers made a motion Council Approve The Expenditure Of Funds From Council Districts 1 And 5 Funding Allocations In An Amount Up To \$20,000.00 (\$10,000 Each) To Assist The City Of Lake City In Engineering Costs For A New Wastewater Collection System In The Town Of Coward. Councilman Culberson seconded the motion, which was approved unanimously.

ROAD SYSTEM MAINTENANCE FEE (RSMF) FUND

WILLOW POND ROAD

Councilman Ard made a motion Council Approve the expenditure of funds from Council District 2 RSMF funding allocation in an amount up to \$32,685.71 for MBC stone and 2" of crushed asphalt for a portion of Willow Pond Road. Councilman Rodgers seconded the motion, which was approved unanimously.

INFRASTRUCTURE FUND:

CUSAACS CROSSROADS MANNED CONVENIENCE CENTER

Councilman Kirby made a motion Council Approve The Expenditure Of Funds From Council District 4 Infrastructure Funding Allocation In An Amount Up To \$2,000.00 For Rocking Of The Cusaacs Crossroads Manned Convenience Center And Current Associated Access Ways. Councilman Rodgers seconded the motion, which was approved unanimously.

LYNCHEs RIVER COUNTY PARK

Councilman Anderson made a motion Council Approve The Expenditure Of Funds From Each Council District's Infrastructure Funding Allocations In An Amount Up To \$9,988.00 (Equal Portions From Each District - \$1,109.78) For A 20' X 30' Picnic Shelter At Lynches River County Park. Councilman Kirby seconded the motion, which was approved unanimously.

EXECUTIVE SESSION:

Councilman Anderson made a motion Council enter executive session to discuss some contractual matters concerning real property transactions and a couple of legal matters. Councilman Rodgers seconded the motion, which was approved unanimously.

Council entered executive session at 10:18 a.m. Council reconvened at 11:05 a.m.

Subsequent to executive session, Council took the following actions:

IRBY STREET ACCESS PROPERTY

Councilman Bradley made a motion Council Authorize The Purchase Of Property Designated As Tax Map No. 90089-02-019 For \$110,000 And Associated Transaction Costs With Funds Appropriated In The FY08/09 Budget And Authorize The County Administrator To Execute All Related Documents. Councilman Mumford seconded the motion, which was approved unanimously.

DEMOLITION OF DARGAN STREET PROPERTY

Councilman Mumford made a motion Council authorize the demolition of existing structures located at 715 South Dargan Street, TMP No. 90089-02-009; also 717 South Dargan Street, TMP No. 90089-02-010 and 242 Baroody Street, TMP No. 90167-01-017; authorizing use of FY09 capital improvement funds included in Fund 19 appropriations. Councilman Anderson seconded the motion, which was approved unanimously.

There being no further business to come before Council, Councilman Anderson made a motion to adjourn. Councilman Rodgers seconded the motion, which was approved unanimously.

COUNCIL MEETING ADJOURNED AT 11:07 A.M.

H. MORRIS ANDERSON
SECRETARY-CHAPLAIN

CONNIE Y. HASELDEN
CLERK TO COUNTY COUNCIL

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Appearances
Chris Gossett, Program Manager
SCDOT, Pee Dee Regional Production Group

DEPARTMENT: Administration

ISSUE UNDER CONSIDERATION:

Mr. Gossett will present various design options for the Hwy 76 five lane widening project Main Street connection.

FLORENCE COUNTY COUNCIL MEETING

Item for Meeting on: December 11, 2008

AGENDA ITEM: Resolution No. 07-2008/09

DEPARTMENT: Administration

ISSUE UNDER CONSIDERATION:

(A Resolution To Establish A Policy Regarding The Surplus of Vehicles And Motorized County Property And Defining Related Procedures For Disposal.)

POINTS TO CONSIDER:

1. Florence County needs to define the manner in which property will be declared surplus and the method by which departmental and agency requests for surplus property will be handled; and
2. Staff has developed a policy that will establish consistency in the handling of surplus property and allow other governmental agencies/organizations the opportunity to obtain surplus property; and
3. The proposed policy will enable a more accurate accounting for fixed assets and requests for donation/selling of fixed assets.

OPTIONS:

1. *(Recommended)* Approve Resolution No. 07-2008/09.
2. Provide an alternate directive.

ATTACHEMENTS:

A copy of Resolution No. 07-2008/09.

Sponsor(s) : County Council
Adopted: : December 11, 2008
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 07-2008/09

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

(To Establish A Policy Regarding The Surplus of Vehicles And Motorized County Property And Defining Related Procedures For Disposal.)

WHEREAS:

1. Florence County needs to define the manner in which motorized property will be declared surplus and the method by which departmental and agency requests for surplus property will be handled; and
2. Staff has developed a policy that will establish consistency in the handling of surplus property and allow other governmental agencies/organizations the opportunity to obtain surplus property; and
3. The proposed policy will enable a more accurate accounting for requests for donation/selling of these assets.

NOW THEREFORE BE IT RESOLVED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

Florence County adopts the following policy regarding the surplus of vehicles and motorized county property. The purpose of the policy is to define the manner in which this type of property will be declared surplus and the method by which departmental and agency requests for surplus property will be handled.

General Surplus Vehicle and Motorized Property Procedural Requirements:

1. A list of surplus vehicles and other motorized properties will be compiled quarterly by Fleet Management Services. The list will be provided to both Procurement and the County Administrator. Details will include but not be limited to the property identification number, year, make, model, mileage, department assigned to and any other certified accurate information regarding the general condition of the vehicle or similar equipment.
2. After reviewing the information provided, the Procurement office will distribute the listing to all county department directors and elected/appointed officials for review. Departments who have a desire to replace an existing vehicle/property with one scheduled for surplus consideration will need to complete and submit a "Surplus Property Request" form to the County Administrator within ten (10) business days indicating the specific vehicle or property being requested. The form also requires information regarding the property currently in service in the department which will be turned in immediately for surplus disposition when the *replacement* is delivered. This information includes but is not limited to year, make, model, mileage and certified accurate general condition of the property. The requests will be considered by the County Administrator based on the immediate needs of the department and/or the department's ability to delay an associated budgetary request for one or more fiscal years, as well as the overall needs of the County.

3. The list of remaining property will be provided to county fire departments and rescue squads. These requests for property will be submitted to the County Administrator for consideration by the County Council. The fire departments and squads will be required to "swap" a piece of property for the requested property. If a "swap" is not desired, county fire departments and rescue squads may request to purchase the basic sedans and small trucks for \$1,000 each. *(Note: higher value vehicles such as specialized or heavy duty trucks, heavy equipment, SUVs, hybrids, etc., will be considered at wholesale or retail prices on a case-by-case basis.)*
4. After all property swap requests from fire departments and rescue squads have been processed the remaining list will be provided to county municipalities and school districts, and local state agency offices which work with the County regularly. Basic sedans and small trucks will be available for \$1,000 each, which must be acknowledged when written requests are submitted to the County Administrator. County Council will consider these requests for final approval. *(Note: higher value vehicles such as specialized or heavy duty trucks, heavy equipment, SUVs, hybrids, etc., will be considered at wholesale or retail prices on a case-by-case basis.)*
5. Any remaining property will be presented to Council to be declared surplus for sale and then bid out through GovDeals or by the means most advantageous to the County, if applicable. In any case of no bidders and any particular item, the County Administrator may provide for other actions or disposal, recycling, or other final disposition of the property.
6. This policy is effective immediately. For vehicles and similar motorized properties, all other county wide Surplus Property policies and any other policies in conflict with the policy attached hereto and incorporated herein by reference are hereby repealed. This Policy is an interim policy which will govern until such time as it is incorporated into an updated procurement ordinance adopted by County Council for codification at a later date or otherwise superseded or repealed by an action of Council.

ATTEST:

 Connie Y. Haselden, Council Clerk

SIGNED:

 K. G. Rusty Smith, Jr., Chairman

COUNCIL VOTE:

OPPOSED:

ABSENT:

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Resolution No. 08-2008/09

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:

A Resolution Requesting That The South Carolina General Assembly Continue To Support Recyclers In Recognition Of The Energy And Environmental Benefits Of Recycling To Our County, The State And The Nation.

OPTIONS:

1. *(Recommended)* Approve Resolution No. 08-2008/09.
2. Provide An Alternate Directive

ATTACHMENT:

Copy of Proposed Resolution No. 08-2008/09

Sponsor(s) : County Council
Adopted: : December 11, 2008
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A
Effective Date : Immediately

RESOLUTION NO. 08-2008/2009

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

Requesting That The South Carolina General Assembly Continue To Support Recyclers In Recognition Of The Energy And Environmental Benefits Of Recycling To Our County, The State And The Nation.

WHEREAS,

1. Recycling in South Carolina protects the environment, conserves natural resources, promotes energy efficiency and supports economic development; and
2. The significant energy benefits of recycling provide greater diversity and reliability to the South Carolina energy grid while protecting our natural resources. Manufacturing recycled products requires, on average, 17 times less energy than manufacturing the same products from virgin materials. In 2007, the energy saved from recycling reached 900 trillion BTUs nationwide, or the amount of energy used by nine million American households. In addition to the traditionally understood benefits of recycling as a conservation and waste management tool, recycling is becoming known as an energy source to help combat the Nation's energy challenges; and
3. By reducing the amount of energy used by industry, recycling also reduces greenhouse gas emissions. In 2007, recycling in South Carolina reduced greenhouse gas emissions resulting in an environmental impact equivalent to eliminating electricity usage by more than 1.7 million households for one year, preserving 110,658 acres of forest from deforestation, or conserving more than 1.5 billion gallons of gasoline; and
4. Reprocessing used materials to make new products and packaging reduces the consumption of natural resources. For example, for every ton of steel recycled in South Carolina, 2,500 pounds of iron ore, 1,400 pounds of coal and 120 pounds of limestone are conserved. By recycling over 4,000 tons of steel in 2006, South Carolina residents saved over 11 million pounds of iron ore, 6.3 million pounds of coal and 530 thousand pounds of limestone; and
5. By converting waste into valuable products, recycling creates jobs, contributes feedstock to manufacturing and adds significant value to the South Carolina economy. In South Carolina, the recycling industry is directly responsible for more than 15,000 jobs, \$1.5 billion in annual personal income and \$69 million in tax revenue each year; and

6. The upgrading and processing of recycled materials adds \$6.5 billion annually to the State's economy. In addition, South Carolina's recycling industry will grow approximately 12 percent annually during the next five years, with an economic impact of more than \$11 billion; and
7. Recycling reduces the amount of waste deposited in our landfills. In 2007, South Carolina recycled over 1.5 million tons of municipal solid waste, and Florence County recycled thousands of tons of municipal solid waste. Proactive recycling extends the life of landfills and effectively reduces per-ton landfill post-closure costs. Cost effective incentives for recycling can contribute significantly to landfill life; and
8. Through the recognition and promotion of the economic, energy and environmental benefits of recycling, South Carolina's recycling industry will grow, thereby creating efficient market-based solutions to energy challenges while providing a significant, clean, safe, and abundant energy supply to the citizens of this State for years to come.

NOW, THEREFORE, BE IT RESOLVED by Florence County Council:

On behalf of the citizens and businesses of Florence County, by this resolution, we encourage the Florence County Legislative Delegation and the South Carolina General Assembly to recognize the benefits of recycling to our environment and our economy and the consideration of cost effective incentives to promote the recycling industry.

FLORENCE COUNTY, SOUTH CAROLINA

ATTEST:

 Connie Y. Haselden, Council Clerk

SIGNED:

 K. G. Rusty Smith, Jr., Chairman

COUNCIL VOTE:

OPPOSED:

ABSENT:

(SEAL)

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Third Reading of Ordinance No. 11-2008/09

DEPARTMENT: Finance

ISSUE UNDER CONSIDERATION:

An Ordinance To Provide For The Issuance And Sale Of A Not Exceeding One Million Five Hundred Thousand Dollar (\$1,500,000) General Obligation Bond Of The Florence County, South Carolina (Howe Springs Fire District), Series 2009, To Prescribe The Purposes For Which The Proceeds Of Said Bond Shall Be Expended, To Provide For The Payment Of Said Bond, And Other Matters Relating Thereto.

POINTS TO CONSIDER:

1. The Howe Springs Fire District was created by County Council pursuant to the provisions of Ordinance No. 11-1987/88 adopted on October 1, 1987.
2. The Fire District has a need to purchase additional equipment for fire services within the district at a cost of approximately \$1,500,000.
3. Annual debt service on a \$1,500,000 bond amortized over 20 years at a rate of 5% will be approximately \$120,350.

FUNDING FACTORS:

1. The annual debt service of the bond will be funded an approximate 3.3 mill tax levy, which is included in the FY2008/2009 Florence County budget ordinance – Ordinance No. 01-2008/09.
2. This additional millage will only be levied within the boundaries of the Fire District.

OPTIONS:

1. *(Recommended)* Approve Third Reading Of Ordinance No. 11-2008/09.
2. Provide An Alternate Directive

ATTACHMENT:

Copies of the following are attached:

1. Ordinance No. 11-2008/09
2. Letter from Howe Springs Fire District

Sponsor(s) : Finance
First Reading/Introduction : October 16, 2008
Committee Referral : N/A
Public Hearing : November 20, 2008
Second Reading : November 20, 2008
Third Reading : December 11, 2008
Effective Date : Immediately

I, _____
Council Clerk, certify that
this Ordinance was
advertised for Public
Hearing on _____.

ORDINANCE NO. 11-2008/09

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

TO PROVIDE FOR THE ISSUANCE AND SALE OF A NOT EXCEEDING ONE MILLION FIVE HUNDRED THOUSAND DOLLAR (\$1,500,000) GENERAL OBLIGATION BOND OF FLORENCE COUNTY, SOUTH CAROLINA (HOWE SPRINGS FIRE DISTRICT), SERIES 2009, TO PRESCRIBE THE PURPOSES FOR WHICH THE PROCEEDS OF SAID BOND SHALL BE EXPENDED, TO PROVIDE FOR THE PAYMENT OF SAID BOND, AND OTHER MATTERS RELATING THERETO.

DRAFT

TABLE OF CONTENTS

**ARTICLE I
FINDINGS OF FACT**

SECTION 1.01 FINDINGS.....1
SECTION 1.02 STATUTORY AUTHORIZATION1
SECTION 1.03 RECITAL OF APPLICABLE CONSTITUTIONAL PROVISIONS.....1
SECTION 1.04 HOLDING OF PUBLIC HEARING AND NOTICE THEREOF.....2
SECTION 1.05 ABILITY TO MEET ARBITRAGE REQUIREMENTS.....2

**ARTICLE II
DEFINITIONS AND AUTHORITY**

SECTION 2.01 DEFINITIONS.....3
SECTION 2.02 CONSTRUCTION.....4

**ARTICLE III
ISSUANCE OF BOND**

SECTION 3.01 ORDERING THE ISSUANCE OF THE BOND.....5
SECTION 3.02 MATURITY SCHEDULE OF BOND.....5
SECTION 3.03 MEDIUM OF PAYMENT; FORM AND DENOMINATION OF BOND; PLACE OF PAYMENT OF PRINCIPAL.....5
SECTION 3.04 EXECUTION AND AUTHENTICATION.....5
SECTION 3.05 EXCHANGE OF THE BOND.....6
SECTION 3.06 TRANSFERABILITY AND REGISTRY.....6
SECTION 3.07 TRANSFER OF THE BOND.....6
SECTION 3.08 REGULATIONS WITH RESPECT TO EXCHANGES AND TRANSFERS.....6
SECTION 3.09 MUTILATED, DESTROYED, LOST AND STOLEN BOND.....6
SECTION 3.10 HOLDER AS OWNER OF BOND.....7
SECTION 3.11 CANCELLATION OF THE BOND.....7
SECTION 3.12 PAYMENTS DUE ON SATURDAYS, SUNDAYS AND HOLIDAYS.....7
SECTION 3.13 TAX EXEMPTION IN SOUTH CAROLINA.....7
SECTION 3.14 ORDER TO LEVY AD VALOREM TAXES TO PAY PRINCIPAL AND INTEREST OF BOND.....8
SECTION 3.15 NOTICE TO AUDITOR AND TREASURER.....8
SECTION 3.16 FORM OF BOND.....8

**ARTICLE IV
REDEMPTION OF BOND**

SECTION 4.01 REDEMPTION OF BOND.....9

**ARTICLE V
SALE OF BOND**

SECTION 5.01 AWARD OF BOND.....10

**ARTICLE VI
DISPOSITION OF PROCEEDS OF SALE OF BOND**

SECTION 6.01 DISPOSITION OF BOND PROCEEDS INCLUDING TEMPORARY INVESTMENTS.....11

**ARTICLE VII
DEFEASANCE OF BOND**

SECTION 7.01 DISCHARGE OF ORDINANCE - WHERE AND HOW THE BOND IS DEEMED TO HAVE BEEN PAID AND DEFEASED.....12

**ARTICLE VIII
CERTAIN TAX CONSIDERATIONS**

SECTION 8.01 COVENANTS TO COMPLY WITH REQUIREMENTS OF THE CODE.....13

**ARTICLE IX
MISCELLANEOUS**

SECTION 9.01 SAVINGS CLAUSE..... 14
SECTION 9.02 SUCCESSORS..... 14
SECTION 9.03 ORDINANCE TO CONSTITUTE CONTRACT..... 14
SECTION 9.04 FILING OF COPIES OF ORDINANCE..... 14
SECTION 9.05 CONTINUING DISCLOSURE COVENANT..... 14
SECTION 9.06 FURTHER ACTION BY OFFICERS OF COUNTY..... 15
SECTION 9.07 EFFECTIVE DATE OF ORDINANCE..... 15

- EXHIBIT A – NOTICE OF PUBLIC HEARING
- EXHIBIT B – FORM OF BOND
- EXHIBIT C – NOTICE OF PRIVATE SALE
- EXHIBIT D – NOTICE OF SALE

DRAFT

BE IT ORDAINED BY THE GOVERNING BODY OF FLORENCE COUNTY, THE FLORENCE COUNTY COUNCIL, IN COUNCIL ASSEMBLED, AS FOLLOWS:

ARTICLE I

FINDINGS OF FACT

Section 1.01 Findings.

As an incident to the adoption of this Ordinance, the Florence County Council (the "Council"), the governing body of Florence County, South Carolina (the "County"), finds that the facts set forth in this Article exist and the statements made with respect thereto are in all respects true and correct:

1. Pursuant to the authorizations of Article 4, Chapter 19 of the Code of Laws of South Carolina, 1976, as amended (the "Enabling Act") and by Ordinance No. 11-87/88, adopted October 1, 1987 (the "Enabling Ordinance"), the Council established and created a fire protection district designated as the Howe Springs Fire District, which is comprised of certain unincorporated areas of the County (the "District"). The boundaries of the District have from time to time been amended in accordance with the Enabling Act.

2. Pursuant to the Enabling Ordinance, the District was created in order to provide fire protection within the District and to provide a means for the financing of improvements to the District.

3. After due investigation, the Council has determined that in order to carry out the purposes of the Enabling Ordinance, it is necessary to purchase fire-fighting equipment, including fire-fighting equipment, vehicles and related equipment, for use in the District. It is presently estimated that the cost of the foregoing fire-fighting equipment, vehicles and related equipment and the cost of issuance of a general obligation Bond issued to finance such improvements will be approximately \$1,500,000. The Council is minded to issue a general obligation Bond of the County in an amount not to exceed \$1,500,000 to finance the cost of the foregoing equipment and the cost of issuance of such Bond.

Section 1.02 Statutory Authorization

Section 4-19-50 of the Enabling Act authorizes the County to issue general obligation bonds to purchase the necessary fire-fighting equipment, vehicles and related equipment for use within the District.

Pursuant to Section 11-27-40(4), Code of Laws of South Carolina, as amended, a general obligation bond of the County may be sold at private sale and without advertisement therefore if such bond matures not more than ten years from its date of issuance and the principal amount of the bond does not exceed \$1,500,000. The Council finds that the bond authorized by this Ordinance may be lawfully sold at private sale pursuant to the provisions of Section 11-27-40(4), provided that it is issued with a maturity of not in excess of ten years. However, if the Chairman, in consultation with the County Administrator and the County Finance Director, determines that it is in the best interests of the County to establish the maturity of the Bond beyond ten (10) years, the County shall sell the Bond at a public sale and shall advertise such sale as provided in Section 5.01 hereof. In no event, however, shall the maturity of the Bond exceed fifteen (15) years.

Section 1.03 Recital of Applicable Constitutional Provisions.

Pursuant to the provisions of paragraph (7) of Section 14 of Article X of the South Carolina Constitution, the County is authorized to issue general obligation debt which is incurred pursuant to and

within the limitations described by Section 12 of Article X. In accordance with the provisions of Section 12 of Article X and pursuant to the provisions of this Ordinance, the Council shall impose upon all taxable property within the District an ad valorem tax in an amount designed to provide debt service on the Bond authorized hereby. Further, pursuant to the provisions of Section 12 and paragraph (7) of §14 of Article X, debt incurred in this manner is not to be considered in computing the general obligation debt limit of the County.

Section 1.04 Holding of Public Hearing and Notice Thereof.

Pursuant to the provisions of Section 4-9-130 of the Code of Laws of South Carolina, 1976, as amended, a public hearing, after giving reasonable notice, is required to be conducted prior to the third and final reading of this Ordinance by Council. In accordance with this provision, a public hearing shall be conducted and due notice shall be provided as required by said Section 4-9-130. The form of the notice to be published shall be substantially as set forth as Exhibit A attached hereto.

Section 1.05 Ability to Meet Arbitrage Requirements.

Careful consideration has been given to the time in which the expenditures of the proceeds of the Bond authorized hereby will be made, and it has been ascertained that all of the money received from the proceeds of the Bond will be expended within the limitations imposed by Section 148(c) of the Internal Revenue Code of 1986, as amended, so that the Council will be able to certify upon reasonable grounds that the Bond is not an "arbitrage Bond" within the meaning of Section 148(c) of the Internal Revenue Code of 1986, as amended.

* * *

ARTICLE II

DEFINITIONS AND AUTHORITY

Section 2.01 Definitions.

As used in this Ordinance, unless the context shall otherwise require, the following terms shall have the following respective meanings:

“Authorized Investments” means any securities which are authorized legal investments for political subdivisions pursuant to the Code of Laws of South Carolina.

“Authorized Officer” means the Chairman, or the Vice-Chairman of the Council and any other officer or employee of the Council designated from time to time as an Authorized Officer by resolution of the Council, and when used with reference to any act or document also means any other person authorized by resolution of the Council to perform such act or sign such document.

“Bond” means the Bond issued in accordance with the provisions of this Ordinance.

“Bondholder” or “Holder” or “Holder of Bond” or “Owner” or similar term means, when used with respect to the Bond means any person who shall be registered as the owner of the Bond outstanding.

“Bond Payment” means the annual payments of principal of and interest on the Bond.

“Bond Payment Date” means each date on which the Bond Payment shall be payable.

“Council” means the Florence County Council, South Carolina, the governing body of said County or any successor governing body of said County.

“County” means Florence County, South Carolina.

“District” means the Howe Springs Fire District.

“Enabling Act” means Chapter 19, Title 4, Code of Laws of South Carolina, 1976, as amended and supplemented by Act No. 113 of the 1999 Acts of the South Carolina General Assembly.

“Government Obligations” means and includes direct general obligations of the United States of America or agencies thereof or obligations, the payment of principal or interest on which is fully and unconditionally guaranteed by the United States of America.

“Holder” means the registered owner, from time to time, of the Bond as shown on the registration books of the County maintained by the Registrar.

“Ordinance” shall mean this ordinance of County Council authorizing the issuance of the Bond.

“Outstanding”, when used in this Ordinance with respect to the Bond, means as of any date, the Bond theretofore delivered pursuant to this Ordinance except:

- (a) any Bond cancelled or delivered to the Registrar for cancellation on or before such date;

(b) any Bond deemed to have been paid in accordance with the provisions of Section 7.01 hereof and;

(c) any Bond in lieu of or in exchange for which another Bond shall have been authenticated and delivered pursuant to Section 3.11 of this Ordinance.

“Person” means an individual, a partnership, a corporation, a trust, a trustee, an unincorporated organization, or a government or an agency or political subdivision thereof.

“Record Date” means the 15th day immediately preceding each Bond Payment Date.

“Registrar” means the County.

Section 2.02 Construction.

In this Ordinance, unless the context otherwise requires:

1. Articles and Sections referred to by number shall mean the corresponding Articles and Sections of this Ordinance.
2. The terms “hereby”, “hereof”, “hereto”, “herein”, “hereunder” and any similar terms refer to this Ordinance, and the term “hereafter” shall mean after, and the term “heretofore” shall mean before, the date of adoption of this Ordinance.
3. Words of the masculine gender shall mean and include correlative words of the female and neuter genders, and words importing the singular number shall mean and include the plural number and vice versa.
4. Any fiduciary shall be deemed to hold an Authorized Investment in which money is invested pursuant to the provisions of this Ordinance, even though such Authorized Investment is evidenced only by a book entry or similar record of investment.

* * *

ARTICLE III

ISSUANCE OF BOND

Section 3.01 Ordering the Issuance of the Bond.

Pursuant to the provisions of the Enabling Act, and for the purpose of obtaining funds to defray the costs of the improvements described in Section 1.01 hereof, there shall be issued a not exceeding One Million Five Hundred Thousand Dollars (\$1,500,000) general obligation bond of the County, designated General Obligation Bond, Series 2009, of Florence County, South Carolina (Howe Springs Fire District). The County Administrator of the County is hereby authorized, in consultation with the District, to determine the exact principal amount of the issue authorized hereby based upon the costs of the fire-fighting equipment, vehicles and related equipment described in Section 1.01(3) hereof and the costs of issuance of the Bond.

Section 3.02 Maturity Schedule of Bond.

The Bond shall be dated as of the date of its delivery and shall bear interest from its dated date. The Bond shall be payable by way of ten (10) fully amortized annual installments of principal and interest, each due on the anniversary date of the issuance of the Bond, commencing with the first such anniversary date, until the Bond be paid in full. The County Administrator of the County, in consultation with the County Finance Director, is authorized to determine and designate an alternative schedule for payment of the Principal Installments of the Bond, provided, however, that the final maturity of principal on the bond shall be due not more than fifteen (15) years from the date of issuance of the Bond.

Section 3.03 Medium of Payment; Form and Denomination of Bond; Place of Payment of Principal.

(a) The Bond shall be payable in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(b) The Bond shall be issued in the form of one (1) fully registered bond.

(c) The Bond Payments shall be payable to the Person appearing on each Record Date on the registration books of the County, which books shall be held by the County as Registrar as provided in Section 3.06 hereof, as the registered owner thereof, by check or draft mailed to such registered owner at his address as it appears on such registration books in sufficient time to reach such registered owner on the Bond Payment Dates. Payment of the final Bond Payment shall be made when the same is due and payable upon the presentation and surrender for cancellation of the Bond.

Section 3.04 Execution and Authentication.

(a) The Bond shall be executed in the name and on behalf of the County by the manual signature of an Authorized Officer or Officers, with its corporate seal impressed, imprinted or otherwise reproduced thereon, and attested by the manual signature of the Clerk to County Council or other Authorized Officer (other than the officer or officers executing the Bond). The Bond may bear the manual signature of any person who shall have been such an Authorized Officer authorized to sign the Bond at the time such Bond was so executed, and shall bind the County notwithstanding the fact that his or her authorization may have ceased prior to the authentication and delivery of the Bond.

(b) The Bond shall not be valid or obligatory for any purpose nor shall it be entitled to any right or benefit hereunder unless there shall be endorsed on the Bond a certificate of authentication in the

form set forth in this Ordinance, duly executed by the manual signature of the Registrar, and such certificate of authentication upon any Bond executed on behalf of the County shall be conclusive evidence that the Bond so authenticated has been duly issued hereunder and that the Holder thereof is entitled to the benefit of the terms and provisions of the Resolution.

Section 3.05 Exchange of the Bond.

The Bond, upon surrender thereof at the office of the Registrar with a written instrument of transfer satisfactory to the Registrar, duly executed by the registered Holder or his duly authorized attorney, may, at the option of the registered Holder thereof, be exchanged for a new Bond of the same interest rate and maturity. So long as the Bond remains Outstanding, the County shall make all necessary provisions to permit the exchange of the Bond. Such new Bond shall reflect the principal amount thereof as then yet unpaid.

Section 3.06 Transferability and Registry.

The Bond shall at all times, when the same is Outstanding, be payable to a Person, and shall be transferable only in accordance with the provisions for registration and transfer contained in this Ordinance and in the Bond. So long as the Bond remains Outstanding, the County, as Registrar, shall maintain and keep, at its administrative office, books for the registration and transfer of the Bond, and, upon presentation thereof for such purpose at such office, the County shall register or cause to be registered therein, and permit to be transferred thereon, under such reasonable regulations as it may prescribe, such Bond. So long as the Bond remains Outstanding, the County shall make all necessary provisions to permit the transfer of such Bond at its administrative office.

Section 3.07 Transfer of the Bond.

The Bond shall be transferable only upon the books of the Registrar, upon presentation and surrender thereof by the Holder of the Bond in person or by his attorney duly authorized in writing, together with a written instrument of transfer satisfactory to the Registrar duly executed by the registered Holder or his duly authorized attorney. Upon surrender for transfer of the Bond, the County shall execute, authenticate and deliver, in the name of the Person who is the transferee, a new Bond of the same principal amount and maturity and rate of interest as the surrendered Bond. Such new Bond shall reflect the principal amount thereof as then yet unpaid.

Section 3.08 Regulations with Respect to Exchanges and Transfers.

The Bond surrendered in any exchange or transfer shall forthwith be cancelled by the Registrar. For each such exchange or transfer of the Bond, the Registrar may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the Holder requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer. The County shall not be obligated to issue, exchange or transfer the Bond during the 15 days next preceding any (a) Bond Payment Date, or (b) date upon which the Bond will be redeemed.

Section 3.09 Mutilated, Destroyed, Lost and Stolen Bond.

(a) If the Holder surrenders a mutilated Bond to the Registrar or the Registrar receives evidence to its satisfaction of the destruction, loss or theft of the Bond, and there is delivered to the Registrar such security or indemnity as may be required by it to save it harmless, then, in the absence of notice that the Bond has been acquired by a bona fide purchaser, the County shall execute and deliver, in exchange for

the mutilated Bond or in lieu of any such destroyed, lost or stolen Bond, a new Bond of like tenor, maturity and interest rate bearing a number unlike that of such mutilated, destroyed, lost or stolen Bond, and shall thereupon cancel any such mutilated Bond so surrendered. In case any such mutilated, destroyed, lost or stolen Bond has become or is to become due for final payment within one year, the County in its discretion may, instead of issuing a new Bond, pay the Bond.

(b) Upon the issuance of any new Bond under this Section 3.09, the County may require the payment of a sum sufficient to cover any tax, fee or other governmental charge that may be imposed in relation thereto and any other expenses, including counsel fees or other fees, of the County or the Registrar connected therewith.

(c) Each new Bond issued pursuant to this Section in lieu of any destroyed, lost or stolen Bond, shall constitute an additional contractual obligation of the County, whether or not the destroyed, lost or stolen Bond shall at any time be enforceable by anyone, and shall be entitled to all the benefits hereof equally and proportionately with the Bond duly issued pursuant to the Resolution.

(d) The Bond shall be held and owned upon the express condition that the foregoing provisions are exclusive with respect to the replacement or payment of the mutilated, destroyed, lost or stolen Bond and shall preclude (to the extent lawful) all other rights or remedies with respect to the replacement or payment of the mutilated, destroyed, lost or stolen Bond or securities.

Section 3.10 Holder As Owner of Bond.

In its capacity as Registrar, the County may treat the Holder of the Bond as the absolute owner thereof, whether the Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the Bond Payment on the Bond and for all other purposes, and payment of the Bond Payment shall be made only to, or upon the order of, such Holder. All payments to such Holder shall be valid and effectual to satisfy and discharge the liability upon the Bond to the extent of the sum or sums so paid, and the County shall not be affected by any notice to the contrary.

Section 3.11 Cancellation of the Bond.

The Registrar shall destroy the Bond when the same shall be surrendered to it for cancellation. In such event, the Bond shall no longer be deemed Outstanding under this Ordinance and no Bond shall be issued in lieu thereof.

Section 3.12 Payments Due on Saturdays, Sundays and Holidays.

In any case where the Bond Payment Date shall be a Saturday or Sunday or shall be, at the place designated for payment, a legal holiday or a day on which banking institutions are authorized by law to close, then payment of the Bond Payment need not be made on such date but may be made on the next succeeding business day not a Saturday, Sunday or a legal holiday or a day upon which banking institutions are authorized by law to close, with the same force and effect as if made on the Bond Payment Date and no interest shall accrue for the period after such date.

Section 3.13 Tax Exemption in South Carolina.

The Bond Payments shall be exempt from all State, county, municipal, school district, and all other taxes or assessments of the State of South Carolina, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise, except inheritance, estate, transfer or certain franchise taxes.

Section 3.14 Order to Levy Ad Valorem Taxes to Pay Principal and Interest of Bond.

For the payment of principal of and interest on the Bond as the same become due and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the County are hereby irrevocably pledged. Pursuant to the provisions of Section 12 of Article X of the Constitution there shall be levied an ad valorem tax upon all taxable property located within the District sufficient to pay the principal of and interest on the Bond as the same become due and to create such sinking fund as may be necessary therefor.

Section 3.15 Notice to Auditor and Treasurer.

The Auditor and Treasurer of Florence County, South Carolina, shall be notified of the adoption of this Ordinance and directed to levy and collect annually upon all taxable property within the District ad valorem property taxes in an amount sufficient to pay the principal of and interest on the Bond as the same become due and to create such sinking fund as may be necessary therefor.

Section 3.16 Form of Bond.

The form of the Bond, and registration provisions to be endorsed thereon shall be substantially as set forth in Exhibit B attached hereto and made a part of this Ordinance.

* * *

ARTICLE IV

REDEMPTION OF BOND

Section 4.01 Redemption of Bond.

The Chairman, in consultation with the County Administrator and the County Finance Director, is authorized to determine and establish redemption provisions with respect to the Bond.

- * * *

DRAFT

ARTICLE V

SALE OF BOND

Section 5.01 Award of Bond.

The County Administrator is hereby authorized to solicit bids for the purchase of the Bond at a price not less than par from at least three (3) financial institutions, and to award the Bond to the financial institution offering to purchase it with the lowest net interest cost. Net interest cost shall consist of the total interest to be paid on the Bond from the date of its delivery until its final maturity, less any cash premium offered therefor.

As required by Section 11-27-40(4) of the Code of Laws of South Carolina, 1976, as amended, there shall be published in a newspaper of general circulation within the County a notice of private sale, which publication shall take place not less than seven (7) days prior to the delivery of the bond authorized hereby. The form of such notice is attached hereto as Exhibit C.

In the event the Chairman, in consultation with the County Administrator and the County Finance Director, determines that the maturity of the Bond shall exceed ten (10) years pursuant to Section 3.02 hereof, the Bond shall be sold at public sale at a price of not less than par and accrued interest, if any, to the date of delivery. Bids for the Bond shall be received until such time and on such date to be selected by the Chairman. The Bond shall be advertised for sale, in the discretion of the Chairman, in THE BOND BUYER, a financial journal published in the City of New York, or in THE STATE or in THE GREENVILLE NEWS, newspapers of general circulation in the State of South Carolina, and which shall appear at least once, not less than seven (7) days before the date set for said sale. The form of the Notice of Sale shall be substantially as set forth in Exhibit D attached hereto and the conditions of sale of the Bond shall be as set forth in the Notice of Sale; provided, however, that a summary notice of sale may be published in lieu of the Official Notice of Sale.

* * *

ARTICLE VI

DISPOSITION OF PROCEEDS OF SALE OF BOND

Section 6.01 Disposition of Bond Proceeds Including Temporary Investments.

The proceeds derived from the sale of the Bond shall be paid to the Treasurer of Florence County, to be deposited in a separate Bond Account, and shall be expended and made use of by the Council to defray the cost of issuing the Bond and to defray the costs of acquiring the improvements described in Section 1.01 hereof. Pending the use of Bond proceeds, the same shall be invested and reinvested by the Treasurer of Florence County in Authorized Investments. All earnings from such investments shall be applied, at the direction of the Council, either (1) to defray the cost of the undertakings for which the Bond is issued and if not required for this purpose, then (2) to pay the first maturing installments of interest on the Bond from the proceeds of which such earnings were derived; if any balance remains, it shall be held by the Treasurer of Florence County in a special fund, invested in Government Obligations with a yield not in excess of the yield on such Bond and used to effect the retirement thereof.

Neither the purchaser nor Holder of the Bond shall be liable for the proper application of the proceeds thereof.

* * *

DRAFT

ARTICLE VII

DEFEASANCE OF BOND

Section 7.01 Discharge of Ordinance - Where and How the Bond is Deemed to have been paid and Defeased.

If the Bond and the interest thereon shall have been paid and discharged, then the obligations of the County under this Resolution and all other rights granted hereby shall cease and determine. The Bond shall be deemed to have been paid and discharged within the meaning of this Article under each of the following circumstances, viz.:

(1) A third party fiduciary, which shall be any bank, trust company or national banking association which is authorized to provide corporate trust services (the "Fiduciary"), shall hold, in trust and irrevocably appropriated thereto, sufficient moneys for the payment of all Bond Payments due thereunder; or

(2) If default in the payment of the Bond Payment due shall have occurred on any Bond Payment Date, and thereafter tender of such payment shall have been made, and at such time the Fiduciary shall hold in trust and irrevocably appropriated thereto, sufficient moneys for the payment thereof to the date of the tender of such payment; or

(3) If the County shall elect to provide for the payment of the Bond prior to its stated maturity and shall have deposited with the Fiduciary, in an irrevocable trust, moneys which shall be sufficient, or Government Obligations, the principal of and interest on which when due will provide moneys, which together with moneys, if any, deposited with the Fiduciary at the same time, shall be sufficient to pay when due the Bond Payments due and to become due, together with any redemption premium applicable thereto.

Neither the Government Obligations nor moneys deposited with the Fiduciary pursuant to this Section nor the Bond Payments thereon shall be withdrawn or used for any purpose other than, and shall be held in trust for, the payment of the Bond Payments and redemption premium, if any, on the Bond; provided that any cash received from such principal or interest payments on Government Obligations deposited with the Fiduciary, if not then needed for such purpose, shall to the extent practicable be invested and reinvested in Government Obligations maturing at times and in amounts sufficient to pay when due the Bond Payments and redemption premium, if any, to become due on the Bond on and prior to the Bond Payment Dates thereof, and interest earned from such reinvestments not required for the payment of the Bond Payments and redemption premium, if any, may be paid over to the County, free and clear of any trust, lien or pledge.

* * *

ARTICLE VIII

CERTAIN TAX CONSIDERATIONS

Section 8.01 Covenants to Comply with Requirements of the Code.

The County hereby represents and covenants that it will comply with all requirements of the Code, and that it will not take any action which will, or fail to take any action (including, without limitation, filing the required information reports with the Internal Revenue Service) which failure will, cause interest on the Bond to become includable in the gross income of the Holder thereof for federal income tax purposes pursuant to the provisions of the Code and regulations promulgated thereunder in effect on the date of original issuance of each of the Bond. Without limiting the generality of the foregoing, the County represents and covenants that:

1. All property provided by the net proceeds of the Bond will be owned by the County in accordance with the rules governing the ownership of property for federal income tax purposes.
2. The County shall not permit the proceeds of the Bond or any facility financed with the proceeds of the Bond to be used in any manner that would result in (a) ten percent (10%) or more of such proceeds being considered as having been used directly or indirectly in any trade or business carried on by any natural person or in any activity carried on by a person other than a natural person other than a governmental unit as provided in Section 141(b) of the Code, or (b) five percent (5%) or more of such proceeds being considered as having been used directly or indirectly to make or finance loans to any person other than a governmental unit as provided in Section 141(c) of the Code.
3. The County is not a party to nor will it enter into any contracts with any person for the use or management of any facility provided with the proceeds of the Bond that do not conform to the guidelines set forth in Revenue Procedure 97-13.
4. The County will not sell or lease the Improvements or any property provided by the Bond to any person unless it obtains the opinion of nationally recognized bond counsel that such lease or sale will not affect the tax exemption of the Bond.
5. The Bond will not be federally guaranteed within the meaning of Section 149(b) of the Code. The County is not a party to any leases or sales or service contracts with any federal government agency with respect to the projects and will not enter into any such leases or contracts unless it obtains the opinion of nationally recognized bond counsel that such action will not affect the tax exemption of the Bond.

* * *

ARTICLE IX

MISCELLANEOUS

Section 9.01 Savings Clause.

If any one or more of the covenants or agreements provided in this Ordinance should be contrary to law, then such covenant or covenants or agreement or agreements shall be deemed severable from the remaining covenants and agreements, and shall in no way affect the validity of the other provisions of this Ordinance.

Section 9.02 Successors.

Whenever in this Ordinance the County is named or referred to, it shall be deemed to include any entity, which may succeed to the principal functions and powers of the County, and all the covenants and agreements contained in this Ordinance or by or on behalf of the County shall bind and inure to the benefit of said successor whether so expressed or not.

Section 9.03 Ordinance to Constitute Contract.

In consideration of the purchase and acceptance of the Bond by those who shall purchase and hold the same from time to time, the provisions of this Ordinance shall be deemed to be and shall constitute a contract between the County and the Holders from time to time of the Bond, and such provisions are covenants and agreements with such Holders which the County hereby determined to be necessary and desirable for the security and payment thereof. The pledge hereof and the provisions, covenants, and agreements herein set forth to be performed on behalf of the County shall be for the benefit, protection, and security of the Holders of the Bond.

Section 9.04 Filing of Copies of Ordinance.

Copies of this Ordinance shall be filed in the offices of the Council, and in the office of the Clerk of Court for Florence County (as a part of the Transcript of Proceedings).

Section 9.05 Continuing Disclosure Covenant.

Pursuant to Section 11-1-85 of the Code of Laws of South Carolina 1976, as amended, the County covenants to file with a central repository for availability in the secondary bond market when requested:

- (a) An annual independent audit, within thirty days of the County's receipt of the audit; and
- (b) Event specific information within thirty days of an event adversely affecting more than five percent of revenue or the County's tax base.

The only remedy for failure by the County to comply with the covenant in this Section 9.05 shall be an action for specific performance of this covenant. The County specifically reserves the right to amend this covenant to reflect any change in Section 11-1-85, without the consent of any Bondholder.

Section 9.06 Further Action by Officers of County.

The proper officers of the County are fully authorized and empowered to take the actions required to implement the provisions of this Ordinance and to furnish such certificates and other proofs as may be required of them, which includes but is not limited to providing the notice and conducting the public hearing described in Section 1.04 hereof. In the absence of any officer of the County Council herein authorized to take any act or make any decision, the County Administrator is hereby authorized to take any such act or make any such decision.

Section 9.07 Effective Date of Ordinance.

This Ordinance shall take effect upon its third reading and shall be forthwith codified in the Code of County Ordinances and indexed under the general heading "TO PROVIDE FOR THE ISSUANCE AND SALE OF A NOT EXCEEDING ONE MILLION FIVE HUNDRED THOUSAND DOLLAR (\$1,500,000) GENERAL OBLIGATION BOND OF FLORENCE COUNTY, SOUTH CAROLINA (HOWE SPRINGS FIRE DISTRICT), TO PRESCRIBE THE PURPOSES FOR WHICH THE PROCEEDS OF SAID BOND SHALL BE EXPENDED, TO PROVIDE FOR THE PAYMENT OF SAID BOND, AND OTHER MATTERS RELATING THERETO."

DONE IN MEETING DULY ASSEMBLED, this 11TH day of December, 2008.

FLORENCE COUNTY, SOUTH CAROLINA

ATTEST:

SIGNED:

Connie Y. Haselden, Council Clerk

K. G. Rusty Smith, Jr., Chairman

Approved as to Form and Content
James C. Rushton, III, County Attorney

COUNCIL VOTE:
OPPOSED:
ABSENT:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Florence County Council will conduct a public hearing on the proposed adoption of an Ordinance entitled "TO PROVIDE FOR THE ISSUANCE AND SALE OF A NOT EXCEEDING ONE MILLION FIVE HUNDRED THOUSAND DOLLAR (\$1,500,000) GENERAL OBLIGATION BOND OF FLORENCE COUNTY, SOUTH CAROLINA (HOWE SPRINGS FIRE DISTRICT), SERIES 2009, TO PRESCRIBE THE PURPOSES FOR WHICH THE PROCEEDS OF SAID BOND SHALL BE EXPENDED, TO PROVIDE FOR THE PAYMENT OF SAID BOND, AND OTHER MATTERS RELATING THERETO" at _____, South Carolina, at 9:00 a.m., on Thursday, November 20, 2008, in conjunction with a regularly scheduled meeting of the County Council. At such hearing, public comment will be received, orally or in writing, concerning the proposed ordinance. The public is invited to attend.

For the payment of the principal of and interest on the Bond authorized by said Ordinance, there shall be pledged the full faith, credit and taxing power of Florence County and there shall be levied on all taxable property within the Howe Springs Fire District (the "District") ad valorem taxes sufficient in amount to pay said principal and interest on the Bond. Proceeds of the Bond shall be applied to provide fire-fighting equipment, vehicles and equipment for use within the District.

Connie Y. Haselden
Clerk to Florence County Council

DRAFT

(FORM OF BOND)

UNITED STATES OF AMERICA
STATE OF SOUTH CAROLINA
COUNTY OF FLORENCE
GENERAL OBLIGATION BOND, SERIES 2009
(HOWE SPRINGS FIRE DISTRICT)

No. 1

Registered Holder:

Principal Amount: ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000)

FLORENCE COUNTY, SOUTH CAROLINA (the "County"), a public body corporate and politic and a political subdivision of the State of South Carolina (the "State"), created and existing by virtue of the laws of the State, acknowledges itself indebted and for value received hereby promises to pay, solely as hereinafter provided, to the Registered Holder named above or registered assigns, the Principal Amount stated above.

This Bond is issued in the principal amount of One Million Five Hundred Thousand Dollars (\$1,500,000) for purposes authorized by and pursuant to and in accordance with the Constitution and Statutes of the State of South Carolina, including particularly the provisions of Section 4-19-50, Code of Laws of South Carolina, 1976, as amended, and an Ordinance duly adopted by the County Council of Florence County (the "Ordinance"). [Redemption provision, if any.]

The principal and interest on this Bond shall be paid by way of ____ (____) fully amortized annual payments of principal and interest (the "Bond Payment") in the amount of \$_____ due and payable on _____ of each of the years _____ through _____, inclusive (the "Bond Payment Dates").

This Bond shall bear interest at the rate of _____ per centum (____%) per annum calculated on the basis of a 360-day year consisting of twelve 30-day months, from _____, 200____ and shall be paid by way of the Bond Payments to the person in whose name this Bond is registered at the close of business on the fifteenth day of the month next preceding each Bond Payment date. The Bond Payments shall be payable by check or draft mailed at the times provided herein from the County to the person in whose name this Bond is registered at the address shown on the registration books. The Bond Payments are payable in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

Certain capitalized terms used herein and not otherwise defined shall have the meanings ascribed thereto in the Ordinance. Certified copies of the Ordinance are on file in the office of the Clerk of Court of Florence County and in the office of the County Council of Florence County.

This Bond is initially payable from a tax levied on all taxable property within the Howe Springs Fire District. For the prompt payment of the Bond Payments as the same shall become due, the full faith, credit and taxing power of the County are irrevocably pledged.

This Bond and the interest hereon are exempt from all State, county, municipal, school district, and all other taxes or assessments of the State of South Carolina, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise, except inheritance, estate, transfer or certain franchise taxes.

The Bond is issued in the form of one (1) fully registered Bond and is transferable, as provided in the Ordinance, only upon the registration books of the County kept for that purpose at the offices of the County by the registered Holder in person or by his duly authorized attorney upon, (i) surrender of this Bond together with a written instrument of transfer satisfactory to the Registrar duly executed by the registered holder or his duly authorized attorney, and (ii) payment of the charges, if any, prescribed in the Ordinance. Thereupon a new fully registered Bond of interest rate and like principal amount shall be issued to the transferee in exchange therefor as provided in the Ordinance. The County may deem and treat the person in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of the Bond Payment due hereon and for all other purposes.

For every exchange or transfer of the Bond, the County may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer.

It is hereby certified and recited that all acts, conditions and things required to exist, happen and to be performed precedent to and in the adoption of the Ordinance and in the issuance of the Bond in order to make the legal, valid and binding general obligation of the County in accordance with its terms, do exist, have been done, have happened and have been performed in regular and due form as required by law; and that the issuance of the Bond does not exceed or violate any constitutional, statutory or other limitation upon the amount of indebtedness prescribed by law.

[Signatures appear on the following page]

IN WITNESS WHEREOF, FLORENCE COUNTY, SOUTH CAROLINA, has caused this bond to be signed by the manual signature of the Chairman of the Florence County Council, attested by the manual signature of the Clerk to the Florence County Council and the seal of the County impressed hereon.

FLORENCE COUNTY, SOUTH CAROLINA

(SEAL)

Chairman, Florence County Council

ATTEST:

Clerk to Florence County Council

CERTIFICATE OF AUTHENTICATION

This Bond is the Bond of the issue described in the within mentioned Ordinance.

FLORENCE COUNTY, SOUTH CAROLINA,
as Registrar

Clerk to Florence County Council

Date of Authentication: _____, 2009

DRAFT

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though they were written out in full according to applicable laws or regulations.

TEN COM - as tenants in common

UNIF GIFT MIN ACT -

TEN ENT - as tenants by the entireties

_____ Custodian _____
(Cust) (Minor)

JT TEN - as joint tenants with right of survivorship and not as tenants in common

under Uniform Gifts to Minors Act _____
(state)

Additional abbreviations may also be used though not in above list.

(FORM OF ASSIGNMENT)

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and Address of Transferee)

_____ the within bond and does hereby irrevocably constitute and appoint _____ attorney to transfer the within bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed

(Authorized Officer)

(Signature must be guaranteed by a participant in the Securities Transfer Agent Medallion Program (STAMP))

Notice: The signature to the assignment must correspond with the name of the registered owner as it appears upon the face of the within bond in every particular, without alteration or enlargement or any change whatever.

NOTICE OF PRIVATE SALE

Florence County, South Carolina will, on _____, 2009, deliver to _____ its \$1,500,000 General Obligation Bond, Series 2009 (Howe Springs Fire District) (the "Bond"). The Bond, which was sold at par to _____, bears interest at a rate of _____ percentum per annum (____%) and is payable by way of _____ (____) fully amortized annual payments of principal and interest, due on _____ of each year, until the Bond is paid in full.

Chairman, Florence County Council

DRAFT

OFFICIAL NOTICE OF SALE

**\$1,500,000
GENERAL OBLIGATION BOND, SERIES 2009,
FLORENCE COUNTY, SOUTH CAROLINA
(HOWE SPRINGS FIRE DISTRICT)**

Time and Place of Sale: NOTICE IS HEREBY GIVEN that sealed proposals, addressed to the undersigned, will be received by Florence County Council, the governing body of Florence County, South Carolina (the "County"), until _____ (local time) on

_____, _____, 2009

at which time said proposals will be publicly opened in the Office of the County Administrator, City/County Complex, 180 N. Irby Street, Room _____, Florence, South Carolina 29501, for the purchase of \$1,500,000 GENERAL OBLIGATION BONDS, SERIES 2009, OF FLORENCE COUNTY, SOUTH CAROLINA (HOWE SPRINGS FIRE DISTRICT) (the "Bonds").

Details of the Bonds: The Bond will be issued in the form of a single, fully registered bond. The Bond will be dated the date of its delivery; will bear interest from its dated date; and will be payable by way of _____ () fully amortized annual installments of principal and interest, each due on the anniversary date of the issuance of the Bond, commencing with the first such anniversary date, until the Bond be paid in full

Redemption Provisions: [Redemption provisions, if any.]

Bid Requirements: Bidders are invited to name the single rate of interest which the Bond is to bear, and unless all bids are rejected, it will be awarded to the bidder offering to purchase it at the lowest net interest cost to the County at a price of not less than par and accrued interest to the date of delivery.

Interest cost will be determined by deducting premium, if any, from the aggregate of interest on the Bond. Bidders are requested to present tabulations showing aggregate interest cost in dollars and cents, but such tabulations are not required and will not be regarded as a part of the bid. The right is reserved to reject all proposals, and to waive technicalities, but no auction sale will be conducted.

Proposals may be delivered by hand, by mail or by facsimile transmission to (843) _____, but no proposal shall be considered which is not actually received by the County at the place, date and time appointed. The County shall not be responsible for any failure, misdirection or error in the means of transmission selected by any bidder. No agent or employee of the County will undertake to receive proposals by means of oral communication.

The County is not liable for any costs incurred in the preparation, delivery, acceptance or rejection of any bid, including, without limitation, the providing of a bid security deposit.

Bids will be accepted or rejected by _____ p.m. (local time) on the day of the sale. No proposal for the purchase at a price less than par will be considered.

Bid Form: Each hand delivered bid shall be enclosed in a sealed envelope and marked "PROPOSAL FOR \$1,500,000 GENERAL OBLIGATION BONDS, SERIES 2009, OF FLORENCE COUNTY, SOUTH CAROLINA (HOWE SPRINGS FIRE DISTRICT)" and should be directed to the undersigned at the address in the first paragraph hereof. Each bid shall be conditioned in accordance with this Official Notice of Sale.

Security: The Bond shall constitute a binding general obligation of the County and the full faith, credit, resources and taxing power of the County are irrevocably pledged for the payment of the Bond. There shall be levied and collected annually in the same manner as all other county taxes are levied and collected, a tax, without limit, on all taxable property in the Howe Springs Fire District (the "District") sufficient to pay the principal and interest of the Bond as it matures and to create such sinking fund as may be necessary therefor.

Purpose: The Bond is issued for the purpose of providing funds for the purchase of fire-fighting equipment, vehicles and related equipment for use in the District related to fire protection and defraying the cost and expenses of issuance of the Bond.

Legal Opinion: The Purchaser will be furnished with the Bond and an opinion on its validity by Haynsworth Sinkler Boyd, P.A., Attorneys at Law, Florence, South Carolina, bond counsel, and with the usual closing proofs, which will include (a) a certificate that there is no litigation threatened or pending to restrain the issuance or sale of said Bond, and (b) certificates establishing that the Bond is not an "arbitrage" bond, within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended, and the applicable regulations issued thereunder as in effect on the occasion of the delivery of the Bond.

[The Purchaser will also be furnished with the opinion of Haynsworth Sinkler Boyd, P.A. to the effect that the Bonds are "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.]

Delivery: The Bonds will be delivered at the expense of the County on or about _____, 2009, against payment in federal or other immediately available funds.

Continuing Disclosure: In accordance with Section 11-1-85 of the Code of Laws of South Carolina, 1976, as amended, the County has covenanted in the Bond Ordinance authorizing the issuance of the Bonds to file with a central repository for availability in the secondary bond market when requested an annual independent audit, within thirty (30) days of the County's receipt of the audit; and event-specific information within thirty (30) days of an event adversely affecting more than five percent (5%) of the County's revenue or tax base. The only remedy for failure by the County to comply with this covenant shall be an action for specific performance. Moreover, the County has specifically reserved the right to amend the covenant to reflect any change in Section 11-1-85 without the consent of any bondholder.

Additional Information: Persons seeking information should communicate with Kevin V. Yokim, County Finance Director, Florence County, 180 N. Irby Street, MSC-H, Florence, South Carolina 29501, (telephone (843) 665-3013) or Benjamin T. Zeigler, Esquire, Haynsworth Sinkler Boyd, P.A., 1831 West Evans Street, Florence, South Carolina 29501 (telephone (843) 669-6002).

This Notice is given to evidence the County's intent to receive bids for and award the Bonds on the date stated above. Such sale may be postponed prior to the time bids are to be received and as published on Thomson Municipal Market Monitor, Bloomberg, or other electronic information service. If canceled, the sale may be thereafter rescheduled within 60 days of the date of the publication of this Official Notice of Sale, and notice of such rescheduled date of sale will be posted at least 48 hours prior to the time for receipt of bids on Thomson Municipal Market Monitor, Bloomberg, i-dealprospectus.com or other electronic information service.

County Administrator
Florence County, South Carolina

DRAFT

STATE OF SOUTH CAROLINA

COUNTY OF FLORENCE

I, the undersigned, Clerk to Florence County Council ("County Council"), the governing body of Florence County, South Carolina, DO HEREBY CERTIFY:

That the foregoing constitutes a true, correct and verbatim copy of an Ordinance adopted by the County Council on December 11, 2008. The Ordinance was read at three public meetings of the County Council on three separate days, October 16, 2008, November 20, 2008 and December 11, 2008. An interval of at least six days occurred between each reading of the Ordinance. At each such meeting, a quorum of the County Council was present and remained present throughout the meeting.

The meetings held on October 16, November 20, and December 11, 2008 were each a regular meeting of the County Council, for which notice had been previously given pursuant to and in conformity with Chapter 4, Title 30 of the Code of Laws of South Carolina 1976, as amended (the "Freedom of Information Act").

The original of the Ordinance is duly entered in the permanent records of County Council, in my custody as Clerk.

The Ordinance is now of full force and effect, and has not been modified, amended or repealed.

IN WITNESS WHEREOF, I have hereunto set my Hand and the Seal of Florence County, South Carolina, this ____ day of December, 2008.

(SEAL)

Clerk to Florence County Council, Florence County,
South Carolina

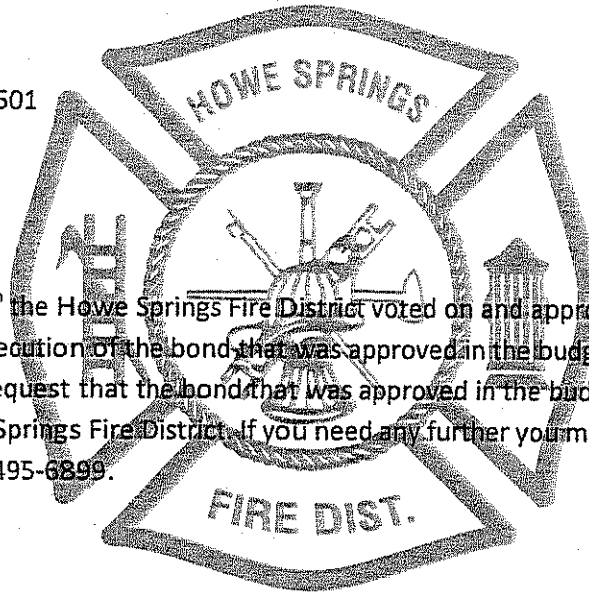
Howe Springs
FIRE DISTRICT

September 17, 2008

Kevin Yokim
180 N. Irby St. MSC-H
Florence, South Carolina 29501

Dear Kevin,

On Monday, September 15th the Howe Springs Fire District voted on and approved a resolution to request from council the execution of the bond that was approved in the budget ordinance. At this time Howe Springs Fire District request that the bond that was approved in the budget ordinance be processed for use by Howe Springs Fire District. If you need any further you may contact me at 843-662-2166 or Chief Smith at 843-495-6899.



Sincerely,

A handwritten signature in cursive script, appearing to read "Earl Liner".

Earl Liner
Chairman
Howe Springs Fire District

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Third Reading - Ordinance No. 12-2008/09

DEPARTMENT: Administration

ISSUE UNDER CONSIDERATION:

(An Ordinance Amending The Florence County Code To Remove Job Descriptions Maintained Officially In Human Resources, And Other Matters Relating Thereto.)

OPTIONS:

1. *(Recommended)* Approve Third Reading of Ordinance No. 12-2008/09.
2. Provide an Alternate Directive.

ATTACHMENTS:

1. Ordinance No. 12-2008/09.
2. Copy of job descriptions/Code sections to be deleted.

Sponsor(s) : Administration
 First Reading/Introduction : October 16, 2008
 Committee Referral : N/A
 Committee Consideration Date : N/A
 Committee Recommendation : N/A
 Public Hearing : November 20, 2008
 Second Reading : November 20, 2008
 Third Reading : December 11, 2008
 Effective Date : Immediately

I, _____,
 Council Clerk, certify that this
 Ordinance was advertised for
 Public Hearing on _____.

ORDINANCE NO. 12-2008/09

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

(An Ordinance Amending The Florence County Code To Remove Job Descriptions Maintained Officially In Human Resources, And Other Matters Relating Thereto.)

WHEREAS:

1. The Florence County Code contains sections consisting of job descriptions that have been superseded by the County's Comp and Class Plans job descriptions and other official actions of Council; and
2. The job descriptions which update these sections are officially maintained in Human Resources and may be deleted from the Code.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Chapter 2, Administration, Article VI, Organization and Rules of the Florence County Council, Division 1, Officers is hereby amended by deletion of the following sections: 2-220 through 2-222 and 2-224 through 2-229.
2. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.
3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

SIGNED:

 Connie Y. Haselden, Council Clerk

 K. G. Rusty Smith, Jr., Chairman

 Approved as to Form and Content
 James C. Rushton, III, County Attorney

COUNCIL VOTE:
 OPPOSED:
 ABSENT:

Sec. 2-220. Finance and data services director.

The county administrator shall appoint a qualified person, not a member of council to serve as the finance and data services director for an indefinite time. The salary and other conditions of employment shall be in accordance with the approved county personnel classification and compensation plan, after due advertisement has been made in publications of sufficient circulation to attract the best qualified persons for said positions and there shall be a submission of resumes and interviews to review in detail the qualifications of candidates for said positions. The director shall report to and be responsible to the county administrator. The finance director shall have the following duties and responsibilities: To attend all regular meetings of the council; to assist in the preparation of all ordinances and resolutions with financial impact; to prepare an annual budget for presentation by the county administrator to the council in accordance with the sections 11-141 to 11-145; to keep the county administrator and council advised of the financial condition of the county; to examine on a regular basis all accounts; to direct and personally participate in the maintenance of a central accounting system for the county in a manner consistent with established and accepted county governmental accounting principles in sufficient detail to produce adequate financial and statistical data for management purposes; to coordinate with the county treasurer and auditor in the levy and accounting upon collection of property and other taxes, both current and delinquent; to maintain an adequate system of control to insure that expenditures do not exceed budgetary appropriations; to review all vouchers, request for payment, and payroll documents; prepare special financial statements, cost reports, and statements of receipts and expenditures at regular intervals; to supervise and approve work of consultant accountants in preparation of annual audits; to manage the county's enterprise funds, within approved budgets; to administer billing and collections for all assigned accounts such as EMS and enterprise funds; to maintain a current inventory of all county owned equipment indicating make, model, serial number, location and condition; to administer and

supervise the county's data processing operations, and provide assistance to other county departments with data processing needs; to review the financial reports of the county treasurer as required in sections 11-141 and 11-144; and to perform such other duties as may from time to time be assigned to him by the county administrator.

(Ord. No. 24-79/80, 9-2-80; Ord. No. 10-83/84, § 1, 6-14-84)

Sec. 2-221. General services director.

The county administrator shall appoint a qualified person, not a member of council, to serve as the general services director for an indefinite time, the salary and other conditions of employment to be in accordance with the approved county personnel classification and compensation plan. The director shall report to the county administrator. The general services director shall have the following duties and responsibilities: To act as the county procurement officer; to secure quotations of prices and competitive bids as may be required by ordinances or resolutions; to issue purchase orders as approved; to review all bids and quotations; to open bids and quotations as advertised; to negotiate for purchase of goods and services as may be required; to prepare specifications and bid documents in accordance with approved and accepted practices; to formulate and prepare purchasing policy for approval; to provide liaison services with departments as to needs, recommendations and advice with regard to purchasing; to review all department purchase requests for compliance with budget, current county and departmental policy, and proper purchasing procedures; to supervise centralized receiving for all county purchases except for specialized materials or materials to be used at off-site locations, such exceptions to be at the discretion of the county administrator; to plan, organize and direct other support services as assigned, to include, at a minimum outgoing mail processing and photocopying; and to perform such other duties as may be from time to time assigned by the county administrator.

(Ord. No. 10-83/84, § 2, 6-14-84; Ord. No. 21-84/85, §§ 1, 2, 6-6-85; Ord. No. 19-85/86, § 3, 5-15-86)

Sec. 2-222. Personnel services director.

The county administrator shall appoint a qualified person, not a member of council, to serve as the personnel services director for an indefinite time, the salary and other conditions of employment to be in accordance with the approved county personnel classification and compensation plan. The director shall report to the county administrator. The personnel director shall have the following duties and responsibilities: To plan and supervise classification and compensation, recruitment, employee relations, training, personnel records maintenance activities for the county; to administer the county's central personnel management system; to provide information to employees regarding leave policy, insurance and retirement benefits, transfers, promotions; to recommend to the county administrator policies and procedures which clarify and interpret the county personnel ordinance; to provide advice and information to departments and supervisors relative to classification and compensation administration matters, and to prepare material and documentation related to requests; to conduct major comprehensive studies and surveys relative to effectiveness and proper utilization of county personnel services; to coordinate the grievance policy (Code sections 24-190 to 24-225); to develop the research necessary for the administration to thoroughly evaluate the county's personnel insurance programs; to prepare all personnel reports required by federal and state governments or agencies thereof; to coordinate the county's safety and risk management programs; to perform comprehensive compensation surveys as may be required; to review all questions regarding compensation from department heads; and to perform such other duties as may be from time to time assigned by the county administrator.

(Ord. No. 10-83/84, § 3, 6-14-84)

Sec. 2-224. Administrative assistant.

The county administrator shall appoint a qualified person, not a member of council, to serve as the administrative assistant to the county administrator for an indefinite time, the salary and other conditions of employment to be in accordance with the approved county personnel classification and compensation plan. Said appointment shall be made in accordance with the approved county personnel policies and procedures to attract the best qualified persons for said position. The administrative assistant shall report to, and be responsible to, the county administrator and assist the county administrator on matters pertaining to the administration and operation of county government, and (in addition to) those duties and responsibilities which shall be prescribed by the county administrator, the administrative assistant shall have the following duties and responsibilities: To attend all regular and special meetings of council; to assist in staff coordination, both administrative and operational; to act as the county administrator's liaison with the public and county departments to verify that action is taken when necessary; to review incoming correspondence, memoranda, reports and summaries for briefing the county administrator and making recommendations where appropriate; to review policies and procedures both operational and administrative, on a periodic basis, making recommendations for revision as they are needed; to review all draft council minutes to report to the administrator that all directives of council are completed as necessary, and to insure for the administrator that all council requests and

correspondence is handled in an efficient and effective manner; to assist in the preparation and review of all draft ordinances and changes to ordinances, and changes to the Florence County Code; and to perform such other duties as may from time to time be assigned by the county administrator.

(Ord. No. 24-79/80, 9-2-80; Ord. No. 10-83/84, § 5, 6-14-84)

Sec. 2-225. Public works director.

The county administrator shall appoint a qualified person, not a member of council, to serve as the public works director for an indefinite time, the salary and other conditions of employment to be in accordance with the approved county personnel classification and compensation plan. Said appointment shall be made in accordance with the approved county personnel policies and procedures to attract the best qualified person for said position. The director shall report to and be responsible to the county administrator and assist the county administrator on matters pertaining to the policy and administration of the county public works department. In addition to any other duties and responsibilities which shall be prescribed by the county administrator, the public works director shall have the following duties and responsibilities: to administer and direct the activities of the public works department; to oversee the general maintenance and repair of roads, bridges and county work projects; to draft specifications and special instructions for work to be performed by the department; to investigate and resolve all complaints concerning public works responsibilities; to advise the county administrator and assist in the development of policies and procedures for public works in Florence County; and to perform such other duties as may from time to time be assigned to him by the county administrator.

(Ord. No. 24-79/80, 9-2-80; Ord. No. 31-81/82, § 5, 7-20-82; Ord. No. 10-83/84, § 6, 6-14-84)

Sec. 2-226. Emergency services director.

The county administrator shall appoint a qualified person, not a member of council, to serve as the emergency services director for an indefinite time, the salary and other conditions of employ-

ment to be in accordance with the approved county personnel classification and compensation plan. Said appointment shall be made in accordance with the approved county personnel policies and procedures to attract the best qualified person for said position. The director shall report to and be responsible to the county administrator on matters pertaining to the policy, administration and operations of the emergency preparedness and emergency medical services departments and programs. In addition to any other duties and responsibilities which shall be prescribed by the county administrator, the emergency services director shall have the following duties and responsibilities: To act as the county emergency preparedness director under S.C. Regulation 127-1 and sections 8-1 to 8-31 of the Florence County Code; to develop and coordinate the implementation of the county emergency preparedness plan; to direct emergency preparedness test exercises; to activate the county emergency operations center as needed; to plan, organize, and direct the delivery of emergency medical services; to coordinate with volunteer rescue squads and others involved in the provision of emergency services; to serve as secretary and the county administrator's representative to the Florence County Ambulance Services Commission; and to perform related duties as assigned.

(Ord. No. 24-79/80, 9-2-80; Ord. No. 10-83/84, § 7, 6-14-84)

Sec. 2-227. Tax assessor.

The county administrator shall appoint a qualified person, not a member of council, to serve as a tax assessor for Florence County for an indefinite period, the salary and other conditions of employment will be in accordance with the approved county personnel classification and compensation plan. Said appointment shall be in accordance with the approved county policies and procedures to attract the best qualified person for said position. The assessor shall report to and be responsible to the county administrator for all matters pertaining to real property assessments in Florence County. In addition to any other duties and responsibilities prescribed by ordinance or resolution, the county administrator, and prescribed by State of South Carolina through

legislation or by the South Carolina Tax Commission, the tax assessor shall have the following duties and responsibilities: To plan, organize, coordinate and direct the appraisal and assessment of real property in Florence County; to exercise general supervision over a staff of appraisers, administrative, technical and clerical workers; to supervise mapping, and map maintenance of Florence County; to assure that the ratio of assessed value of fair market value is uniform countywide; to develop proposed policies and procedures pertaining to property assessment; to supervise and maintain records of recorded deed sales transactions, building permits, tax maps, mobile home licenses, floodplain information, etc.; and to perform such other duties as may from time to time be assigned by the county administrator.

(Ord. No. 24-79/80, 9-2-80; Ord. No. 10-83/84, § 8, 6-14-84)

Sec. 2-228. Vehicle and equipment maintenance director.

The county administrator or his designee shall appoint a qualified person, not a member of council, to serve as the vehicle and equipment maintenance director for an indefinite time, the salary and other conditions of employment to be in accordance with the approved county personnel classification and compensation plan. Said appointment shall be made in accordance with the approved county personnel policies and procedures to attract the best qualified person for said position. The director shall report to and be responsible to the county administrator or his designee on matters pertaining to the policy, administration and operations of the vehicle and equipment maintenance department and program. In addition to any other duties and responsibilities which shall be prescribed by the county administrator or his designee, the vehicle and equipment maintenance director shall have the following duties and responsibilities: To supervise and direct the department's daily operations and employees; to ensure rendering of services on a timely first-come, first-served basis except in emergency situations as approved by the county administrator or his designee; to ensure the accurate recording of service and cost records for all

county vehicles and equipment and report on such services and costs to the county administrator or his designee as required; to administer the county's preventive maintenance and servicing policies; to be responsible for the receipt, and inspection of new county vehicles and release such vehicles to the appropriate departments only in accordance with county policies and budgets, including proper delivery of the correct "trade-in" vehicle; to coordinate with the purchasing director and county administrator or his designee the sale of surplus vehicles and equipment; to exercise control over and ensure the safety of all vehicles and equipment being serviced at the maintenance facility; to administer an up-to-date master file concerning operating cost per vehicle/equipment and the management information system for vehicle services; to control the use of vehicles/equipment not assigned to a specific department; to supervise the proper use and retention of work orders; to administer and ensure adherence to all adopted policies and procedures of the centralized vehicle and equipment maintenance program; and to administer the county wrecker service to include the scheduling of on-call towing capabilities for off-hours.

(Ord. No. 31-81/82, § 6, 7-20-82; Ord. No. 10-83/84, § 9, 6-14-84; Ord. No. 21-84/85, § 3, 6-6-85; Ord. No. 19-85/86, § 2, 5-15-86)

Sec. 2-229. Utilities and engineering services director.

The county administrator shall appoint a qualified person, not a member of council, to serve as the utilities and engineering services director for an indefinite time, the salary and other conditions of employment to be in accordance with the approved county personnel classification and compensation plan. Said appointment shall be made in accordance with the approved county personnel policies and procedures to attract the best qualified person for said position. The director shall report to and be responsible to the county administrator on matters pertaining to the policy, administration and operations of the utilities and engineering services department and program. In addition to any other duties and responsibilities which shall be prescribed by the county administrator, the utilities and engineering services di-

rector shall have the following duties and responsibilities: To serve as assistant county engineer; to plan, organize and direct the operation of the county's utility systems; to draw up necessary easements and rights-of-way as necessary for county projects; to assist the county administrator and other departments as assigned to develop designs and plans for physical improvement project; to insure compliance by developers and citizens with county ordinances on subdivisions, storm drainage and flood damage prevention; to plan, organize and direct the issuance of building permits and flood plain development permits; to supervise the provision of planning services; to administer contracts relating to utility, planning, and physical improvement services and projects; to serve as secretary to the county planning commission unless otherwise designated by the county administrator; and to perform related duties as assigned.

(Ord. No. 10-83/84, § 10, 6-14-84)

Secs. 2-230—2-235. Reserved.

FLORENCE COUNTY COUNCIL MEETING

Item For Meeting On: Thursday, December 11, 2008

AGENDA ITEM: Ordinance No.13-2008/09
Second Reading

DEPARTMENT: Planning and Building Inspections



ISSUE UNDER CONSIDERATION:

[An Ordinance To Rezone Property Owned By Dorothy Ann Arzu Located At 2951 Whippoorwill Road, Florence From R-1, Single-Family Residential District To R-3, Single-Family Residential District Shown On Florence County Tax Map No. 00127, Block 1, Parcel 275 Consisting Of 1.00 Acre.]

POINTS TO CONSIDER:

1. The property is located in Council District 5.
2. The subject property currently contains a doublewide manufactured home.
3. The property is currently zoned R-1, Single-Family Residential District.
4. The applicant wishes to rezone the property to R-3, Single-Family Residential District.
5. The property is surrounded by some wooded area, manufactured homes and some residentially-developed property.
6. This property is designated as Rural Resource area according to the Comprehensive Plan.
7. This request does comply with the Comprehensive Plan.

OPTIONS:

1. (*Recommended*) Approval Of Ordinance No.13-2008/09 To Rezone Property Owned By Dorothy Ann Arzu Located At 2951 Whippoorwill Road, Florence From R-1, Single-Family Residential District To R-3, Single-Family Residential District Shown On Florence County Tax Map No. 00127, Block 1, Parcel 275 Consisting Of 1.00 Acre.
(*Planning Commission approved 9-0*)(*Council District 5*)
2. Provide An Alternative Directive

ATTACHMENTS:

Copies of the following are attached:

1. Ordinance No.13-2008/09
2. Staff report for PC#2008-61
3. Vicinity map
4. Location map
5. Comprehensive Land Use Plan map
6. Zoning map
7. Aerial photograph
8. Comprehensive Plan information
9. Zoning Ordinance information

Sponsor(s) : Planning Commission
 Planning Commission Consideration : October 28, 2008
 Planning Commission Public Hearing : October 28, 2008
 Planning Commission Recommendation : October 28, 2008 [Approved 9-0]
 First Reading/Introduction : November 20, 2008
 Committee Referral : N/A
 Second Reading : December 11, 2008
 Third Reading : TBA
 Effective Date : Immediately

I, _____,
 Council Clerk, certify that this
 Ordinance was advertised for
 Public Hearing on _____.

ORDINANCE NO. 13-2008/09

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

[An Ordinance To Rezone Property Owned By Dorothy Ann Arzu Located At 2951 Whippoorwill Road, Florence From R-1, Single-Family Residential District To R-3, Single-Family Residential District Shown On Florence County Tax Map No. 00127, Block 1, Parcel 275 Consisting Of 1.00 Acre.]

WHEREAS:

1. Section 30-291 entitled "Intent" of Chapter 30- Zoning Ordinance of the Florence County Code of Ordinances establishes that Florence County Council must be satisfied that applications for amendments to the Zoning Atlas of Florence County are not injurious from a public health, safety, and general welfare outlook and the effect of the change will not negatively impact the immediate environs or the County generally; and
2. Section 30-297 entitled "Administrative Procedures, Action" of Chapter-30 Zoning Ordinance of the Florence County Code for Florence County republished January 2008, provides a procedure for amending the Official Zoning Map of the County of Florence; and
3. The procedure has been followed by the Florence County Planning Commission at a public hearing on October 28, 2008.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Property located on Whippoorwill Road bearing Tax Map 00127, Block 1, Parcel 275, is hereby rezoned to R-3, Single-Family Residential District.
2. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.
3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

SIGNED:

 Connie Y. Haselden, Council Clerk

 K. G. Rusty Smith, Jr., Chairman

COUNCIL VOTE:

OPPOSED:

ABSENT:

 Approved as to Form and Content
 James C. Rushton, III, County Attorney

**STAFF REPORT
TO THE
FLORENCE COUNTY PLANNING COMMISSION
OCTOBER 28, 2008
PC#2008-61
ORDINANCE NO. 13-2008/09**

Subject: Rezoning request from R-1, Single-Family Residential District to R-3, Single-Family Residential District

Location: Property is located on 2951 Whippoorwill Road, Florence County

Tax Map Number: 00127, Block 1, Parcel 275

Council District(s): 5; County Council

Owner of Record: Dorothy Ann Arzu

Applicant: Vernita Hart

Land Area: 1 acre

Existing Land Use and Zoning:

The property currently contains a doublewide manufactured home and zoned R-1, Single Family Residential District in the County of Florence.

Proposed Land Use and Zoning:

The applicant is proposing to rezone the subject property to R-3, Single-Family Residential District for future use of the property for the existing manufactured home.

Surrounding Land Use and Zoning:

North: Wooded area/R-3/Florence County

South: Wooded area/ R-3/Florence County

West: Single-family residential/R-1/Florence County

East: Manufactured home/R-3/Florence County

Florence County Comprehensive Plan:

The subject property is located in a Rural Resource area according to the Comprehensive Plan Land Use Map. This request does comply with the Comprehensive Plan.

Staff Analysis:

Access and Circulation- Present access to the property is by way of Whippoorwill Road.

Water and Sewer Availability- Water services will be provided by City of Florence Public Works. No public sewer at this time.

Adjacent Waterways/Bodies of Water/Flood Zone- There does not appear to be a waterway/body of water adjacent to the property. The property is not in a flood zone.

Background- The subject property is requesting rezoning to R-3, Single-Family Residential District.

Florence County/Municipal Planning Commission Action: October 28, 2008

The nine Planning Commission members present approved the zoning request unanimously at the meeting held on October 28, 2008.

Florence County/Municipal Planning Commission Recommendation:

The Planning Commission recommends approval of this request by the Florence County Council due to the rezoning being in compliance with the Comprehensive Plan.

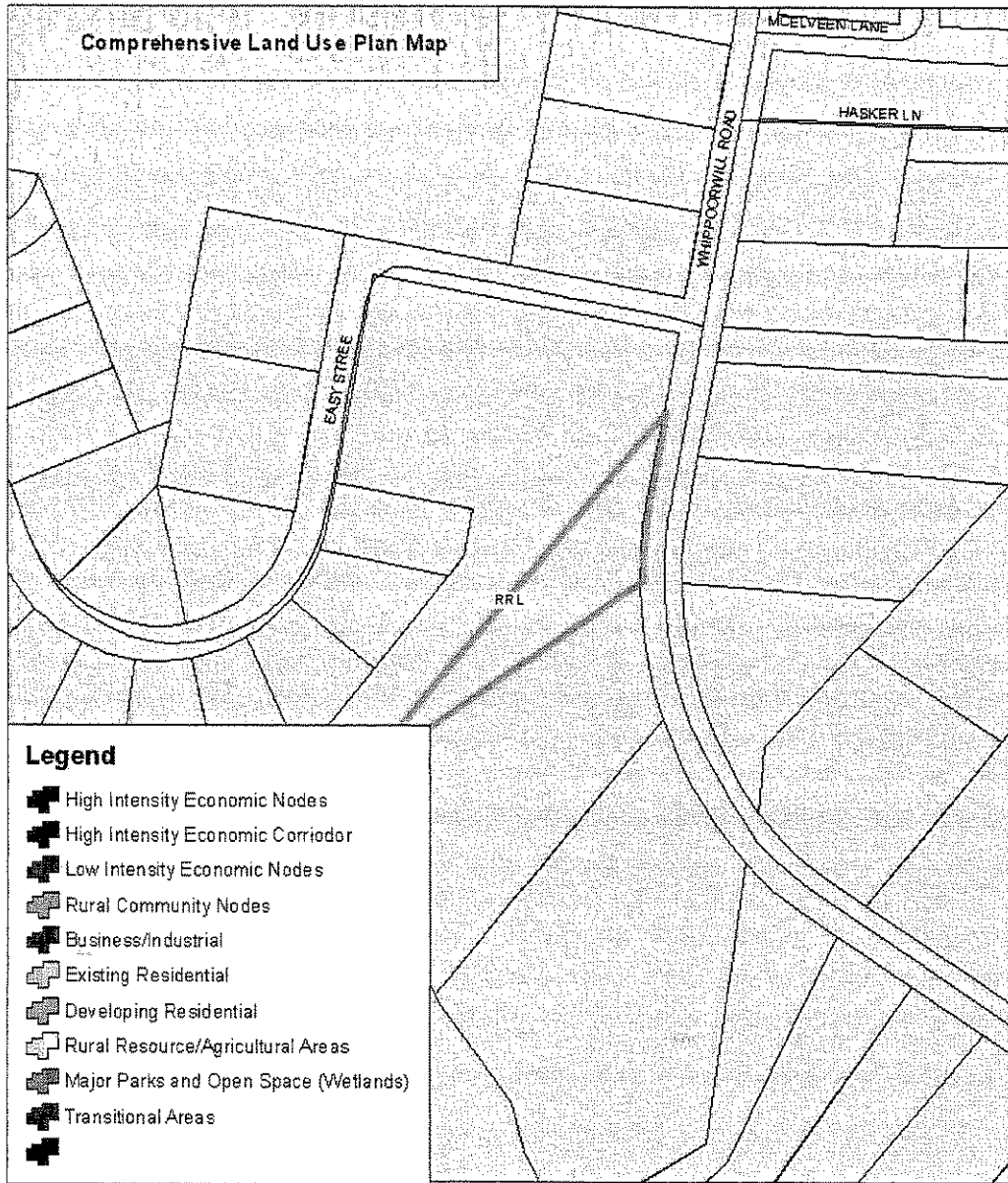


0 125 250 500 Feet



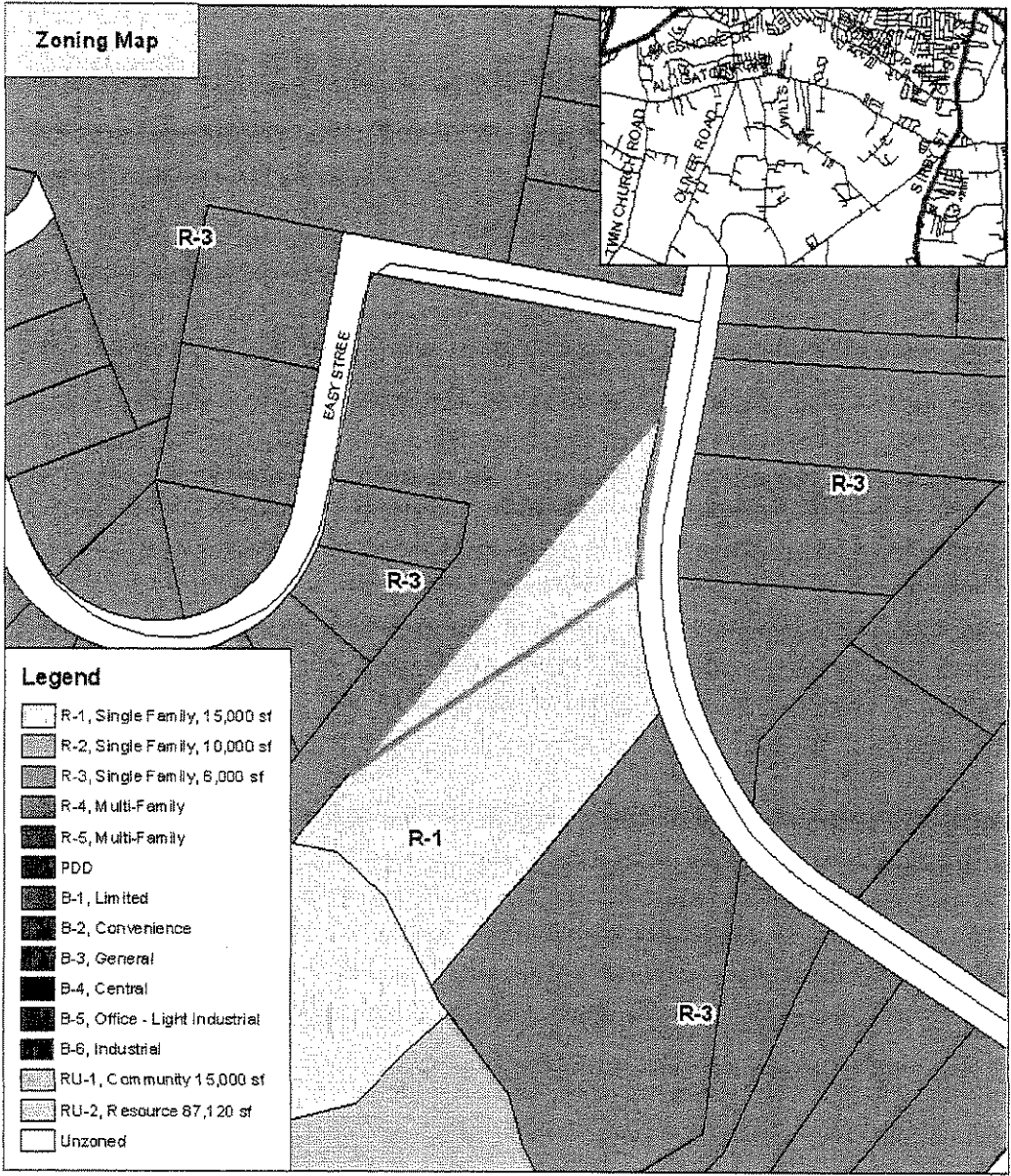
Map Prepared by: RWE
Copyright 2007: Florence County/Municipal Planning
& Building Inspections Department
Geographic Information Systems
2007

COUNTY COUNCIL DISTRICT(S): 5
PC#2008-61



Map Prepared by: RWE
 Copyright 2007: Florence County/Municipal Planning
 & Building Inspections Department
 Geographic Information Systems
 2007

COUNTY COUNCIL DISTRICT(S): 5
PC#2008-61



0 135 270 540 Feet



Map Prepared by: RWE
 Copyright 2007: Florence County/Municipal Planning
 & Building Inspections Department
 Geographic Information Systems
 2007

COUNTY COUNCIL DISTRICT(S): 5
PC#2008-61

Florence County 2003 Orthophotography Map



0 105 210 420 Feet



N



Map Prepared by: RWE
Copyright 2007: Florence County/Municipal Planning
& Building Inspections Department
Geographic Information Systems
2007

COUNTY COUNCIL DISTRICT(S): 5
PC#2008-61

Comprehensive Plan Attachment:

Rural Resource / Agricultural Areas

Most areas shown on the Plan Map generally are outside the path of projected development, characteristically rural and predominately undeveloped or in agricultural use at this time. Moreover, few changes to these areas are anticipated during the life of this Plan, provided urban sprawl is kept in check. The retention of open lands, woodlands, and wetlands which make up a large part of this area, are essential for clean air, water, wildlife, many natural cycles, and a balanced environment among other things. Even more essential from an economic perspective are the agricultural lands and farming operations in this area. These areas also provide a **rural environment** preferred by many people over subdivisions and higher density urban or community settings.

Objective

The objective of this classification is to conserve rural characteristics and resources, particularly agricultural, and maintain a balanced rural-urban environment.

Strategy

Strategies designed to implement this objective include:

- ✓ Setting an urban growth boundary which would limit urban intrusions into such areas.
- ✓ Monitoring and mitigating proposed changes which would alter or compromise the rural character of such area.
- ✓ Amending subdivision regulations to encourage cluster development with open space-agricultural land set aside as an alternative to large lot development.
- ✓ Prohibit through zoning high intensity development from the area.

Plan Compliance Matrix

PLAN MAP OBJECTIVES (Summary)	USE IN ACCORD WITH PLAN MAP OBJECTIVES	USES AT VARIANCE WITH PLAN MAP OBJECTIVES
Conserve rural characteristics and resources and maintain a balanced rural-urban environment	<ul style="list-style-type: none"> ❖ Single-family site built and manufactured dwellings ❖ Agricultural uses ❖ Small scale retail uses ❖ Agricultural related industrial uses ❖ Institutional uses 	<ul style="list-style-type: none"> ❖ High density residential uses ❖ Big Box retail ❖ Uses generally in conflict with rural values and characteristics

ZONING ORDINANCE ATTACHMENT

R-1, R-2, and R-3 Single-Family Residential Districts

Aside from differences in lot sizes and densities, these districts are intended to foster, sustain, and protect areas in which the principal use of land is for single-family dwellings and related support uses.

FLORENCE COUNTY COUNCIL MEETING

Item For Meeting On: Thursday, December 11, 2008

AGENDA ITEM: Ordinance No.14-2008/09
Second Reading

DEPARTMENT: Planning and Building Inspections



ISSUE UNDER CONSIDERATION:

[An Ordinance To Rezone Property Owned By Real Estate Asset Management Located At 1133 East Howe Springs Road, Florence From R-1, Single-Family Residential District To B-3, General Commercial District Shown On Florence County Tax Map No. 00180, Block 1, Parcel 202 Consisting Of 2.9 Acres.]

POINTS TO CONSIDER:

1. The property is located in Council District 7.
2. The subject property is currently being utilized as a real estate management company and a residential/ commercial painting business.
3. The property is currently zoned R-1, Single-Family Residential District.
4. The applicant wishes to rezone the property to B-3, General Commercial District.
5. The property is surrounded by some commercial property and some residentially-developed property.
6. The property is designated as Developing Residential areas according to the Comprehensive Plan. Upon approval of the updated map by the Florence County Council, the subject property will be located in a Commercial Growth and Preservation area, which will then comply with the Comprehensive Plan.

OPTIONS:

1. *(Recommended)* Approval Of Ordinance No.14-2008/09 To Rezone Property Owned By Real Estate Asset Management Located At 1133 East Howe Springs Road, Florence From R-1, Single-Family Residential District To B-3, General Commercial District Shown On Florence County Tax Map No. 00180, Block 1, Parcel 202 Consisting Of 2.9 Acres.
(Planning Commission approved 9-0)(Council District7)
2. Provide An Alternative Directive

ATTACHMENTS:

Copies of the following are attached:

1. Ordinance No14-2008/09
2. Staff report for PC#2008-62
3. Vicinity map
4. Location map
5. Comprehensive Land Use Plan map
6. Zoning map
7. Aerial photograph
8. Comprehensive Plan information
9. Zoning Ordinance Information

Sponsor(s) :Planning Commission
 Planning Commission Consideration :October 28, 2008
 Planning Commission Public Hearing :October 28, 2008
 Planning Commission Recommendation :October 28, 2008[Approved 9-0]
 First Reading/Introduction :November 20, 2008
 Committee Referral :N/A
 Second Reading :December 11, 2008
 Third Reading :TBA
 Effective Date :Immediately

I, _____,
 Council Clerk, certify that this
 Ordinance was advertised for
 Public Hearing on _____.

ORDINANCE NO. 14-2008/09

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

[An Ordinance To Rezone Property Owned By Real Estate Asset Management Located At 1133 East Howe Springs Road, Florence From R-1, Single-Family Residential District To B-3 General Commercial District Shown On Florence County Tax Map No. 00180, Block 1, Parcel 202 Consisting Of 2.9 Acres.

WHEREAS:

1. Article 9, Section 9.1 entitled "Intent" of Chapter 30-Zoning Ordinance of the Florence County Code establishes that Florence County Council must be satisfied that applications for amendments to the Zoning Atlas of Florence County are not injurious from a public health, safety, and general welfare outlook and the effect of the change will not negatively impact the immediate environs or the County generally; and
2. Article 9, Section 9.5 entitled "Administrative Procedures, Action" of Chapter 30-Zoning Ordinance of the Florence County Code for Florence County republished January, 2008, provides a procedure for amending the Official Zoning Map of the County of Florence; and
3. The procedure has been followed by the Florence County Planning Commission at a public hearing on October 28, 2008.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Property located at 1133 East Howe Springs Road bearing Tax Map 00180, Block1, Parcel 202 is hereby rezoned to B-3, General Commercial District.
2. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.
3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

SIGNED:

 Connie Y. Haselden, Council Clerk

 K. G. Rusty Smith, Jr., Chairman

 Approved as to Form and Content
 James C. Rushton, III, County Attorney

COUNCIL VOTE:
 OPPOSED:
 ABSENT:

**STAFF REPORT
TO THE
FLORENCE COUNTY PLANNING COMMISSION
October 28, 2008
PC#2008-62
ORDINANCE NO. 14-2008/09**

Subject: Rezoning request from R-1, Single-Family Residential District to B-3, General Commercial District

Location: 1133 East Howe Springs Road, Florence County

Tax Map Number: 00180, Block 1, Parcel 202

Council District(s): 7; County Council

Owner of Record: Real Estate Asset Management

Applicant: Ralph Medford

Land Area: 2.9 acres

Existing Land Use and Zoning:

The subject property is a real estate management company and a residential/ commercial painting business and zoned R-1, Single-Family Residential District.

Proposed Land Use and Zoning:

The applicant requests that the subject parcel be rezoned to B-3, General Commercial District, for future commercial and service needs as permitted within and by the standards of the B-3, General Commercial District.

Surrounding Land Use and Zoning:

North: Undeveloped/RU-1/ Florence County
South: Vacant commercial use/R-2/ Florence County
East: Existing commercial use/B-3/ Florence County
West: Single-family residential/R-1/ Florence County

Florence County Comprehensive Plan:

The subject property is located in a Developing Residential area according to the Comprehensive Plan Land Use Map. This request does not comply with the Comprehensive Plan. However, as required by State Law, the Planning Department is in the process of updating the Comprehensive Plan Land Use Map. The completion date will be early 2009. Upon approval of the updated map by the Florence County Council, the subject property will be located in a Commercial Growth and Preservation area, which will comply with the Comprehensive Plan.

Staff Analysis:

Access and Circulation - Present access to the property is by way of Howe Springs Road.

Water and Sewer Availability - Water services will be provided by the City of Florence. Currently the property has a septic tank.

Adjacent Waterways/Bodies of Water/Flood Zone - There does not appear to be any waterway/body of water adjacent to this property. It is not in a flood zone.

Traffic Review - The rezoning of this property will have a minimal effect on traffic flow for the area.

Background – The property is located on Howe Springs Road in the County of Florence and is currently zoned R-1, Single-Family Residential District

Florence County Planning Commission Action: October 28, 2008

The nine Planning Commission members present approved the zoning request unanimously at the meeting held on October 28, 2008.

Florence County Planning Commission recommendation:

The Planning Commission recommends approval of the rezoning request by Florence County Council. Based on the fact that the subject property will be located in a Commercial Growth and Preservation area which will comply with the Comprehensive Plan which will be completed in early 2009.

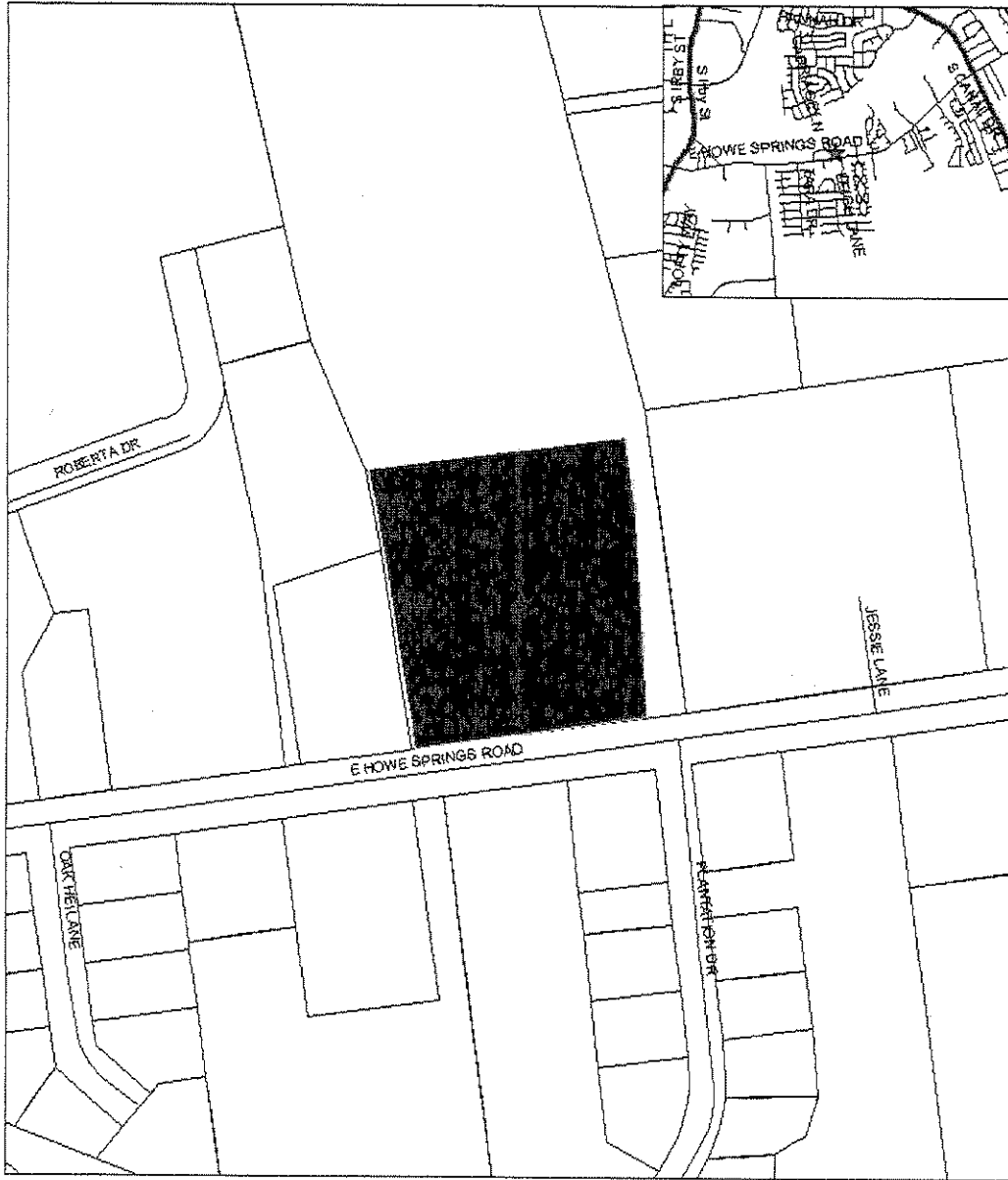


0 475 950 1,900 Feet



Map Prepared by: RWE
 Copyright 2007: Florence County/Municipal Planning
 & Building Inspections Department
 Geographic Information Systems
 2007

COUNTY COUNCIL DISTRICT(S): 7
PC#2008-62



0 120 240 480 Feet














Map Prepared by: RWE
 Copyright 2007: Florence County/Municipal Planning
 & Building Inspections Department
 Geographic Information Systems
 2007

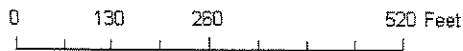
COUNTY COUNCIL DISTRICT(S): 7
PC#2008-62

Comprehensive Land Use Plan Map



Legend

-  High Intensity Economic Nodes
-  High Intensity Economic Corridor
-  Low Intensity Economic Nodes
-  Rural Community Nodes
-  Business/Industrial
-  Existing Residential
-  Developing Residential
-  Rural Resource/Agricultural Areas
-  Major Parks and Open Space (Wetlands)
-  Transitional Areas
- 



N



Map Prepared by: RWE
 Copyright 2007: Florence County/Municipal Planning
 & Building Inspections Department
 Geographic Information Systems
 2007

COUNTY COUNCIL DISTRICT(S): 7
PC#2008-62

Florence County 2003 Orthophotography Map



0 100 200 400 Feet



Map Prepared by: RWE
Copyright 2007: Florence County/Municipal Planning
& Building Inspections Department
Geographic Information Systems
2007

COUNTY COUNCIL DISTRICT(S): 7
PC#2008-62

Comprehensive Plan Attachment:

Residential Areas Developing Residential

This is where most future residential development is expected to take place based on trends, availability of existing and/or planned infrastructure, and environmental conditions.

Objective

The objective of this designation is to promote and accommodate in an orderly manner residential development in areas so designated.

Strategy

The following strategies are recommended for implementing the above objective:

- ✓ Regulate development within such areas to ensure land use compatibility.
- ✓ Back residential subdivisions along arterial streets; discourage strip residential development and control curb cuts along such streets.
- ✓ Enact habitability, siting, and safety standards for manufactured homes, and promote compatibility with conventional dwellings.
- ✓ Amend subdivision regulations to address conservation of on-site resources and the integration of such resources into site design.
- ✓ Ensure that the level and type of proposed residential development will be compatible with the physical limitations of the land and established land uses in the surrounding area.
- ✓ Provide opportunities for an appropriate mix of dwelling types, sites, and prices in order to meet current and projected housing needs of county residents in keeping with their financial capabilities and preferences.
- ✓ Promote new and innovative approaches to residential development which will expand the variety of housing opportunities and/or minimize public and private costs.

Plan Compliance Matrix

PLAN MAP OBJECTIVES (Summary)	USE IN ACCORD WITH PLAN MAP OBJECTIVES	USES AT VARIANCE WITH PLAN MAP OBJECTIVES
Promote and accommodate in an orderly manner new residential development, and permit the housing industry to respond to changing market demands for various types of housing at varying densities	<ul style="list-style-type: none"> ❖ Residential uses, including single-family, multi-family, townhouses, patio homes, manufactured homes. ❖ Institutional uses in support of and compatible with residential development, e.g. school, churches, recreation facilities 	<ul style="list-style-type: none"> ❖ Non-residential uses, including commercial, industrial, and business uses

ZONING ORDINANCE ATTACHMENT

B-3, General Commercial District

The intent of this district is to provide for the development and maintenance of commercial and business uses strategically located to serve the community and the larger region in which it holds a central position.

FLORENCE COUNTY COUNCIL MEETING
Item For Meeting On: Thursday, December 11, 2008

AGENDA ITEM: Ordinance No.15-2008/09
Introduction

DEPARTMENT: Planning and Building Inspections



ISSUE UNDER CONSIDERATION:

[An Ordinance To Rezone Property Owned By Ivan Hanna Located At 362 North Georgetown Highway, City of Johnsonville From B-2, Convenience Business District To B-3, General Commercial District Shown On Florence County Tax Map No. 00440, Block 5, Parcel 36 Consisting Of .68± Acres.]

POINTS TO CONSIDER:

1. The property is located in Council District 2.
2. The subject property is currently occupied by two used car lots and a liquor store.
3. The property is currently zoned B-2, Convenience Business District.
4. The applicant wishes to rezone the property to B-3, General Commercial District for future development of a manufactured home dealership.
5. The property is surrounded by a vacant area and commercial use.
6. This property is designated as Industrial Business area according to the Comprehensive Plan.
7. This request does comply with the Comprehensive Plan.

OPTIONS:

1. (*Recommended*) Approval of Ordinance No.15 -2008/09 To Rezone Property Owned By Ivan E. Hanna Located At 362 North Georgetown Highway, City Of Johnsonville To B-3, General Commercial District Shown On Florence County Tax Map No. 00440, Block 5, Parcel 36 Consisting Of .68 Acres.
(*Planning Commission approved 6-0*)(*Council District2*)
2. Provide An Alternative Directive

ATTACHMENTS:

Copies of the following are attached:

1. Ordinance No.15 -2008/09
2. Staff report for PC#2008-66
3. Vicinity map
4. Location map
5. Comprehensive Land Use Plan map
6. Zoning map
7. Aerial photograph
8. Comprehensive Plan information
9. Zoning Ordinance information

Sponsor(s)	: Planning Commission	I, _____,
Planning Commission Consideration	: November 25, 2008	Council Clerk, certify that this
Planning Commission Public Hearing	: November 25, 2008	Ordinance was advertised for
Planning Commission Recommendation	: November 25, 2008 [Approved 6-0]	Public Hearing on _____
First Reading/Introduction	: December 11, 2008	
Committee Referral	: N/A	
Second Reading	: TBA	
Third Reading	: TBA	
Effective Date	: Immediately	

ORDINANCE NO. 15 - 2008/09

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

[An Ordinance To Rezone Property Owner By Ivan E. Hanna Located At 362 North Georgetown Highway, City Of Johnsonville To B-3, General Commercial District Shown On Florence County Tax Map No. 00440, Block 5, Parcel 36 Consisting Of .68± Acres.]

WHEREAS:

1. Section 30-291 entitled "Intent" of Chapter 30- Zoning Ordinance of the Florence County Code of Ordinances establishes that Florence County Council must be satisfied that applications for amendments to the Zoning Atlas of Florence County are not injurious from a public health, safety, and general welfare outlook and the effect of the change will not negatively impact the immediate environs or the County generally; and
2. Section 30-297 entitled "Administrative Procedures, Action" of Chapter-30 Zoning Ordinance of the Florence County Code for Florence County republished January 2008, provides a procedure for amending the Official Zoning Map of the County of Florence; and
3. The procedure has been followed by the Florence County/Municipal Planning Commission at a public hearing on November 25, 2008.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Property located at 362 North Georgetown Highway, Johnsonville, SC bearing Tax Map 00440, Block 5, Parcel 36, hereby rezoned to B-3, General Commercial District.
2. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.
3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

SIGNED:

 Connie Y. Haselden, Council Clerk

 K. G. Rusty Smith, Jr., Chairman

 Approved as to Form and Content
 James C. Rushton, III, County Attorney

COUNCIL VOTE:
 OPPOSED:
 ABSENT:

**STAFF REPORT
TO THE
FLORENCE COUNTY PLANNING COMMISSION
November 25, 2008
PC#2008-66
ORDINANCE NO. 15-2008/09**

Subject: Rezoning request from B-2, Convenience Business District to B-3, General Commercial District

Location: Property located on 362 North Georgetown Highway, City of Johnsonville

Tax Map Number: 00440, Block 05, Parcel 036

Council District(s): 2; County Council

Owner of Record: Ivan E. Hanna

Applicant: David Cox

Land Area: Approximately .68± acres

Existing Land Use and Zoning:

The subject property is currently occupied by two used car lots and a liquor store. The property is currently zoned B-2, Convenience Business District.

Proposed Land Use and Zoning:

The proposal is to rezone the subject property to B-3, General Commercial District for future development of a manufactured home dealership.

Surrounding Land Uses and Zoning

North: Commercial/B-2/ City of Johnsonville
South: Vacant/B-2/ City of Johnsonville
East: Vacant /Unzoned/ Florence County
West: Commercial/R-1/ City of Johnsonville

Florence County Comprehensive Plan:

The subject property is designated as being in the Industrial Business area according to the Land Use Plan Map of the Comprehensive Plan. The applicant's request to rezone property to B-3 does comply with the Comprehensive Plan.

Staff Analysis:

Access and Circulation- Present access to the property is by way of North Georgetown Highway that is maintained by South Carolina Department of Transportation.

Water and Sewer Availability- These services are provided by the City of Johnsonville Public Works.

Adjacent Waterways/Bodies of Water/Flood Zone- There does not appear to be any waterway/body of water adjacent to the property. The property is not located in a flood zone.

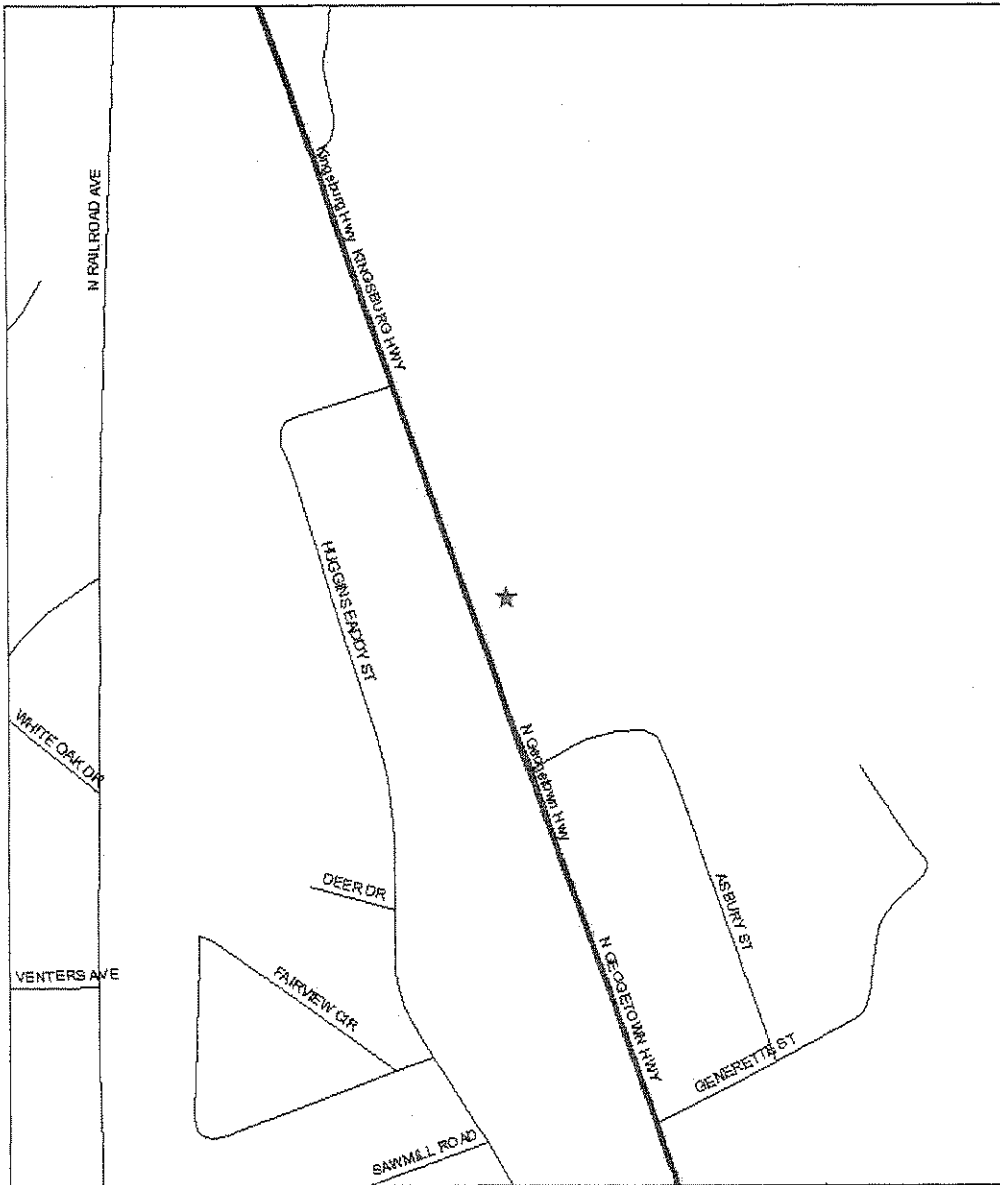
Background- The request is to rezone the subject property to B-3, General Commercial District.

Florence County Planning Commission: November 25, 2008

The six Planning Commission members present approved the rezoning request unanimously at the meeting held on November 25, 2008.

Florence County Planning Commission Recommendation:

The Planning Commission recommends approval of the rezoning request by Florence County Council based on the request being in compliance with the Comprehensive Plan.



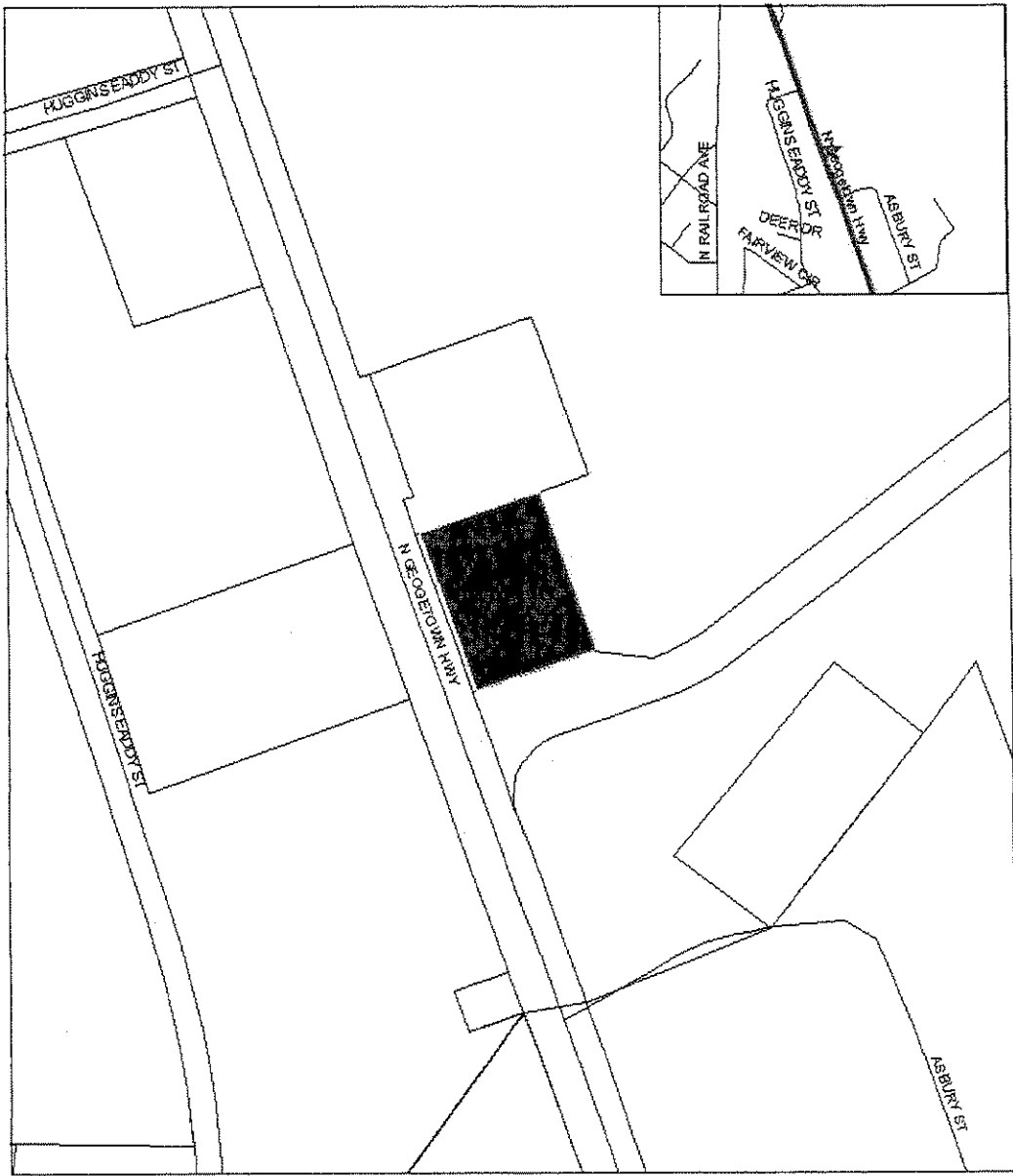
062.525 250 Feet



Map Prepared by: RWE
 Copyright 2007: Florence County/Municipal Planning
 & Building Inspections Department
 Geographic Information Systems
 2007



COUNTY COUNCIL DISTRICT(S): 2
PC#2008-66



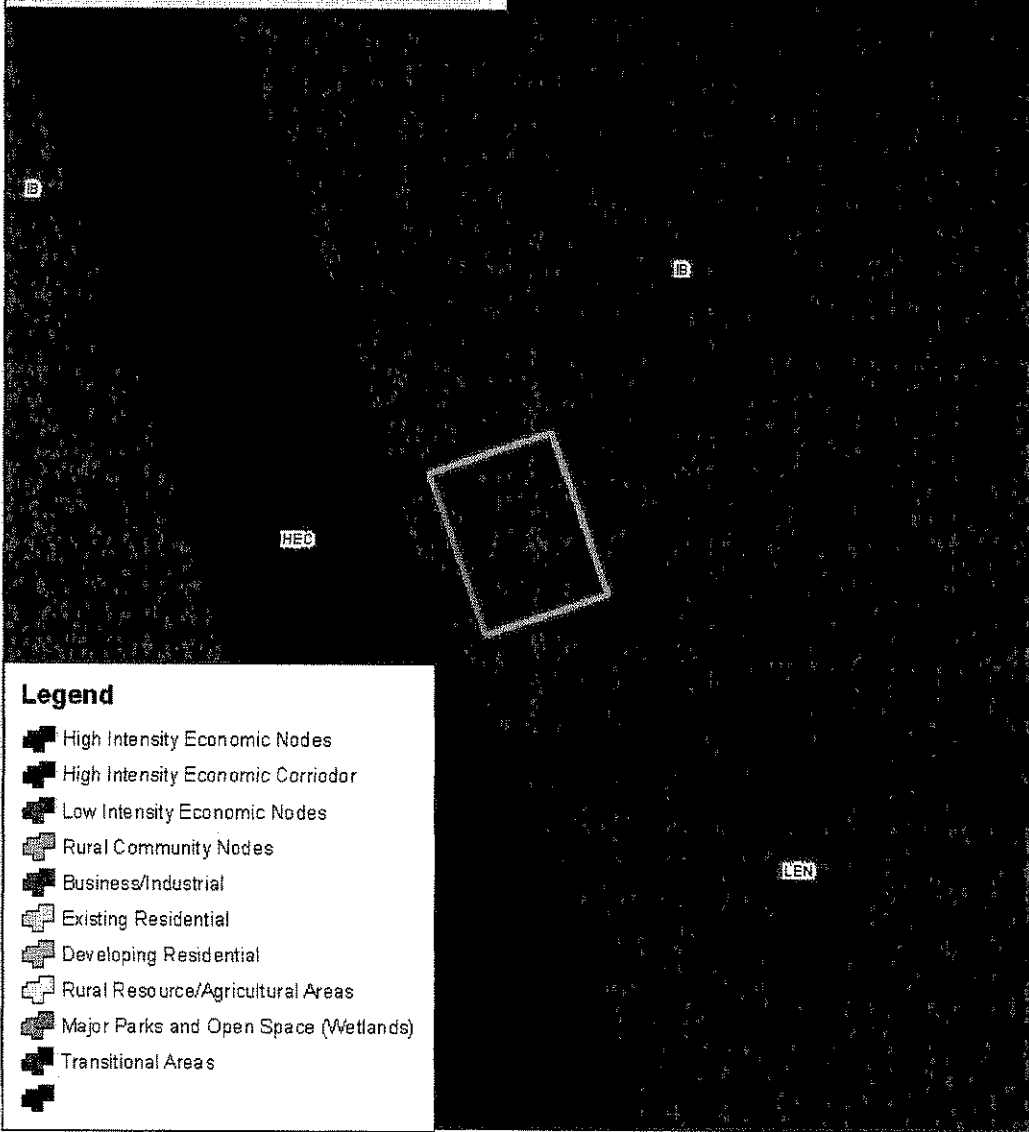
0 105 210 420 Feet













Map Prepared by: RWE
 Copyright 2007: Florence County/Municipal Planning
 & Building Inspections Department
 Geographic Information Systems
 2007

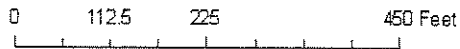
COUNTY COUNCIL DISTRICT(S): 2
PC#2008-66

Comprehensive Land Use Plan Map



Legend

-  High Intensity Economic Nodes
-  High Intensity Economic Corridor
-  Low Intensity Economic Nodes
-  Rural Community Nodes
-  Business/Industrial
-  Existing Residential
-  Developing Residential
-  Rural Resource/Agricultural Areas
-  Major Parks and Open Space (Wetlands)
-  Transitional Areas



N



Map Prepared by: RWE
Copyright 2007: Florence County/Municipal Planning
& Building Inspections Department
Geographic Information Systems
2007

COUNTY COUNCIL DISTRICT(S): 2
PC#2008-66

Florence County 2003 Orthophotography Map



0 85 170 340 Feet



Map Prepared by: RWE
Copyright 2007, Florence County/Municipal Planning
& Building Inspections Department
Geographic Information Systems
2007

COUNTY COUNCIL DISTRICT(S): 2
PC#2008-66

Comprehensive Plan Attachment:

Economic Activity Areas Industrial-Business Areas

Objective

The objective of the Industrial–Business designation is twofold, (1) to create industrial and business development opportunities and (2) to protect existing industrial and business interests from incompatible development.

Areas so designated have been determined to be suitable to such development based on soil conditions, access, and infrastructure (existing or planned).

Strategy

- ✓ Identify and map areas with industrial and business potential, and take appropriate action to reserve such areas for future development.
- ✓ Promote the development of industrial and office parks within such areas.
- ✓ Facilitate such areas for industrial and business development.
- ✓ Reduce through zoning, site design, and/or buffer requirements potential conflicts between business/ industrial uses (existing and future) and residential uses.

Plan Compliance Matrix

PLAN MAP OBJECTIVES (Summary)	USE IN ACCORD WITH PLAN MAP OBJECTIVES	USES AT VARIANCE WITH PLAN MAP OBJECTIVES
Create industrial and business development opportunities, and protect industrial and business interests from incompatible development	<ul style="list-style-type: none"> ❖ Industrial and business uses ❖ Institutional uses ❖ Wholesale and warehousing uses ❖ Big box retail ❖ Mixed-use planned development ❖ Existing residential and infill of existing subdivisions 	<ul style="list-style-type: none"> ❖ New residential subdivisions

ZONING ORDINANCE ATTACHMENT

B-3, General Commercial District

The intent of this district is to provide for the development and maintenance of commercial and business uses strategically located to serve the community and the larger region in which it holds a central position.

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Introduction - Ordinance No. 16-2008/09

DEPARTMENT: Administration

ISSUE UNDER CONSIDERATION:

(An Ordinance Authorizing The Postponement Of Reassessment For Tax Year 2009 Until Tax Year 2010 And All Other Matters Relating Thereto.)

OPTIONS:

1. *(Recommended)* Approve Introduction of Ordinance No. 16-2008/09.
2. Provide an Alternate Directive

ATTACHMENTS:

Ordinance No. 16-2008/09.

Sponsor(s) : County Council
 First Reading/Introduction : December 11, 2008
 Committee Referral : N/A
 Committee Consideration Date : N/A
 Committee Recommendation : N/A
 Public Hearing :
 Second Reading :
 Third Reading :
 Effective Date : Immediately

I, _____,
 Council Clerk, certify that this
 Ordinance was advertised for
 Public Hearing on _____.

ORDINANCE NO. 16-2008/09

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

(An Ordinance Authorizing The Postponement Of Reassessment For Tax Year 2009 Until Tax Year 2010 And All Other Matters Relating Thereto.)

WHEREAS:

1. Due to the volatility of real estate values, tight resources nationwide, and the need to support local economic stability, it is in the best interest of Florence County and its citizens to postpone the implementation of revised values resulting from reassessment for tax year 2009; and
2. Section 12-43-217(B), Code of Laws of South Carolina, 1976, as amended, authorizes the postponement for one property year.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The implementation of revised values resulting from reassessment in Florence County for tax year 2009 is hereby postponed until tax year 2010.
2. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.
3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

SIGNED:

 Connie Y. Haselden, Council Clerk

 K. G. Rusty Smith, Jr., Chairman

 Approved as to Form and Content
 James C. Rushton, III, County Attorney

COUNCIL VOTE:
 OPPOSED:
 ABSENT:

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Boards & Commissions

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:

Filling vacancies on Boards and Commissions.

POINTS TO CONSIDER:

1. Citizen involvement on boards, commissions and committees of Florence County is extremely important.
2. Many boards/commissions/committees currently have vacancies or have approaching vacancies.

OPTIONS:

1. Make appropriate appointments.
2. Take no action.

(A copy of the list of current and approaching vacancies for 2008 was previously provided to Council. Additional copies are available upon request.)

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Reports to Council
Monthly Financial Reports

DEPARTMENT: Administration

ISSUE UNDER CONSIDERATION:

Monthly financial reports are provided to Council for fiscal year 2009 through October 31, 2008 as an item for the record.

ATTACHMENTS:

Copies of the monthly financial reports.

**FLORENCE COUNTY GOVERNMENT
GENERAL FUND
REVENUE & EXPENDITURE REPORT FY09
7/1/08 TO 10/31/08**

	YEAR-TO-DATE			
	BUDGETED REVENUE	ACTUAL REVENUE	REMAINING BALANCE	PCT
REVENUES				
Taxes	30,618,270	25,430,820	5,187,450	16.94%
Licenses & Permits	1,550,800	325,422	1,225,378	79.02%
Fines & Fees	4,158,148	1,183,231	2,974,917	71.54%
Intergovernmental	9,040,854	2,304,765	6,736,089	74.51%
Sales and Other Functional	4,512,193	1,426,313	3,085,880	68.39%
Miscellaneous	973,000	297,173	675,827	69.46%
Operating Transfers	(3,885,630)	(192)	(3,885,438)	100.00%
Use of Fund Balance	2,145,811	-	2,145,811	100.00%
TOTAL	49,113,446	30,967,532	18,145,914	36.95%

		YEAR-TO-DATE			
		BUDGETED EXPENDITURE	ACTUAL EXPENDITURE	REMAINING BALANCE	PCT
EXPENDITURES					
401	County Library	3,593,653	1,097,487	2,496,166	69.46%
402	County Council	324,150	81,429	242,721	74.88%
403	Legal Services	85,000	32,504	52,496	61.76%
404	Administrator	631,458	197,464	433,994	68.73%
405	Finance	722,835	224,494	498,341	68.94%
406	Treasurer	832,630	258,407	574,223	68.96%
407	Information Technology	1,256,463	385,738	870,725	69.30%
408	Auditor	482,371	140,789	341,582	70.81%
409	Tax Assessor	1,234,330	357,306	877,024	71.05%
410	County Associations	23,153	2,619	20,534	88.69%
412	Procurement & Facilities	221,182	36,931	184,251	83.30%
414	Clerk of Court	958,022	309,769	648,253	67.67%
415	General Sessions Court	172,398	57,918	114,480	66.40%
416	Solicitor	972,552	288,449	684,103	70.34%
418	Human Resources	239,612	72,119	167,493	69.90%
420	Family Court	658,893	212,155	446,738	67.80%
421	Judge of Probate	512,634	148,969	363,665	70.94%
422	Public Defender	656,940	199,433	457,507	69.64%
423	Master in Equity	52,560	15,430	37,130	70.64%
425	Magistrates	2,155,290	658,210	1,497,080	69.46%
432	County Radio System	294,503	158,830	135,673	46.07%
433	Central Dispatch	1,842,059	484,537	1,357,522	73.70%
434	Coroner	254,284	83,970	170,314	66.98%
435	Sheriff's Department	7,596,137	2,886,795	4,709,342	62.00%
436	Building Department	2,033,493	551,389	1,482,104	72.88%
437	GIS	385,827	111,553	274,274	71.09%
438	Central Maintenance	1,055,425	326,021	729,404	69.11%
441	Health Department	86,000	24,849	61,151	71.11%
442	Environmental Services	623,589	171,636	451,954	72.48%
443	Voter Registration	416,520	170,010	246,510	59.18%

**FLORENCE COUNTY GOVERNMENT
GENERAL FUND
REVENUE & EXPENDITURE REPORT FY09
7/1/08 TO 10/31/08**

444	Elections	105,000	-	105,000	100.00%
445	EMS	4,232,465	1,376,395	2,856,070	67.48%
446	Rescue Squads	444,920	104,283	340,637	76.56%
447	Emergency Preparedness	317,603	123,738	193,865	61.04%
448	MIAP Administration	418,894	196,100	222,795	53.19%
450	Veteran's Affairs	154,721	43,962	110,759	71.59%
451	Recreation	1,024,291	397,621	626,670	61.18%
452	Florence Senior Center	179,858	51,100	128,758	71.59%
453	DSS	51,680	18,714	32,966	63.79%
454	Stadium Commission	3,500	1,750	1,750	50.00%
456	Pee Dee CAA	10,000	2,500	7,500	75.00%
457	Pee Dee COG	75,457	37,728	37,729	50.00%
459	Soil & Water Conservation	3,817	-	3,817	100.00%
462	Airport Commission	75,457	-	75,457	100.00%
464	Lynches River Park	366,751	133,883	232,868	63.49%
465	Non-Department Fringe	1,044,025	314,667	729,358	69.86%
467	Contingency Fund	110,000	(197,057)	307,057	279.14%
468	PDRTA	15,000	-	15,000	100.00%
469	Employee Tort Insurance	240,630	205,658	34,972	14.53%
470	Humane Society	5,000	-	5,000	100.00%
471	County Agent	5,000	-	5,000	100.00%
472	Buildings and Grounds	909,142	274,219	634,923	69.84%
473	Complex	1,207,143	368,321	838,822	69.49%
474	General Phone System	9,000	2,619	6,381	70.90%
475	County Audit	60,000	-	60,000	100.00%
478	Mental Health Association	3,000	-	3,000	100.00%
479	PD Coalition	10,000	-	10,000	100.00%
480	Pauper's Funerals	7,000	3,200	3,800	54.29%
481	Legislative Delegation Office	5,000	-	5,000	100.00%
482	Rural Fire Departments	15,000	3,052	11,948	79.65%
483	PD Speech and Hearing	3,000	-	3,000	100.00%
484	DSN Board	4,950	-	4,950	100.00%
485	Literacy Council	4,950	1,238	3,713	75.00%
486	Lake City Senior Center	160,000	-	160,000	100.00%
487	Senior Citizens' Association	10,000	-	10,000	100.00%
489	PD Mental Health Center	4,950	-	4,950	100.00%
490	Museum Commission	10,000	-	10,000	100.00%
491	Employee Blanket Bond	850	824	26	3.10%
711	County Jail	6,507,615	1,852,482	4,655,133	71.53%
714	Sheriff's Special Projects	43,001	43,001	-	0.00%
715	Special Enforcement Unit	467,635	186,141	281,494	60.20%
716	DEA	-	-	-	#DIV/0!
717	Delinquent Tax	413,178	146,374	266,804	64.57%

TOTAL 49,113,446 15,439,722 33,673,724 68.56%

Ideal Remaining % = 66.67%

FLORENCE COUNTY
 BUDGET REPORT - OTHER FUNDS
 CURRENT PERIOD: 7/1/2008 TO 10/31/2008

	BUDGETED EXPENDITURE	YEAR TO DATE CURRENT	REMAINING BALANCE	PCT	BUDGETED REVENUE	YEAR TO DATE CURRENT	REMAINING BALANCE	PCT
8 Law Library Fund	90,000	12,390	77,610	86.23%	90,000	10,474	79,526	88.36%
19 Landfill Fund	5,804,000	1,329,099	4,474,901	77.10%	2,238,860	239,382	1,999,478	89.31%
21 Utility System Fund	1,943,073	62,611	1,880,463	96.78%	1,943,073	-	1,943,073	100.00%
27 Economic Development Partnership Fund	460,000	173,210	286,790	62.35%	460,000	47,030	412,970	89.78%
30 Road System Maintenance Fee Fund	3,713,571	974,421	2,739,150	73.76%	3,713,571	959,248	2,754,323	74.17%
37 Capital Improvement Fund	1,427,568	77,144	1,350,424	94.60%	1,427,568	-	1,427,568	100.00%
48 E911 System Fund	963,999	84,587	879,412	91.23%	490,000	76,184	413,816	84.45%
52 Victim/Witness Assistance Fund	390,634	104,977	285,657	73.13%	390,634	69,830	320,804	82.12%
64 Local Accommodations Tax Fund	2,172,000	678,052	1,493,948	68.78%	2,172,000	314,030	1,857,970	85.54%
74 County Debt Service Fund	3,620,803	299,568	3,321,235	91.73%	3,620,803	3,366,922	253,881	7.01%
TOTALS:	20,585,648	3,796,059	16,789,589	81.56%	16,546,509	5,083,100	11,463,409	69.28%

IDEAL REMAINING PERCENT: 66.67%

**Florence County Council
Allocation Balances by District
October 31, 2008**

Council District #	Type of Allocation	Beginning Budget FY08	Commitments & Current Year Expenditures	Current Available Balances
1	Infrastructure	231,321.00	13,244.00	218,077.00
	Paving	56,166.00	27,251.00	28,915.00
	Utility	286,473.00	32,178.00	254,295.00
	In-Kind	19,800.00	2,717.00	17,083.00
2	Infrastructure	92,039.00	41,638.00	50,401.00
	Paving	140,772.00	35,561.00	105,211.00
	Utility	88,611.00	40,816.00	47,795.00
	In-Kind	19,800.00	-	19,800.00
3	Infrastructure	87,108.00	32,226.00	54,882.00
	Paving	455,457.00	10,500.00	444,957.00
	Utility	247,646.00	62,000.00	185,646.00
	In-Kind	19,800.00	-	19,800.00
4	Infrastructure	312,250.00	75,695.00	236,555.00
	Paving	163,925.00	3,193.00	160,732.00
	Utility	147,573.00	75,191.00	72,382.00
	In-Kind	19,800.00	-	19,800.00
5	Infrastructure	139,050.00	29,000.00	110,050.00
	Paving	68,516.00	16,032.00	52,484.00
	Utility	141,740.00	2,250.00	139,490.00
	In-Kind	19,800.00	-	19,800.00
6	Infrastructure	241,890.00	12,642.00	229,248.00
	Paving	184,560.00	39,597.00	144,963.00
	Utility	206,952.00	8,936.00	198,016.00
	In-Kind	19,800.00	3,646.00	16,154.00
7	Infrastructure	129,869.00	18,000.00	111,869.00
	Paving	343,681.00	-	343,681.00
	Utility	315,795.00	37,442.00	278,353.00
	In-Kind	19,800.00	-	19,800.00
8	Infrastructure	261,370.00	175,569.00	85,801.00
	Paving	283,114.00	186,000.00	97,114.00
	Utility	300,970.00	234,046.00	66,924.00
	In-Kind	19,800.00	-	19,800.00
9	Infrastructure	140,844.00	125,143.00	15,701.00
	Paving	150,197.00	48,000.00	102,197.00
	Utility	315,795.00	43,119.00	272,676.00
	In-Kind	19,800.00	-	19,800.00

Infrastructure funds to be used for capital projects or equipment purchases. (See guidelines)
Paving funds to be used for paving or rocking roads. See guidelines in County code.
Utility funds to be used for water, sewer, stormwater, and any infrastructure fund projects.
In-Kind funds to be used for projects completed by the Public Works Department.

FLORENCE COUNTY COUNCIL MEETING
December 11, 2008

AGENDA ITEM: Reports to Council

DEPARTMENT: Administration

ISSUE UNDER CONSIDERATION:

Council is requested to consider approval of the Schedule of County Council meeting dates for 2009 as well as the Official County Holidays for 2009.

ATTACHMENTS:

Copy of proposed Schedule of "County Council Meeting Dates for 2009" and "Official County Holidays for 2009."

COUNTY COUNCIL MEETING DATES FOR 2009

<u>MEETING DATES/TIMES</u>	<u>AGENDA ITEMS DUE [CUTOFF DATES]</u>	<u>SCAC & NACo MEETING DATES and OTHER INFORMATION</u>
JANUARY 15 / 9:00 A.M.	JANUARY 2	
FEBRUARY 5 / 9:00 A.M.	JANUARY 23	
FEBRUARY 19 / 9:00 A.M.	FEBRUARY 6	SCAC - MID-YEAR CONFERENCE, COLUMBIA, SC FEBRUARY 25-26, 2009
MARCH 5 / 9:00 A.M.	FEBRUARY 20	NACo - LEGISLATIVE CONFERENCE WASHINGTON, DC MARCH 7 - 11, 2009
MARCH 19 / 9:00 A.M.	MARCH 6	
APRIL 2 / 9:00 A.M.	MARCH 20	
APRIL 16 / 9:00 A.M.	APRIL 3	
MAY 7 / 9:00 A.M.	APRIL 24	
MAY 21 / 9:00 A.M.	MAY 8	
JUNE 4 / 9:00 A.M.	MAY 22	
JUNE 18 / 9:00 A.M.	JUNE 5	
JULY 16 / 9:00 A.M.	JULY 3	NACo ANNUAL CONFERENCE NASHVILLE, TENN. JULY 24-29, 2009
AUGUST 20 / 6:00 P.M.	AUGUST 7	SCAC ANNUAL CONFERENCE HILTON HEAD MARRIOTT, HILTON HEAD ISLAND, SC INSTITUTE CLASSES: JULY 29, 2008 - AUGUST 2, 2009
SEPTEMBER 17 / 9:00 A.M.	SEPTEMBER 4	
OCTOBER 15 / 6:00 P.M.	OCTOBER 2	LAKE CITY BEAN MARKET MUSEUM SCAC INSTITUTE OF GOVERNMENT AND COUNTY COUNCIL COALITION
NOVEMBER 19 / 9:00 A.M.	NOVEMBER 6	
DECEMBER 10 / 9:00 A.M.	NOVEMBER 25	LYNCHES RIVER COUNTY PARK (INCLUDES EMPLOYEE RECOGNITION) SCAC LEGISLATIVE CONFERENCE

*Unscheduled, optional 9:00 a.m. meeting dates: Sep 3; Oct 1; and Nov 5

OFFICIAL COUNTY HOLIDAYS FOR 2009

OBSERVANCE OF DR. MARTIN LUTHER KING, JR.'S BIRTHDAY	MONDAY, JANUARY 19
GOOD FRIDAY	FRIDAY, APRIL 10
MEMORIAL DAY	MONDAY, MAY 25
INDEPENDENCE DAY	FRIDAY, JULY 3
LABOR DAY	MONDAY, SEPTEMBER 7
THANKSGIVING DAY AND THE DAY AFTER THANKSGIVING	THURSDAY AND FRIDAY NOVEMBER 26-27
CHRISTMAS EVE AND CHRISTMAS DAY	THURSDAY AND FRIDAY DECEMBER 24 AND 25
NEW YEAR'S DAY	FRIDAY, JANUARY 1, 2010

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Reports to Council
Contract Authorization and Acceptance of Rural Development Act Funding

DEPARTMENT: Economic Development
Grants Department

ISSUE UNDER CONSIDERATION: Authorization of an agreement with Progress Energy Carolinas, Inc. to provide South Carolina Rural Development Act (RDA) funding in the amount of \$100,000 for infrastructure improvements for industrial park site certification at the Britton-Bostic-Winona site in Florence County.

POINTS TO CONSIDER:

- 1) Progress Energy Carolinas, Inc. has agreed to provide \$100,000 in 2008 RDA funding as prescribed under Section 12-20-105 of the South Carolina Code of Law for infrastructure improvements at the Britton-Bostic-Winona site in preparation for industrial park site certification.
- 2) The funding is contingent upon a qualifying project being located in Progress Energy Carolinas, Inc.'s service territory. If the project does not qualify, the County agrees to return the funding to Progress Energy Carolinas, Inc.

FUNDING FACTORS:

- 1) \$100,000 = 2008 RDA funding to be provided by Progress Energy Carolinas, Inc.

OPTIONS:

- 1) ***(Recommended)*** Authorize An Agreement With Progress Energy Carolinas, Inc. To Provide South Carolina Rural Development Act (RDA) Funding In The Amount Of \$100,000 For Infrastructure Improvements For Industrial Park Site Certification At The Britton-Bostic-Winona Site Located In Florence County; And Authorize The County Administrator To Execute All Associated Documents.
- 2) Provide An Alternate Directive.

ATTACHMENTS:

Contract agreement between Progress Energy Carolinas, Inc. and Florence County.

5. That County has requested and Progress Energy Carolinas has agreed to invest dollars in infrastructure payments that Progress Energy Carolinas would otherwise have been paid as part of its license liability to the State of South Carolina, through the Department of Revenue.

6. That County agrees to use these funds only for infrastructure improvements as set out and approved by the South Carolina Rural Development Act of 1996.

7. That County agrees to abide by any and all stipulations, conditions, and requirements of the South Carolina Rural Development Act, including but not limited to any and all necessary filings made necessary by the Act upon receipt of these funds.

8. That if, and in the event, that County fails, or otherwise refuses to use the funds contributed by Progress Energy Carolinas, County hereby agrees to take any and all such steps as are necessary to repay those funds immediately to Progress Energy Carolinas, or in the alternative to pay them on behalf of Progress Energy Carolinas, to the Department of Revenue. If County fails to take action to reimburse the State or Progress Energy Carolinas, Progress Energy Carolinas shall have a cause of action against the County for breach of this agreement.

9. That in the event the funds are not appropriately used under the South Carolina Rural Development Act and Progress Energy Carolinas is held responsible for the payment of any or all of these funds to the State of South Carolina, County agrees not only to repay such funds, but also agrees to pay any penalty, interest, or fines that result from the lack of or inappropriate use of said funds.

10. That the parties agree that they will both sign a form required by the South Carolina Rural Development Act waiving the statute of limitations on the State of South Carolina through the Department of Revenue for attempting to collect the above-

referenced funds, if and in the event they are not appropriately used under the Act and both parties agree to take all steps that would be necessary to cooperate with the Department of Revenue to see that the transfer and use of these funds are appropriately handled and accounted for.

WITNESS our hands and seals this _____ day of _____, 2008 at _____, South Carolina.

WITNESSETH:

COUNTY OF FLORENCE

BY: _____
its: _____

CAROLINA POWER & LIGHT COMPANY
d/b/a Progress Energy Carolinas

By: _____
its: _____

FLORENCE COUNTY COUNCIL MEETING

Item For Meeting on: December 11, 2008

AGENDA ITEM: Reports to Council
Grant Award SCANA Services, Inc.

DEPARTMENT: Florence County Economic Development Partnership
Grants Department

ISSUES UNDER CONSIDERATION:

Council is requested to formally accept a grant award in the amount of \$30,000 from SCANA Services, Inc. to cover infrastructure costs associated with the Monster project under direction of Florence County Economic Development Partnership.

POINTS TO CONSIDER:

1. Florence County Economic Development Partnership will utilize the SCANA Services, Inc. grant to cover infrastructure costs associated with the Monster project.
2. Matching funds are not required.
3. Acceptance of the grant includes authorization of appropriate general ledger accounts within the Grant Fund to account for the grant.

FUNDING FACTORS:

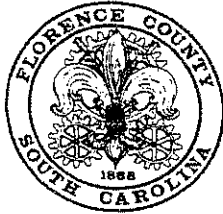
\$30,000 = One-time grant from SCANA Services, Inc. for infrastructure costs associated with the Monster project.

OPTIONS:

1. *(Recommended)* Accept the grant from SCANA Services, Inc. in the amount of \$30,000 to cover infrastructure costs associated with the Monster project under direction of Florence County Economic Development Partnership.
2. Provide an Alternate Directive.

ATTACHMENTS:

Copy of the check from SCANA Services, Inc.



FLORENCE COUNTY ADMINISTRATION

Grants Division

Memo

To: Melissa Rowland, Treasurer's Office
From: Kathy N. Nephew, Grants Coordinator
CC:
Date: November 17, 2008
Re: SCANA

Grant # 4286

ACCOUNTING

REVENUE	42-360-4286	\$30,000.00
EXPENSE	42-786-XXXX	

THIS DOCUMENT CONTAINS MULTIPLE FRAUD-DETERRENT SECURITY FEATURES

SCANA SERVICES INC.
 PO BOX 11849
 COLUMBIA, SC 29211

67-1/532

No. 0004505627



Date 11/10/2008

Pay ****THIRTY THOUSAND AND XX/100 DOLLAR***

\$ 30,000.00***

To The FLORENCE COUNTY
Order Of

WACHOVIA BANK, NA
Greenville, SC

[Signature]
 VOID AFTER 6 MONTHS

⑈0004505627⑈ ⑆053200019⑆ 2079900430149⑈

FLORENCE COUNTY COUNCIL MEETING

Item For Meeting on: December 11, 2008

AGENDA ITEM: Grant Award South Carolina Emergency Management Division
HMEP Planning Grant

DEPARTMENT: Florence County Emergency Management Department
Grants Department

ISSUE UNDER CONSIDERATION:

Acceptance of a \$7,698 grant award from the South Carolina Emergency Management Division (SCEMD) for the Florence County Emergency Management Department to conduct a HAZMAT Transportation/Commodity Flow Study and develop, print, and distribute the resulting 2009 County Local Emergency Planning Committee (LEPC) brochure/pamphlet.

POINTS TO CONSIDER:

1. The Emergency Management Department will utilize interns from Francis Marion University and Florence-Darlington Technical College to conduct a HAZMAT Transportation/Commodity Flow Study. The interns will develop, print and distribute the resulting 2009 County Local Emergency Planning Committee (LEPC) brochure/pamphlet as specified under the HMEP Planning grant program, grant assignment #HMESC8042160, to replace the outdated Study of 2002.
2. The grant funds will be used to fund the intern salary costs and to develop, print and distribute the 2009 County LEPC brochure/pamphlet.
3. Matching funds will be provided in the form of EMD personnel salary/fringe.
4. Acceptance of the grant includes authorization of appropriate general ledger accounts within the Grant Fund to account for the grant.

FUNDING FACTORS:

1. \$10,264 = Total costs for SCEMD HMEP Planning grant as specified under the South Carolina Emergency Management Division HMEP Planning grant program, grant assignment #HMESC8042160.
2. \$ 2,566 = Required match to be provided in the form of budgeted EMD personnel salary/fringe.

OPTIONS:

1. *(Recommended)* Accept a \$7,698 grant award from the South Carolina Emergency Management Division (SCEMD) for the Florence County Emergency Management Department to conduct a HAZMAT Transportation/Commodity Flow Study and develop, print, and distribute the resulting 2009 County Local Emergency Planning Committee (LEPC) brochure/pamphlet.
2. Provide an Alternate Directive.

ATTACHMENTS:

Copy of the HMEP grant award #HMESC8042160 from South Carolina Emergency Management Division.

SOUTH CAROLINA
EMERGENCY MANAGEMENT DIVISION
2779 Fish Hatchery Road
West Columbia, SC 29172

GRANT AWARD

SUB-GRANTEE: Florence County	DATE OF AWARD: 09/30/2008
PROGRAM NAME: HMEP Planning Grant	CFDA NO: 20.703
GRANT PERIOD: 09/30/2008-07/31/2009	GRANT NO: HMESC8042160
AWARD FOR THIS TRANSACTION: \$7,698.00	PRIOR AWARD: \$000.00

CURRENT TOTAL AWARD: \$7,698.00

Under the Department of Transportation (DOT) Assistance Agreement No. HMESC7042150, the South Carolina Emergency Management Division, Office of the Adjutant General, hereby awards to the aforementioned Sub-Grantee, a federal grant in the amount shown above for the conducting of a HAZMAT transportation/commodity flow study as specified in the HMEP Grant application.

Please remember to submit a schedule of events that are supported by this grant as soon as possible, and that a summary of your project(s), and/or a sample of your project(s) should be submitted to the South Carolina Emergency Management Division upon completion.

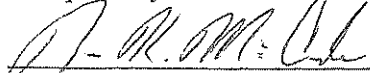
The grant shall become effective, as of the date of award and upon return of an original signed copy of this document by the Sub-Grantee's designated official(s), to the South Carolina Emergency Management Division. Budgeted expenditures incurred prior to execution of this grant agreement but within the grant period are allowable. **The funds for this grant must be obligated by July 31, 2009.**

The Sub-Grantee, hereby assures and certifies that it will comply with the regulations, policies, guidelines and requirements set forth in the Code of Federal Regulations (CFR) 49, OMB Circular Nos. A-102, A-87 and A-128 and the signed Standard Assurances, which are on file, as they relate to the application, acceptance, and use of federal funds. In addition, the Sub-Grantee agrees to comply with the progress report requirements as set out by the South Carolina Emergency Management Division. At the end of the grant period the HAZMAT Program Coordinator or Area Coordinator for your county will conduct a review of the completed HMEP Planning Projects in order to comply with federal auditing requirements.



Ronald C. Osborne, Director
South Carolina Emergency Management Division
Office of the Adjutant General

Acceptance for the Sub-Grantee:



Signature of the LEPC Chairperson
Director/Coordinator

11/12/08
Date

Cf: Mr. Dusty Owens, Director

FLORENCE COUNTY COUNCIL MEETING

Item For Meeting on: December 11, 2008

AGENDA ITEM: Reports to Council
Grant Award – South Carolina Department of Commerce

DEPARTMENT: Florence County Library
Grants Department

ISSUES UNDER CONSIDERATION:

Council is requested to accept a Community Enrichment Grant from the Community Development Block Grant Program in the amount of \$118,747 to provide computer equipment for the Olanta and Timmons ville branch libraries.

POINTS TO CONSIDER:

1. Florence County will utilize the Community Enrichment Grant funds to provide computer equipment at the Olanta and Timmons ville branch libraries.
2. The grant requires a local match equal to 25% of the total project costs.
3. Acceptance of the grant includes the authorization of appropriate general ledger accounts within the Grant Fund.

FUNDING FACTORS:

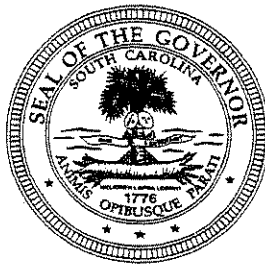
1. \$118,747 = Total grant funds to be provided through the Community Enrichment Grant for computer equipment at the Olanta and Timmons ville branch libraries.
2. \$29,867 = Required 25% local match from funds previously allocated to the library for construction.

OPTIONS:

1. *(Recommended)* Council is requested to accept a Community Enrichment Grant from the Community Development Block Grant Program in the amount of \$118,747 to provide computer equipment for the Olanta and Timmons ville branch libraries.
2. Provide an Alternate Directive.

ATTACHMENTS:

Copy of grant award letter dated November 26, 2008.



State of South Carolina

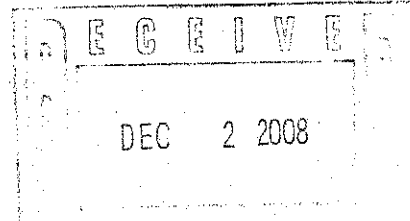
Office of the Governor

MARK SANFORD
GOVERNOR

POST OFFICE Box 12267
COLUMBIA 29211

November 26, 2008

The Honorable K. G. Rusty Smith, Jr.
Chairman
Florence County Council
180 North Irby Street, MSC-G
Florence, South Carolina 29501



Dear Chairman Smith,

It is my pleasure to announce that Florence County will receive an \$118,747 Community Enrichment Grant from the Community Development Block Grant Program. Funds will be used to provide computer equipment for two libraries in the towns of Olanta and Timmonsville.

The Department of Commerce, Grants Administration, will be forwarding a grant agreement to Florence County for execution within the next few days. Take care.

Sincerely,

A handwritten signature in black ink, appearing to be "M. Sanford".

Mark Sanford

MS/cj.aw.11

cc: The Honorable John C. Land III
The Honorable Hugh K. Leatherman, Sr.
The Honorable J. Yancey McGill
The Honorable Kent M. Williams
The Honorable Terry Alexander
The Honorable Lester P. Branham, Jr.
The Honorable Kristopher R. Crawford
The Honorable Phillip D. Lowe
The Honorable Robert Q. Williams

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Reports to Council

DEPARTMENT: Florence County Parks and Recreation

ISSUE UNDER CONSIDERATION:

Approve the removal of overhead utilities and the installation of underground lines by Progress Energy at the intersection of Pine Needles Road and Old Ebenezer Road (Ebenezer Park) at an estimated cost of \$6,900.

POINTS TO CONSIDER:

- 1) Florence County has requested that Progress Energy remove overhead utilities located at the intersection of Pine Needles Road and Old Ebenezer Road (Ebenezer Park).
- 2) Progress Energy and Florence County have reached a tentative agreement for the installation of underground lines and necessary right of ways.
- 3) Council District #9 Utility Funds will be used to fund the cost of the project.

FUNDING FACTORS:

\$6,900 = Total estimated cost to remove overhead utilities and install underground lines at the intersection of Pine Needles Road and Old Ebenezer Road (Ebenezer Park) to be funded from Council District #9 Utility Funds.

OPTIONS:

- 1) (*Recommended*) Approve the removal of overhead utilities and the installation of underground lines by Progress Energy at the intersection of Pine Needles Road and Old Ebenezer Road (Ebenezer Park) at an estimated cost of \$6,900 and approve the expenditure of funds from Council District 9 utility funds; and authorize the County Administrator to execute all necessary agreements and right-of-ways.
- 2) Provide an Alternate Directive.

ATTACHMENTS:

A copy of the Memorandum indicating the approval of Councilman Anderson



FLORENCE COUNTY COUNCIL

MEMO

To: Councilman H. Morris Anderson, District 9

From: Connie Y. Haselden, Clerk to Council

Cc: Richard A. Starks, County Administrator
Suzanne S. King, Administrative Services Director
Kevin V. Yokim, Finance Director
Arthur C. Gregg, Jr., Public Works Director
Mazie Abraham, Procurement Department Manager

Date: December 3, 2008

Re: Utility System funding

Florence County has requested that Progress Energy remove the overhead utilities at the intersection of Pine Needles Road and Old Ebenezer Road (Ebenezer Park) and install underground lines. If you recommend this project and funding in an amount up to \$6,900.00 to be paid from Council District 9 Utility System funding allocations, please indicate your approval by signing below.

(verbally approved – signature pending)

Approved by H. Morris Anderson

Date

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Report to Council

DEPARTMENT: Parks and Recreation
Lease Agreement

ISSUE UNDER CONSIDERATION:

Approve a fifteen (15) year lease agreement with the Town of Pamplico for property located at 479 E. Sixth Avenue, TMP# 376-01-099, which is adjacent to Laverne Ard Park, for future football and soccer programs in the amount of \$15 (\$1 per year).

POINTS TO CONSIDER:

1. Florence County has 15 years remaining on a 20 year lease agreement with the Town of Pamplico on the adjacent parcel (Laverne Ard Park).
2. The parcel, zoned AR and identified as TMP# 376-01-099, contains approximately 3 acres and is located within the municipal limits of the Town of Pamplico.
3. Florence County has made numerous improvements to the adjoining parcel (Laverne Ard Park) since 2000 and serves as the primary site for athletic programs such as football and baseball in the community.
4. The proposed term of the lease is 15 years.
5. The Parks and Recreation Commission voted unanimously at its meeting on November 20, 2008 to pursue a lease agreement with the Town of Pamplico.

FUNDING FACTORS:

1. \$15 = Total lease payment.
2. \$2,760 = Total annual cost of contract maintenance of the facility.
3. The total annual cost of contract maintenance is not budgeted FY 08/09.

OPTIONS:

1. ***(Recommended)*** Approve a fifteen (15) year lease agreement with the Town of Pamplico for property located at 479 E. Sixth Avenue, TMP# 376-01-099, which is adjacent to Laverne Ard Park, for future football and soccer programs in the amount of \$15 (\$1 per year); and authorize the County Administrator to execute all documents, subject to review by the County Attorney.
2. Provide Alternate Directive.

ATTACHMENTS:

1. A copy of the proposed Lease agreement.
2. A copy of the November 20, 2008 Parks and Recreation Commission Meeting Minutes.

STATE OF SOUTH CAROLINA)
)
COUNTY OF FLORENCE)

LEASE OF PARCEL

This Lease, made and entered into as of this _____ day of December, 2008, between the Town of Pamplico, a political subdivision of the State of South Carolina, South Carolina, hereinafter termed "Lessor", and FLORENCE COUNTY, a body politic and corporate and a political subdivision of the State of South Carolina, hereinafter termed as "Lessee". The terms and conditions of this Lease shall be binding on the parties hereto and their successors, assigns and personal representatives.

1. LEASED PREMISES. Subject to the terms and conditions set forth hereinafter, the Lessor leases hereby to the Lessee and the Lessee rents hereby from the Lessor that portion of the property of the Lessor (the "Premises") which is described more particularly as follows:

Approximately 3 acres undeveloped property located at 479 East Sixth Avenue, Pamplico, SC, 29583, bearing tax map number 376-01-099.

2. TERM OF LEASE/RENT/UTILITIES. The term of this Lease shall commence upon the execution of this Lease by both parties and shall continue for a period of fifteen (15) years. Rent for the Premises shall be fifteen (\$15.00) dollars, said amount paid in one lump sum, the receipt of which is hereby acknowledged.

3. USE OF LEASED PREMISES/UTILITIES. Lessee's use of the Premises shall be for the purpose of conducting community recreational activities. All utilities consumed on the Premises during the term of this Lease shall be paid for by the Lessee.

4. IMPROVEMENTS TO THE LEASED PREMISES. The Lessee shall be permitted to make any and all improvements to the Premises without prior written consent of the Lessor, including installation and use of signs. Any improvements constructed on the Premises by the Lessee shall become the property of the Lessor at the termination of this Lease.

5. REPAIRS AND ALTERATIONS. The Lessee shall, at its sole cost and expense, maintain those portions of the Premises actually used by the Lessee and any improvements thereon in good condition for the duration of the Lease.

6. REMOVAL OF FURNITURE AND EQUIPMENT. All furniture and equipment placed on the Premises by Lessee are recognized to be the sole property of the Lessee and shall remain the Lessee's property. During the term of the Lease and at the time of termination of the Lease term, the Lessee may remove these items.

7. DEFAULT. As used in this Lease, the term "event of default" shall mean any one of the following: a) the failure of the Lessee after receipt or demand from the Lessor to fulfill any duty or obligation imposed on the Lessee by this Lease; b) the taking of the leasehold interest of the Lessee hereunder pursuant to an execution on a judgment.

The Lessor shall give written notice of any event of default to the Lessee, which thereafter shall have thirty (30) days within which to remedy, correct or contest in writing such default.

8. LIABILITY INSURANCE. The Lessee shall secure and keep in force at its own expense during the term of this Lease tort liability insurance coverage in the amount of no less than \$600,000.00 with respect to the Premises and Lessor shall be named as an additional insured.
9. INDEMNIFICATION. The Lessee agrees hereby to indemnify and hold the Lessor, its officials, employees and agents harmless from any and all actions, demands, liabilities, claims, losses or litigation arising out of or connected with the Lessee's occupancy or use of the Premises to the extent allowed by South Carolina state law.
10. PREVENTION OF USE OF THE PREMISES. If after the effective date of this Lease, the Lessee is precluded or prevented from operating a recreational facility on the Premises by reason of any zoning law, zoning ordinance or zoning regulation of any public authority having jurisdiction over the Premises and such prohibition shall continue for a period of ninety (90) days, then the Lessee may terminate this Lease by giving to the Lessor not less than thirty (30) days written notice of termination.
11. EMINENT DOMAIN. If all or any part of the Premises shall be taken under a power of eminent domain, the compensation or proceeds awarded for the taking of the Premises shall belong to Lessor. If the taking is to such an extent that it is impracticable for Lessee to continue its use of the Premises, this Lease, at the option of the Lessee, shall terminate upon ten (10) days written notice from Lessee to Lessor. Nothing herein shall prevent Lessor and/or Lessee from seeking any and all damages sustained from the condemning authority by reason of the exercise of the power of eminent domain.
12. IDENTITY OF INTEREST. The execution of this Lease or the performance of any act pursuant to the provisions hereof shall not be deemed or construed to have the effect of creating between Lessor and Lessee the relationship of principal and agent or of a partnership or of a joint venture and the relationship between them shall be and remain only that of Lessor and Lessee.
13. NOTICES AND REPORTS. Any notice, report, statement, approval, consent, designation, demand or request to be given and any option or election to be exercised by a party under the provisions of this Lease shall be effective only when made in writing and delivered and mailed by registered or certified mail to the other party at the address given below:

Lessor: Town of Pamplico
Attention: Mayor
PO Box 296
Pamplico, SC 29583

Lessee: Florence County
Attention: County Administrator
Drawer G, City-County Complex
Florence, South Carolina 29501

provided, however, that either party may designate a different address from time to time by giving to the other party notice in writing of the change.

- 14. ENTIRE AGREEMENT. This Lease contains the entire and complete understanding by and between the parties hereto relative to the leasing of the premises herein described, which may be amended only by like instrument.
- 15. SEVERABILITY. If, during the term of this Lease, it is found that a specific clause or provision of this Lease is illegal or unenforceable, the remainder of this Lease shall not be affected by such determination, and shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the date and year first above written.

WITNESSES:

TOWN OF PAMPLICO
Lessor

By: _____
Gene Gainey
Mayor

WITNESSES:

FLORENCE COUNTY
Lessee

By: _____
Richard A. Starks
County Administrator

PARKS AND RECREATION COMMISSION
Minutes
Florence County Parks & Recreation Commission
November 20, 2008

PRESENT: Robert Sullivan, Geer Ward, Darryl Jackson, Eric Sebnick, Kenny Lovette, Sam Breeden, Ronnie Summersett, Joe Eason, Mike Owens, Laura Driggers, Joe Ross, and Angela Singleton

APPROVAL OF MINUTES: Eric Sebnick motioned to approve October minutes; Kenny Lovette seconded; motion carried unanimously.

PUBLIC COMMENTS: None were scheduled. Darryl Jackson motioned to allow Mark Campbell of the Hannah Pamplico Youth League to address the Commission; Kenny Lovette seconded motion. Mr. Campbell addressed the Commission concerning the League's desire to develop property adjacent to Laverne Ard Park. Mr. Campbell confirmed the League's willingness to assist in the development of this parcel. Action by Commission scheduled under NEW BUSINESS section of Agenda.

OLD BUSINESS:

Policy on Facility Use/Fee Schedule

Darryl Jackson informed the Commission that no information has been received from Risk Management regarding the liability and insurance requirement for facility use. Since no information has been received, the sub-committee would like to table request until the next meeting of the Commission. Geer Ward seconded; motion carried unanimously.

Naming of the Lake City Community Park

Eric Sebnick had reviewed the matter with Councilman Rusty Smith and recommends Commission refrain from naming community parks. Mr. Sebnick acknowledged the service of numerous fallen soldiers and noted the difficulty the Commission would have in determining those worthy of such honor. Mr. Sebnick recommended referring the matter to the Health, Education, Recreation, and Welfare Committee of County Council for any further consideration/action; Kenny Lovette seconded; motion carried unanimously.

NEW BUSINESS:

Review of Hannah - Pamplico Youth League Request

The Commission was informed that the Town of Pamplico was recently deeded 3 acres adjacent to Laverne Ard Park by Marsh Lumber Company. The Hannah Pamplico Youth League successfully lobbied Pamplico Town Council to lease the parcel to Florence County for development of a multipurpose field to accommodate soccer and football. Staff is agreeable to this acquisition via a lease agreement but noted future ability to develop is dependent on Council appropriations in future budget cycles. Eric Sebnick motioned to accept request and recommend action by Council; Darryl Jackson seconded; motion carried unanimously.

Review of Research Proposal from UNC Pembroke and Clemson University

Joe Eason informed the Commission of the proposal received from UNC Pembroke and Clemson University to conduct research on the benefit, need, and value of senior programming by our Department. Our Department has identified the need to capture data on our participants to ensure our program offerings meet the needs of our programs participants. The expense to our Department would be postage to mail surveys to participants in our data base (estimated \$800), which may be reduced via email. Staff recommends accepting their offer to conduct this research. The Senior Advisory Committee has met and agreed to accept proposal. Sam Breeden motioned to accept proposal; Darryl Jackson seconded; motion carried unanimously.

Program Update

The Commission reviewed a detailed description as submitted by staff.

In addition to what was presented to the Commission staff also included:

Joe Ross

- Presented to the Commission a copy of the 2005 Pool Report along with the 2008 Splash Pad Year End Report for review.

Robert Sullivan appointed a sub-committee to assist with FY 2009/10 Budget capital projects prioritization. They are as follows: Paige Skinner, Levy Sadler, and Ronnie Summersett.

ADJOURNMENT:

Darryl Jackson motioned to adjourn; Geer Ward seconded; motion carried unanimously.

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Report to Council
Declaration of Surplus Property

DEPARTMENT: Procurement Department

ISSUE UNDER CONSIDERATION:

Declaration of (31) vehicles and (1) tractor as surplus property for disposal through public internet auction via GovDeals.

POINTS TO CONSIDER:

1. Attached listing of vehicles and equipment is recommended to be declared surplus by the using department.
2. The vehicles and equipment have little value or are obsolete to the using department.
3. Disposal will not impact on-going operations.
4. Florence County Code requires County Council approval for disposal of surplus property.
5. Disposal by internet auction is efficient and requires significantly less staff time/coordination than other public offer methods.
6. A local news ad is also placed to encourage local bidders to participate via the internet.
7. V#779 and V#794 were purchased with narcotic funds by the Sheriff's Office and proceeds from the auction of these two (2) vehicles are required by federal law to be reimbursed to the narcotics fund.

FUNDING FACTORS:

\$0=Cost of disposal by internet auction via GovDeals is 7% of highest winning bid paid.

OPTIONS:

1. *(Recommended)* Declaration of (31) vehicles and (1) tractor as surplus property for disposal through public internet auction via GovDeals.
2. Provide Alternate Directive.

ATTACHMENTS:

List of vehicles and equipment.

	<u>UNIT</u>	<u>MAKE</u>	<u>MODEL</u>	<u>YEAR</u>	<u>MILEAGE</u>	<u>COMMENTS</u>
1	V0501	Chevy	S-10	1999	24,205	1GCC51440TK187022
2	V0502	Chevy	S-10	1999	25,664	1GCC51440TK187047
3	V0750	John Deere	Model 5510	1999	1519 hours	LV5510S153020
4	V0757	Ford	Crown Vic	2004	142,266	2FAFP71W55X106329
5	V0758	Ford	Crown Vic	2004	141,157	2FAFP71W75X106333
6	V0760	Ford	Crown Vic	2004	119,060	2FAFP71W05X106335
7	V0762	Ford	Crown Vic	2004	119,258	2FAFP71W45X106340
8	V0763	Ford	Crown Vic	2004	137,312	2FAFP71W85X106342
9	V0770	Ford	Crown Vic	2004	141,741	2FAFP71W35X106331
10	V0772	Ford	Crown Vic	2004	145,632	2FAFP71W25X106336
11	V0774	Ford	Crown Vic	2004	140,812	2FAFP71W65X106341
12	V0779	Chevy	Tahoe	2004	75,697	1GNEC13Z25R142499
13	V0794	Nissan	Titan	2004	107,609	1N6BA07A85N520460
14	V0826	Ford	Crown Vic	2002	139,364	2FAFP71W73X142228
15	V0827	Ford	Crown Vic	2002	155,593	2FAFP71WX3X142241
16	V0828	Ford	Crown Vic	2002	144,780	2FAFP71W03X142250
17	V0837	Ford	Crown Vic	2002	154,464	2FAFP71W83X142237
18	V0843	Ford	Crown Vic	2002	151,238	2FAFP71W43X142235
19	V0852	Dodge	Ram 2500	2003	102,700	1D7KU28D33J628834
20	V0853	Dodge	Ram	2003	82,856	1D7KU28D53J628835
21	V0861	Ford	Crown Vic	2003	154,298	2FAHP71W73X186173
22	V0868	Ford	Crown Vic	2003	128,114	2FAHP71W33X186171
23	V0870	Ford	Crown Vic	2003	107,566	2FAF71W93X202185
24	V0895	Ford	F-150	2004	104,834	2FTRF17W94CA82802
25	V0936	Ford	Crown Vic	2005	108,107	2FAFP71W85X167447
26	V0939	Ford	Crown Vic	2005	121,777	2FAFP71W25X167444
27	V0944	Ford	Crown Vic	2005	132,749	2FAFP71W95X167439
28	V0948	Ford	Crown Vic	2005	123,072	2FAFP71W05X143742
29	V1233	Ford	Crown Vic	2001	112,753	2FAFP71W21X137578
30	V1282	Ford	Crown Vic	2001	122,720	2FAFP71W51X192235
31	V0866	Ford	Crown Vic	2003	138,247	2FAHP71W93X186174
32	V0829	Ford	Crown Vic	2002	135,712	2FAFP71W43X142347

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Reports to Council
Donation of Surplus Property

DEPARTMENT: Florence County Procurement

ISSUE UNDER CONSIDERATION:

Declare vehicle #1257, a 2001 Chevy Tahoe as surplus property and authorize donation of said vehicle to the Timmons ville Rescue Squad.

POINTS TO CONSIDER:

1. Timmons ville Rescue Squad requested a surplus SUV suitable for first response for the department.
2. Disposal will not impact on-going operations.
3. Florence County Code requires County Council approval for disposal of surplus property.

OPTIONS:

- 1) *(Recommended)* Declare vehicle #1257 a 2001 Chevy Tahoe as surplus property and authorize donation of said vehicle to the Timmons ville Rescue Squad.
- 2) Provide Alternate Directive.

ATTACHMENTS:

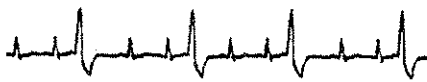
Letter from Timmons ville Rescue Squad requesting surplus vehicle.



Volunteers

Serving You We Care

Timmons ville Rescue Squad



P. O. Box 9 • 401 E. Main Street
Timmons ville, S.C. 29161
843-346-7640

September 23, 2008

TO: Mr. Richard Stark

FROM: Timmons ville Rescue Squad

RE: Surplus Vehicle Acquisition

Dear Sir,

Timmons ville Rescue Squad hereby respectfully requests that when a vehicle suitable for first response is declared surplus by Florence County, we be given the first option. We are serving as first responders more and more frequently and this would allow us to lessen the wear and tear on an ambulance.

Thank you for your kind consideration of our request.

Sincerely,

Chief Donald E. Windham
Timmons ville Rescue Squad

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Reports to Council
Donation of Surplus Property

DEPARTMENT: Florence County Procurement

ISSUE UNDER CONSIDERATION:

Declare vehicle #941, a 2005 Crown Vic, as surplus property and authorize donation of said vehicle to the West Florence Fire Department.

POINTS TO CONSIDER:

1. West Florence Fire Department requested in November 2008 that a vehicle be donated to the department.
2. The equipment is of little value or obsolete to the using department.
3. Disposal will not impact on-going operations.
4. Florence County Code requires County Council approval for disposal of surplus property.

OPTIONS:

- 1) *(Recommended)* Declare vehicle #941, a 2005 Crown Vic as surplus property and authorize donation of said vehicle to the West Florence Fire Department.
- 2) Provide Alternate Directive.

ATTACHMENTS:

Letter dated November 25, 2008 from West Florence Fire Department.



West Florence Fire Department

3379 Pine Needles Road, Florence, SC 29501-7911
PO Box 4572, Florence, SC 29502-4572
Telephone: (843) 665-8857 Fax: (843) 665-1112

Date: November 25, 2008

To: Councilman Dr. Morris Anderson
Re: Vehicle replacement request

Dr. Anderson,

To follow-up on our conversation during a break in the county council meeting on November 20th, we would like to request a Ford Crown Victoria or Sport Utility Vehicle (SUV), scheduled to be declared surplus property, as discussed during said meeting.

We would use this vehicle to replace one of our existing Crown Victoria's that has begun to show signs of age, and has needed a lot of maintenance repairs lately. Thank you for your consideration in this matter.

With regards,

A handwritten signature in black ink, appearing to read "Tim Tolson".

Tim Tolson,
President West Florence Fire Department

Cc: Richard Starks
WFFD File Copy

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Reports to Council
Donation of Surplus Property

DEPARTMENT: Florence County Procurement

ISSUE UNDER CONSIDERATION:

Declare vehicle #874, a 2003 Crown Vic and vehicle #942, a 2005 Crown Vic, as surplus property and authorize donation of said vehicles to the Windy Hill Fire Department.

POINTS TO CONSIDER:

1. Windy Hill Fire Department previously requested two surplus vehicles for the department.
2. The equipment is of little value or obsolete to the using department.
3. Disposal will not impact on-going operations.
4. Florence County Code requires County Council approval for disposal of surplus property.

OPTIONS:

- 1) ***(Recommended)*** Declare vehicle #874, a 2003 Crown Vic and vehicle #942, a 2005 Crown Vic as surplus property and authorize donation of said vehicles to the Windy Hill Fire Department.
- 2) Provide Alternate Directive.

ATTACHMENTS:

Letter from Windy Hill Volunteer Fire Company requesting surplus vehicles.

Windy Hill Volunteer Fire Company

"Our Job...to protect life and property..."

William D. Bessenger
President

103 N. Williamson Road - Florence, SC 29506

John T. DeLung, Jr.
Fire Chief

Richard Starks
Florence County Administrator
30 June 30, 2008
Reference: Vehicles for Emergency Response

Dear Mr. Starks,

In the past several months fuel costs for our department have more than tripled, due to the high cost of fuel. With the news this morning of the official closing of the Florence Rescue Squad, we have been asked to assist with providing the service they were providing. To provide those needed services we will again have to increase our fuel costs dramatically. Most of our apparatus averages five to seven gallons per mile, which is not cost affective for running medical calls.

To help with this situation and to cut fuel costs our department would like to request two vehicles from Florence County. We would like to have vehicles with four doors and plenty of storage space to carry medical equipment. The smaller vehicles responding to medical calls will save a substantial amount of money while providing the level of service the citizens of Florence County deserve.

If you or any members of Council have any questions dealing with this matter, please do not hesitate to call me at (843) 662-2050 or (843) 601-3214.

Sincerely,



John T. DeLung Jr.

Chief

Windy Hill Volunteer Fire Company

Mailing Address: P.O. Box 15040 - Quinby, SC 29506
Telephone: (843) 662-2060 - Fax: (843) 662-7173
www.windyhillfire.com

FLORENCE COUNTY COUNCIL MEETING

December 11, 2008

AGENDA ITEM: Other Business
Utility System Fund
Council District 2

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:

Approve the expenditure of funds from Council District 2 Utility System funding allocation in an amount up to \$8,800.00 to provide financial assistance with the drilling of a 4" well at Prospect Field.

ATTACHMENTS:

1. A copy of the Memorandum indicating the approval of Councilman Ard.



FLORENCE COUNTY COUNCIL

MEMO

To: Councilman Ken Ard, District 2

From: Connie Y. Haselden, Clerk to Council

Cc: Richard A. Starks, County Administrator
Suzanne S. King, Administrative Services Director
Kevin V. Yokim, Finance Director
Arthur C. Gregg, Jr., Public Works Director
Mazie Abraham, Procurement Department Manager

Date: November 12, 2008

Re: Utility System funding

Florence County received a request for financial assistance with the drilling of a 4" well at Prospect Field. If you recommend this project and funding in an amount up to \$8,800.00 to be paid from Council District 2 Utility System funding allocations, please indicate your approval by signing below.

(verbal approval – signature pending)

Approved by Ken Ard

Date

FLORENCE COUNTY COUNCIL MEETING
December 11, 2008

AGENDA ITEM: Recognition of Employees

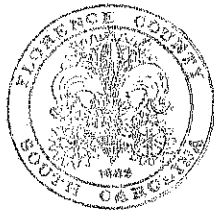
DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:

Council will recognize County employees who have completed from five to thirty years of service with the County as of December 31, 2008.

ATTACHMENTS:

A copy of the memo sent to the Department Directors and Elected/Appointed Officials, along with the listing of employees eligible for recognition.



FLORENCE COUNTY COUNCIL

MEMO

TO: The Honorable Kenney Boone, Sheriff
The Honorable Eugene Cooper, Chief Magistrate
The Honorable Connie Reel-Shearin, Clerk of Court
The Honorable Kenneth Eaton, Judge of Probate
Jack Lawson, Public Defender
The Honorable Ed Clements, Solicitor
Marion G. "Bubba" Matthews, Coroner
The Honorable H. Wayne Joye, Auditor
The Honorable Dean C. Fowler, Jr., Treasurer
Ray McBride, Library Director
Arthur C. Gregg, Jr., Public Works Director
Dusty Owens, Emergency Management Director
Ryon Watkins, Interim EMS Director
Joe Eason, Recreation Director
William H. Hoge, Planning & Building Department Director
Kevin Yokim, Finance Director
Suzanne S. King, Administrative Services Director
Bonnita K. Andrews, Human Resources Director
Steve Love, Voter Registration/Elections

FROM: Richard A. Starks, County Administrator

DATE: November 6, 2008

Cc: Florence County Council Members

RE: Employee Service Awards

Florence County Council will hold its regular meeting of December 11, 2008 at Lynches River County Park and will recognize employees of Florence County who completed from five to thirty years of service as of December 31, 2008. Employee recognition will begin at 10:30 a.m. with the employee luncheon to follow at 11:30 a.m.

Attached is a list of the employees eligible to receive these awards. We ask that you notify the employees within your department eligible to receive an award. If you or one of your employees will be unable to attend, please notify the Personnel Department (665-3054) so that arrangements can be made for the employee(s) to receive this much deserved recognition.

SHERIFF

25 YEARS	15 YEARS	10 YEARS	5 YEARS
John Alan Crouse	Jeffery T. Johnson	Katherine D. McCain	Michael R. Rhodes
Julius G. Lee	Linwood G. Kirby	Darrin D. Yarborough	Alvin F. Powell
	Robert D. Hooks	Kenneth A. Rhodes	Tyrone Porter
	Priscilla Zimmerman	Jason P. Dore	Harry D. Singletary
	Vinca I. Hanna	David A. Brown, Jr.	Paul D. Bird
		Calvin M Timmons	Margaret R. Raines
		Kathleen V. Streett	
		Jody L. Lynch	

JAIL

25 YEARS	20 Years	15 YEARS	10 YEARS	5 YEARS
Henry J. Gaymon	Joyce W. Brunson	Leah L. Harris	Lynnette J. Wendt	Michael E. Brown, Jr.
	Carolyn G. Jamison		Arthur C. Benjamin	Lashona B. McFadden
			Vincent L. Joyner	Larry H. Quick
			Alexandra M. Rattray	Travis L. Taylor
				Nicole D. Eaddy
				Julia M. Caldwell
				Franklin D. Johnson
				Teresa C. Trapier

EMS

5 YEARS
Danny D. Taylor
Jessica P. Coker
Jeane A. New
William H. Dillon

MAGISTRATES

25 YEARS	20 YEARS	15 YEARS	5 YEARS
Eugene Cooper	James T. Spell	Miriam B. Moore	Jerry M. Keith
			Jake F. Strickland, Jr.

CLERK OF COURT

20 YEARS	15 YEARS	5 YEARS
Junior Riley Propps	Jane G. Jordan	Sherice Johnson

PROBATE COURT

10 YEARS
Jo Ann A. McCutcheon

PUBLIC DEFENDER

10 YEARS
Karen E. Parrott
Karen should be 5 years

SOLICITOR

5 YEARS
April L. B. Watson

CORONER

15 YEARS
Marion G. Matthews

AUDITOR

10 YEARS

Debra G. Dennis

TREASURER

20 YEARS

Laurie W. Carpenter

10 YEARS

Shelby J. McGee

No longer employed

5 YEARS

Kellie T. Braveboy

LIBRARY

32 YEARS

Doris C. Carter

20 YEARS

Lynn H. Hanna

5 YEARS

John W. McRee

Christina D. Stewart

Shannon L. Snipes

PUBLIC WORKS

25 YEARS

Thomas McKenney

20 YEARS

Harry L. Harrison

10 YEARS

Betty A. Jackson

5 YEARS

Larry L. Allen

Jason L. Smith

Daniel J. Floyd

Russell C. Holloway

ENVIRONMENTAL SERVICES

10 YEARS

Harry T. Hughes

EMERGENCY MANAGEMENT

10 YEARS

Frankie D. Owens

Billy L. Mills

Leslie A. Timmons

CENTRAL DISPATCH

5 YEARS

Glen E. Coleman, Jr.

Yoland L. Pressley

Jamie A. Newell

RECREATION

10 YEARS

Joseph L. Eason

5 YEARS

Ervin Gamble

PLANNING

15 YEARS

Martin J. Thomas

10 YEARS

William T. Hudson

5 YEARS

Geraldine George

GIS

15 YEARS

Robert W. Ervin

FINANCE

15 YEARS

Brenda C. Smith

5 YEARS

Tiffany L. Wallace

BUILDINGS AND GROUNDS

30 YEARS

James Timmons

Major A. Timmons

TAX ASSESSOR

20 YEARS

Isabelle S. Baccus

10 YEARS

Joseph M. Lavender, Jr.

5 YEARS

Reginald O. Sanders

Voter's Registration

5 YEARS

Elaine Plot

HUMAN RESOURCES

15 YEARS

Anita D. Taylor

COUNTY COUNCIL

15 YEARS

Thomas M. Kirby

Russell W. Culberson