

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

Ken Ard  
District #2

Alphonso Bradley  
District #3

Mitchell Kirby  
District #4

Johnnie D. Rodgers, Jr.  
District #5

Russell W. Culberson  
District #6

Waymon Mumford  
District #7

James T. Schofield  
District #8

H. Morris Anderson  
District #9

AGENDA  
FLORENCE COUNTY COUNCIL  
REGULAR MEETING  
COUNTY COUNCIL CHAMBERS, ROOM 803  
180 NORTH IRBY STREET  
FLORENCE, SOUTH CAROLINA  
THURSDAY, AUGUST 20, 2009  
6:00 P. M.

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

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

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

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

V. **MINUTES:**

**MINUTES OF THE JULY 16, 2009 REGULAR MEETING** [1]

Council Is Requested To Approve The Minutes Of The July 16, 2009 Regular Meeting Of County Council.

VI. **PUBLIC HEARINGS:**

At the time of publication of the agenda, there were no public hearings required or scheduled for matters before the Council.

**VII. APPEARANCES:**

- A. B. KENDALL HILLER** [11]  
Mr. Hiller Requests To Appear Before Council To Present A Brief Power Point Presentation Regarding A Rezoning Request For Dorothy Martin Tate. [Ordinance No. 02-2009/10]
- B. HOUSING AUTHORITY OF FLORENCE** [13]  
Cynthia Williams, Executive Director Of The Housing Authority Of Florence Requests To Appear As A Follow-Up To A Project Presentation Provided To Florence County Council At Its Regular Meeting Of July 16, 2009 To Formally Present Council With A List Of Options To Consider In Supporting The Project.
- C. SHERIFF KENNEY BOONE** [15]  
Sheriff Boone Requests To Appear Before Council To Update Council On The Siren Project At The Florence County Law Enforcement Center.
- D. CHIEF SAM BROCKINGTON – SOUTH LYNCHES FIRE DEPARTMENT** [17]  
Chief Brockington Requests To Appear Before Council To Recognize The Cooperative Effort Of Local Emergency Response Providers To An Incident In Which A Child’s Life Was Saved.

**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)

*June 18, 2009*                      *Ordinance No.35-2008/09 (Revisions to Procurement Section of County Code)*

**Public Services & County Planning**

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

*January 17, 2008*                      *Zoning Ordinance Amendment (Was Ordinance No. 18-2007/08)*

*February 5, 2009*                      *Voter Registration/Election Office Building*  
*April 2, 2009*                              *Enforcement Of The Portable Sign Regulation Section 30-202 and 30-205, Including Table VII*

*June 4, 2009*                              *Ordinance No. 31-2008/09 (Definitions for Incidental Signs)*

Justice & Public Safety

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

*April 16, 2009*

*Ordinance No. 25-2008/09 (Ambulance Services)*

Education, Recreation, Health & Welfare

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

*October 16, 2008*

*Air Quality*

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.)

City-County Conference Committee

(Council members Alphonso Bradley/Co-Chair, Russell W. Culberson, and Johnnie D. Rodgers, Jr.)

**IX. RESOLUTIONS:**

**A. RESOLUTION NO. 02-2009/10**

[22]

A Resolution Authorizing The Cessation Of Maintenance On And Abandonment Of Wise Lane Located In The Johnsonville Area.

**B. RESOLUTION NO. 03-2009/10**

[26]

A Resolution Authorizing The Cessation Of Maintenance And Abandonment By Florence County Of A Portion Of Road No. S-21-1350, Also Known As Steel Road, Located In Florence County, South Carolina.

**X. ORDINANCES IN POSITION:**

**A. THIRD READING**

1. **ORDINANCE NO. 28-2008/09** [30]  
An Ordinance To Amend Chapter 30, Zoning Ordinance, Article VII, General And Ancillary Regulations, Section 30-246, Accessory Buildings And Uses Of The Florence County Code To Enhance The Rules Regarding The Location Of Accessory Buildings and Uses.  
*(Planning Commission approved 10 – 0.)*
  
2. **ORDINANCE NO. 38-2008/09** [34]  
An Ordinance To Rezone Property Owned By Randy H. Coker Located On Devonshire Road, Lake City From R-1, Single-Family Residential District To R-2, Single-Family Residential District Shown On Florence County Tax Map No. 00167, Block 31, Parcel 127 Consisting Of 4.00 Acres.  
  
*(Planning Commission approved 6 – 0.) (Council District 1)*

**B. SECOND READING**

1. **ORDINANCE NO. 02-2009/10** [45]  
An Ordinance To Rezone Property Owned By Dorothy Martin Tate Properties Located Off Of E. Macree Terrace And Gable Terrace, Florence County From R-2, Single-Family Residential District To R-4, Multi-Family Residential District Shown On Florence County Tax Map No. 01812, Block 1, Parcels 344, 345, 346, 347, 348, 349, 350, 351, 353, 357, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 375, 377 Consisting Of 6.6 Acres.  
*(Planning Commission denied 8 – 1.) (Council District 5)*
  
2. **ORDINANCE NO. 03-2009/10** [56]  
An Ordinance To Rezone Property Owned By Young Brothers Properties Located At I-95, Florence County From RU-1, Rural Community District To B-3, General Commercial District Shown On Florence County Tax Map No. 00075, Block 01, Parcel 005 Consisting Of 7.2 Acres.  
*(Planning Commission approved 9 – 0.) (Council District 9)*
  
3. **ORDINANCE NO. 04-2009/10** [68]  
An Ordinance To Amend Chapter 30. Zoning Ordinance, Section 30-8 Regarding Zoning Map Designations And Sections 30-29, 30-111 And 30-311 Regarding The Correction Of Several Minor Text Errors Of The Florence County Code.  
*(Planning Commission approved 6 – 0.)*

**C. INTRODUCTION**

1. **ORDINANCE NO. 05-2009/10** [73]  
An Ordinance To Amend Chapter 30. Zoning Ordinance, Section 30-297. Administrative Procedures, Action Of The Florence County Code To Update The Procedures For Planning Commission And Board Of Zoning Appeals Requests.  
*(Planning Commission approved 11 – 0.)*
2. **ORDINANCE NO. 06-2009/10** [82]  
An Ordinance To Amend Chapter 30. Zoning Ordinance, For Several Small Text Corrections In Section 30-91, Section 30-95, Section 30-202 Table VIII, And Section 30-292, And Minor Text Updates In Section 30-294, And Section 30-295 Of The Florence County Code.  
*(Planning Commission approved 11 – 0.)*
3. **ORDINANCE NO. 07-2009/10** [87]  
An Ordinance To Adopt A New Land Use Element For The Florence County Comprehensive Plan In Accordance With The 1976 South Carolina Code Of Laws, As Amended, Title 6, Chapter 29, Section 510.  
*(Planning Commission approved 6 – 0.)*
4. **ORDINANCE NO. 08-2009/10** [174]  
An Ordinance To Amend Chapter 9.5 Drainage And Stormwater Management Ordinance, Section 9.5-16 Regarding Requirements For Land Disturbing Activity And Section 9.5-72 Regarding Clarification Of Close Out Processes For Commercial And Residential Projects Of The Florence County Code.  
*(Planning Commission approved 6 – 0.)*

**XI. APPOINTMENTS TO BOARDS & COMMISSIONS:**

- A. **CITY-COUNTY MEMORIAL STADIUM COMMISSION** [181]  
Council is requested to consider approval of the following recommendations for appointment/re-appointment to the City-County Memorial Stadium Commission: re-appoint Gerald Holley, representing Florence Public School District One to Seat 4 with term expiring November 2011; appoint Michael W. Richey for appointment to Seat 5 (replacing Ted Maxwell), representing American Legion, Fred H. Sexton Post 1 with term expiring November 2011; and, re-appoint O. J. Davis to Seat 6 representing American Legion, Fred H. Sexton Post 1, with term expiring November 2012.
- B. **BOARDS AND COMMISSIONS LIST** [185]  
A List Of Current And Approaching Vacancies For Calendar Year 2009 On Boards And Commissions Was Previously Provided To Council.

**XII. REPORTS TO COUNCIL:**

**A. ADMINISTRATION**

1. **MONTHLY FINANCIAL REPORTS** [186]  
Monthly Financial Reports Were Provided To Council For Fiscal Year 2010 Through July 31, 2009 As An Item For The Record.
  
2. **PROGRESS ENERGY, INC. – EASEMENT** [192]  
Discussion Of A Request By Progress Energy, Inc., For A Permanent Easement Across The Florence County Parking Lot Located Across Irby St., TMP# 90167-01-008, To Install Under Parking Surfaces A Primary Power Cable For Service To Progress Energy Customers.

**B. EMERGENCY MANAGEMENT DEPARTMENT**

1. **GRANT AWARD SOUTH CAROLINA BUDGET AND CONTROL BOARD** [196]  
Accept Grant Award Made In Accordance With Proviso 80A.45 Of The 2008-2009 Appropriations Act In The Amount Of \$9,179.93 As Approved By The South Carolina Budget And Control Board To Cover Contract Costs For First Responder Interoperability Under Budget Code I140 (Service Contract 800 MHz) For The Florence County Emergency Management Department.
  
2. **GRANT AWARD SLED HS FFY08** [198]  
Accept A \$50,000 Grant Award From The South Carolina Law Enforcement Division (SLED) For Approved Homeland Security Equipment And Training To Be Used By The Florence County Emergency Management Department (EMD).

**C. EMERGENCY MEDICAL SERVICES**

- GRANT AWARD SCDHEC EMS 2010 GRANT-IN-AID PROGRAM** [200]  
Accept A EMS 2010 Grant-In-Aid Program Allocation From The South Carolina Department Of Health And Environmental Control (SCDHEC) For Approved Equipment And/Or Training In The Amount Of \$24,173.22 To Be Equally Divided Among Florence County Emergency Services (EMS) And The Rescue Squads Of Johnsonville, Pamplico And Timmons ville; With Provision That Any Entity Not In Need Of Its Full Share Has Agreed To Allow Further Distribution Of Remaining Funds.

**D. PARKS & RECREATION DEPARTMENT**

1. **AWARD BID #02-09/10** [202]  
Authorize The County Administrator To Award Bid #02-09/10 – Tour Events To The Low Bidders For Each Individual Trip To Be Funded By The Participants If The Minimum Participation Numbers Are Met. *(13 compliant bids)*
  
2. **GRANT AWARD FLORENCE CONVENTION & VISITORS BUREAU** [205]  
Accept A Grant Award In The Amount Of \$1,000 From The Florence Convention & Visitors Bureau To Cover Costs Associated With The Annual Fall Frenzy At Lynches River County Park Hosted By The Florence County Parks & Recreation Department.

**E. PROCUREMENT**

- DECLARATION OF SURPLUS PROPERTY** [207]  
Approve The Purchase Of A 2007 Honda Odyssey Van In The Amount Of \$15,690.50 From General Fund Contingency For The Florence County Economic Development Partnership And Declare Surplus And Authorize The Sale Of A 2004 Jeep Grand Cherokee Via GovDeals In An Estimated Amount Of \$6,100 To Be Reimbursed To The General Fund For An Estimated Net Cost Of \$9,590.50.

**F. VOTER REGISTRATION AND ELECTIONS COMMISSION**

- DECLARATION OF SURPLUS PROPERTY** [209]  
Declare 364 CES Votomatic Punch Card Voting Machines As Surplus Property And Authorize Disposal By Public Internet Auction On GovDeals As Requested By The Florence County Voter Registration And Election Commission.

**XIII. OTHER BUSINESS:**

**A. INFRASTRUCTURE**

1. **CITY OF LAKE CITY** [211]  
Approve The Expenditure Of Up To \$20,000.00 From Council District 1 Infrastructure Funding Allocation To Assist The City of Lake City With Roof Repair, Painting, And Other Enhancements/Renovations Of The Lake City Chamber of Commerce Office Located In The Historic Lake City Railroad Depot.

2. **FLORENCE COUNTY SCHOOL DISTRICT FIVE** [213]  
 Approve The Expenditure Of Up To \$3,500.00 From Council District 2 Infrastructure Funding Allocation For Five (5) Loads Of Crushed Asphalt To Be Stock Piled At Florence County School District Five Maintenance Department Grounds Located At 156 East Marion Street, Johnsonville.
  
3. **PEE DEE CHAPTER AMERICAN RED CROSS** [215]  
 Approve The Expenditure Of Up To \$20,288.45 From Council Districts' Infrastructure Funding Allocations (As Indicated On The Approving Memorandum) To Assist The American Red Cross Pee Dee Chapter With The Replacement Of Three Heating/Air Conditioning Units And Associated Costs At The Building Located At 1601 West Lucas Street.
  
4. **PEE DEE COMMUNITY ACTION PARTNERSHIP TRANSITIONAL SHELTER** [217]  
 Approve The Expenditure Of Up To \$10,000.00 From Council Districts 3 and 7 Infrastructure Funding Allocations (\$5,000 each district) To Assist The Pee Dee Transitional Shelter In Completing Renovations On The Kitchen And Food Pantry At The Shelter.
  
5. **HOWE SPRINGS FIRE DISTRICT** [219]  
 Approve The Expenditure Of Up To \$2,538.24 From Council District 4 Infrastructure Funding Allocation To Assist The Howe Springs Fire District With The Purchase Of Forcible Entry Tools And A Vent Saw.

**B. ROAD SYSTEM MAINTENANCE FEE (RSMF)**

1. **MCKENNEY COURT** [222]  
 Approve The Expenditure Of Up To \$60,000.00 From Council District 3 RSMF Funding Allocation For The Cost Of 6" Of Reclamation And 1 ½" Type C Hot Laid Asphalt For McKenney Court.
  
2. **PISGAH ROAD** [223]  
 Approve The Expenditure Of Up To \$50,665.75 From Council District 3 RSMF Funding Allocation For The Cost Of Putting MBC Stone And Crushed Asphalt On Pisgah Road.
  
3. **DEVON ROAD** [224]  
 Approve The Expenditure Of Up To \$20,000.00 From Council District 5 RSMF Funding Allocation To Resurface Devon Road With 1 ½" Of Hot Laid Asphalt. *(The Total Estimate For Resurfacing The Road Is \$40,000; \$20,000 Has Been Appropriated By The Florence County Transportation Committee.)*



4. **LOWELL STREET, YVONNE STREET AND SUNDANCE STREET** [226]  
Approve The Expenditure Of Up To \$85,000.00 From Council District 7 RSMF Funding Allocation For The Resurfacing of Lowell Street (S-21-1503), Yvonne Street (S-21-1525), and Sundance Street (S-12-1504); contingent upon encroachment permits from the SCDOT.

**C. UTILITY FUND**

1. **CITY OF JOHNSONVILLE** [227]  
Approve The Expenditure Of Up To \$2,168.64 From Council District 2 Utility Funding Allocation For The City Of Johnsonville In Order To Pay For 2 – 30” Catch Basins And 2 – 4x4 Concrete Risers, To Meet Drainage Requirements Specified By The SC Department Of Transportation.
2. **FLORENCE COUNTY SCHOOL DISTRICT ONE – WILLIAMS MIDDLE SCHOOL** [230]  
Approve The Expenditure Of Up To \$6,500.00 From Council District 3 Utility Funding Allocation To Pay For The Cost Of 1 ½” Type C Hot Laid Asphalt Overlay For Williams Middle School Basketball Court.
3. **HOWE SPRINGS FIRE DEPARTMENT – HYDRANT** [231]  
Approve The Expenditure Of Up To \$3,000.00 From Council District 4 Utility Funding Allocation For The Installation Of A Fire Hydrant At The Howe Springs Fire Station On Meadow Prong Road.
4. **TOWN OF OLANTA** [232]  
Approve The Expenditure Of Up To \$21,000.00 From Council District 5 Utility Funding Allocation For Sand Filter And Installation (In An Amount Up To \$6,500) And Pumps For Lift Station (In An Amount Up To \$14,500) To Assist The Town of Olanda.
5. **NORTH VISTA ELEMENTARY SCHOOL** [235]  
Approve The Expenditure Of Up To \$40,000.00 From Council District 7 Infrastructure Funding Allocation To Put 1 ½” Of Hot Laid Asphalt On North Vista Elementary School Parking Area.

**XIV. EXECUTIVE SESSION:**

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

**XV. INACTIVE AGENDA:**

**1. ORDINANCE NO. 19-2008/09**

At its regular meeting of February 19, 2009 Council deferred second reading of Ordinance No. 19-2008/09: An Ordinance Establishing Regulations For The Securing And Disposition Of Solid Waste, Establishing Procedures For Violations, And Other Matters Relating Thereto.

**2. ORDINANCE NO. 25-2008/09**

At its regular meeting of April 2, 2009 Council referred this Ordinance to the Committee on Justice & Public Safety: An Ordinance To Amend Florence County Code, Chapter 5, Ambulance Services, In Its Entirety To Establish Procedures Relating To Private Ambulance Services And Other Matters Relating Thereto.

**3. ORDINANCE NO. 31-2008/09**

At its regular meeting of June 4, 2009, Council Approved Second Reading of Ordinance No. 31-2008/09 as Amended, and Referred the Ordinance to the Committee on Public Service & County Planning: An Ordinance To Amend Section 30-202, Table VII And Table VIII And Section 30-311, Definitions Of The Florence County Code For Incidental Signs.

*(Planning Commission approved 9 – 0.)*

**4. ORDINANCE NO. 35-2008/09**

At its regular meeting of June 18, 2009, Council referred this Ordinance to the Committee on Administration & Finance: An Ordinance To Re-Establish And Revise Florence County Procurement Policies and Procedures As Chapter 25.5, Procurement, And To Delete All Conflicting Sections Of The Code; And Other Matters Relating Thereto.

**XVI. ADJOURN:**