

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
NATIONAL BEAN MARKET MUSEUM
111 HENRY STREET
LAKE CITY, SOUTH CAROLINA
THURSDAY, OCTOBER 15, 2009
6:00 P. M.

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

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

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

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

V. **MINUTES:**

MINUTES OF THE SEPTEMBER 17, 2009 REGULAR MEETING [1]
Council Is Requested To Approve The Minutes Of The September 17, 2009
Regular Meeting Of County Council.

VI. PUBLIC HEARINGS: [12]
Council will hold public hearing on the following:

A. ORDINANCE NO. 11-2009/10

An Ordinance To Amend The Agreement For Development Of A Joint County Industrial Park Dated As Of December 1, 1998 Between Florence County, South Carolina And Williamsburg County, South Carolina To Include Additional Properties In The County As Part Of The Multi-County Industrial Or Business Park.

B. ORDINANCE NO. 12-2009/10

An Ordinance Authorizing The Execution And Delivery Of A Fee In Lieu Of Tax Agreement By And Between Florence County, South Carolina, And Project Element, With Respect To Certain Economic Development Property, Whereby Such Property Will Be Subject To Certain Payments In Lieu Of Taxes; To Provide For A Lease And Sale Of Land For The Project And Other Matters Related Thereto.

VII. APPEARANCES:

A. RESOLUTION OF RECOGNITION TO THE PLAIDS

[13]

Council will present Resolutions of Recognition to the Plaids [*comprised of John Coleman (a DMD and an instructor at The Georgia School of Dentistry), Roger Kirby (Kirby Realty and minister of music at the Lake City First Baptist Church), Happy Pendergraft (a sales rep at King Cadillac), and Craig Shutte (Engineer at Nan Ya Plastics and Youth Minister at the Kingstree First Baptist Church), and accompanist Faith Godwin (Lake City High School Teacher and Director of the Lake City High School Ensemble)*] in honor of their distinguished community service.

B. HOME BUILDERS ASSOCIATION (HBA) OF THE GREATER PEE DEE [15]

Darryl Hall, HBA Board President, Mark Nix, SC Executive Director of SC HBA Or A Representative Of The Home Builders Association Of The Greater Pee Dee Requests The Opportunity To Speak Before Council To Present Data Regarding Residential Building And Developments In Florence County.

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

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. 05-2009/10 – DEFER TO NOVEMBER 19TH MEETING [17]

A Resolution To Authorize Florence County To Participate In The South Carolina Procurement Card Program, To Authorize Establishment Of Policies And Procedures Regulating The County's Participation In This Program, And To Address Other Matters Related Thereto.

B. RESOLUTION NO. 08-2009/10 [18]

A Resolution Authorizing Submission Of A Joint Application With The City Of Lake City To The State Of South Carolina Community Development Block Grant (CDBG) Program Under The Ready To Go Public Facilities Grant Program For Water Line Extension Into The Glendale School Road Community.

X. ORDINANCES IN POSITION:

A. THIRD READING

1. ORDINANCE NO. 05-2009/10 [20]

An Ordinance To Amend Florence County Code, Chapter 30, Zoning Ordinance, Article IX, Applications For Change And/Or Relief, Section 30-297. Administrative Procedures, Action.
(Planning Commission approved 11 – 0.)

2. ORDINANCE NO. 06-2009/10 [36]

An Ordinance To Amend Florence County Code, Chapter 30. Zoning Ordinance, Sections 30-91, 30-95, and 30-292 For Text Corrections; And Sections 30-294 And 30-295 For Minor Text Updates.
(Planning Commission approved 11 – 0.)

3. ORDINANCE NO. 08-2009/10 [45]

An Ordinance To Amend Florence County Code, 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.
(Planning Commission approved 6 – 0.)

4. **ORDINANCE NO. 11-2009/10** [56]
 An Ordinance To Amend The Agreement For Development Of A Joint County Industrial Park Dated As Of December 1, 1998 Between Florence County, South Carolina And Williamsburg County, South Carolina To Include Additional Properties In The County As Part Of The Multi-County Industrial Or Business Park.

5. **ORDINANCE NO. 12-2009/10** [63]
 An Ordinance Authorizing The Execution And Delivery Of A Fee In Lieu Of Tax Agreement By And Between Florence County, South Carolina, And ~~Project Element~~ **MIT-RCF, LLC**, With Respect To Certain Economic Development Property, Whereby Such Property Will Be Subject To Certain Payments In Lieu Of Taxes; To Provide For A Lease And Sale Of Land For The Project And Other Matters Related Thereto.

B. SECOND READING

1. **ORDINANCE NO. 07-2009/10** [112]
 An Ordinance To Adopt A New Land Use Element For The Florence County Comprehensive Plan In Accordance With Title 6, Chapter 29, Section 510 Of The South Carolina Code Of Laws, 1976, As Amended,.
(Planning Commission approved 6 – 0.)

2. **ORDINANCE NO. 10-2009/10** [118]
 An Ordinance To Amend Florence County Code, Chapter 30, Zoning Ordinance, Section 30-28, Table I: Schedule Of Permitted And Conditional Uses And Off-Street Parking Requirements For Residential Districts And Section 30-30, Table III: Zoning Setbacks, To Add New Zoning Districts R-3A (Single Family Residential District) And R-5A (Multi-Family Residential District) With The Same Uses And Setbacks As The Current R-3 And R-5 Districts Except No Manufactured Housing Will Be Allowed In Either Of The New Districts.
(Planning Commission approved 8 – 0.)

3. **ORDINANCE NO. 13-2009/10** [124]
 An Ordinance To Establish Policies And Procedures Related To The Abatement Of Unsafe Structures As Florence County Code, Chapter 21, Nuisances, Article II, Unsafe Structure Abatement And Other Matters Related Thereto.
(Planning Commission approved 6 – 0.)

4. **ORDINANCE NO. 14-2009/10** [141]
 An Ordinance To Rezone Property Owned By The Gospel Temple Inc., Located At 3987 West Palmetto Street, Florence County From RU-1, Rural Community District To PD, Planned Development District Shown On Florence County Tax Map No. 00076, Block 01, Parcel 001 Consisting Of 19.32 Acres.
(Planning Commission approved 9 – 0.) (Council District 4)
5. **ORDINANCE NO. 15-2009/10** [153]
 An Ordinance To Zone Property Owned By James D. & Patsy F. McCutcheon Located At 755 E. Hampton St., Olanta To R-1, Single Family Residential District Shown On Florence County Tax Map No. 00045, Block 03, Parcel 116 Consisting Of 4 Acres.
(Planning Commission approved 9 – 0.) (Council District 5)

C. INTRODUCTION

1. **ORDINANCE NO. 16-2009/10** [165]
 An Ordinance To Adopt The Amendments To The Administrative Procedures For The Florence County Comprehensive Plan In Accordance With Title 6, Chapter 29, Section 520 Of The South Carolina Code Of Laws, 1976, As Amended.
(Planning Commission approved 8 – 0.)
2. **ORDINANCE NO. 17-2009/10** [178]
 An Ordinance To Rezone Property Owned By JAK Ventures LLC, Located At Oakdale Terrace Blvd., Florence From R-4, Multi-Family Residential District To PD, Planned Development District Shown On Florence County Tax Map No. 00074, Block 01, Parcels 22, 199, 200, 201, 202, 203, 204, 205, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324 Consisting Of Approx. 7.4 Acres.
(Planning Commission approved 8 – 0.) (Council District 9)

XI. APPOINTMENTS TO BOARDS & COMMISSIONS:

- BOARDS AND COMMISSIONS LIST** [183]
 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** [184]
Monthly Financial Reports Were Provided To Council For Fiscal Year 2010 Through August 31, 2009 As An Item For The Record.

2. **PURCHASE OF PROPERTY – OLANTA** [190]
Authorize The Purchase Of Property Located At 220 E. Main Street, Olanta, Current Olanta Magistrate Office, For \$37,000 And Authorize The County Administrator To Proceed.

3. **UNITED STATES DEPARTMENT OF ENERGY GRANT** [199]
Accept Grant Award #DE-SC0001852 In The Amount Of \$572,300 Under The Recovery Act (ARRA) Energy Efficiency Conservation Block Grant (EECBG) – Formula Grant Program From The United States Department Of Energy To Improve Energy Efficiency And Reduce Consumption In Six Main County Facilities: EMS Headquarters, Florence Public Service Building, Planning Building And Library Headquarters In Florence, Law Enforcement Center In Effingham And Lower Florence County Public Service Building In Lake City.

B. EMS

- AWARD OF BID** [201]
Authorize The Use Of Florida Association Of Counties Bid #08-08-0909 Awarded To Wheeled Coach Industries To Purchase Two (2) Ambulances At A Base Bid Of \$112,330 Each With Needed Options In The Amount Of \$5,482.28 Additional Per Ambulance From Peach State Ambulance, Inc., Tyrone, GA, The Authorized Regional Representative For Wheeled Coach Industries (Total Purchase Of \$235,624.56) As Funded And Approved In The FY10 Budget.

C. PARKS & RECREATION DEPARTMENT

1. **GRANT AWARD PALMETTO PRIDE** [211]
Accept A 2010 Tree Grant From Palmetto Pride To Provide 87 Trees For The Southern Forest Project At Lynches River County Park.

2. **MEMORANDUM OF UNDERSTANDING** [213]
 Approve A Memorandum Of Understanding Between Florence County And The City Of Florence To Provide For Joint Use Of The County-Leased S & W Manufacturing Ball Fields.

3. **MEMORANDUM OF UNDERSTANDING – SC DNR** [216]
 Approve A Request By SC Department Of Natural Resources (DNR) To Revise A Memorandum Of Understanding (MOU) Between DNR And Florence County To Construct An Archery Range At Lynches River County Park.

D. SHERIFF OFFICE

1. **CONTRACT AWARD** [220]
 Accept Award Of An Annual Contract/Grant In The Amount Of \$4,500 From Circle Park To Florence County Sheriff Office For Services To Be Rendered As A Participant In The 12th Judicial Circuit Alcohol Enforcement Team.

2. **GRANT AWARD SOUTH CAROLINA DEPARTMENT OF HIGHWAY SAFETY** [233]
 Accept A South Carolina Department Of Highway Safety Grant In The Amount Of \$25,000 For Services Rendered As The Host Agency For The 12th Judicial Circuit Law Enforcement Network.

3. **GRANT AWARD SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY** [235]
 Accept Grant Award #1GS09183 In The Amount Of \$149,920 From The South Carolina Department Of Public Safety Under The Justice Assistance Grant Program To Provide Funding For Approved Law Enforcement Equipment For The Florence County Sheriff Office.

4. **GRANT AWARD UNITED STATES DEPARTMENT OF JUSTICE (USDOJ)** [237]
 Accept Technology Program Grant #2009CKWX0253 Under The Office Of Community Oriented Policing Services (COPS) From The United States Department Of Justice (USDOJ) In The Amount Of \$60,000 For Approved Communication Equipment.

5. **PERMANENT PATROL SLOTS** [239]
 Discussion Of Request From Florence County Sheriff Office To Authorize Five (5) Permanent Patrol Slots.

XIII. OTHER BUSINESS:

A. INFRASTRUCTURE

1. **TOWN OF PAMPLICO** [241]
Approve The Expenditure Of Up To \$12,598.20 From Council District 2 Infrastructure Funding Allocation To Assist The Town Of Pamplico With The Purchase Of 5 Handheld Radios, Chargers, Extra Batteries, Etc.

2. **BACK SWAMP SCHOOL TRUST, INC.** [243]
Approve The Expenditure Of Up To \$14,600.00 From Council Districts 3 and 7 Infrastructure Funding Allocations (\$7,300.00 From Each District) To Assist The Back Swamp School Trust, Inc. With Enhancements To The Historical Back Swamp School Building Located on Pocket Road (The Construction Of A Handicap Entrance And Enclosing The Area Under The Building As Required For Insurance Purposes).

B. UTILITY

- GLENDALE SCHOOL ROAD COMMUNITY PROJECT** [259]
Approve The Expenditure Of Up To \$24,285.50 From Council District 1 Utility Funding Allocation To Assist The City Of Lake City With The Required Matching Funds Under The SC CDBG Program For Water Line Extension Into The Glendale School Road Community. (*Resolution No. 08-2009/10*)

XIV. EXECUTIVE SESSION:

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

XV. INACTIVE AGENDA:

- A. 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.

B. 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.

C. 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: