

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, NOVEMBER 19, 2009
9:00 A. 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 OCTOBER 15, 2009 REGULAR MEETING [1]
Council Is Requested To Approve The Minutes Of The October 15, 2009
Regular Meeting Of County Council.

VI. **PUBLIC HEARINGS:** [11]
Council will hold public hearing on the following:

ORDINANCE NO. 16-2009/10
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.

VII. APPEARANCES:

- A. 2009 CHRISTMAS CARD CONTEST WINNER** [12]
Council Will Recognize The Winner Of The 2009 Annual Christmas Card Contest.
- B. BUDDY BATEMAN, AT&T** [13]
Mr. Bateman Requested To Appear Before Council On Behalf Of AT&T To Make A Presentation.
- C. DR. JULIA MIMS, CHAIR, LIBRARY BOARD OF TRUSTEES** [15]
Dr. Julia Mims, Chair Of The Library Board Of Trustees Will Appear Before Council To Present Library Director Ray McBride With The South Carolina Library Association's South Carolina Librarian Of The Year Award.
- D. HOME BUILDERS ASSOCIATION (HBA) OF THE GREATER PEE DEE** [17]
Darryl Hall, HBA Board President, Mark Nix, SC Executive Director of SC HBA, Or A Representative Requests The Opportunity To Speak Before The Florence County Council To Request That The Florence County Building Code Official Be Granted Discretionary Authority As Authorized In Chapter 1 Under The Administration Of The 2006 IRC To Modify Or Accept Alternative Materials, Design And Methods Of Construction Based On New Science And/Or Research.
- E. LINDA WITOUSKI** [19]
Linda Witouski Requests An Appearance Before Council To Provide A Short Presentation Of The Economic Benefits Of AKC Dog Shows And To Invite Florence County Officials, Businesses And Residents To Be A Part Of The Process.

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*
October 15, 2009 *Ordinance No. 13-2009/10 (Abatement of Unsafe Structures)*

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. 05-2009/2010

[21]

A Resolution To Authorize Florence County To Participate In The South Carolina Procurement Card Program And To Establish Local Policies And Procedures.

B. RESOLUTION NO. 10-2009/2010 [24]

A Resolution To Amend The Florence County Personnel Policy Manual By Amending Section 4.8C, Cell Phones, Item (3) To Provide A Cell Phone Use Option For 'Business Use Only' With Reimbursement At The Established Rate For Any Occasional Unofficial Calls.

X. ORDINANCES IN POSITION:

A. EMERGENCY ORDINANCE

EMERGENCY ORDINANCE NO. 01-2009/10 [26]

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 22, 2009 Through Sunday, January 3, 2010 In Florence County, South Carolina, Maintaining Existing Restrictions On The Sale Of Alcohol.

B. THIRD READING

1. ORDINANCE NO. 07-2009/10 [28]

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 [34]

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. 14-2009/10 [45]

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)

4. **ORDINANCE NO. 15-2009/10** [57]
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. SECOND READING

1. **ORDINANCE NO. 16-2009/10 (Public Hearing)** [69]
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** [82]
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 Approximately 7.4 Acres.
(*Planning Commission approved 8 – 0.*) (*Council District 9*)

D. INTRODUCTION

1. **ORDINANCE NO. 18-2009/10** [94]
An Ordinance To Rezone Property Owned By Randy Coker, Located At Devonshire Road, Lake City From R-2, Single-Family Residential District To PD, Planned Development District Shown On Florence County Map 00167, Block 31, Parcel 127 Consisting Of Approximately 3.47 Acres.
(*Planning Commission approved 9 – 0.*) (*Council District 1*)

2. **ORDINANCE NO. 19-2009/10** [107]
An Ordinance To Zone Property Owned By Florence County Located At 959 S. Pamplico Hwy., Pamplico To B-1, Limited Business District Shown On Florence County Tax Map No. 00377, Block 02, Parcel 061 Consisting Of 1.03 Acres.
(*Planning Commission approved 9 – 0.*) (*Council District 2*)

XI. APPOINTMENTS TO BOARDS & COMMISSIONS:

BOARDS AND COMMISSIONS LIST [118]

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 [119]

Monthly Financial Reports Were Provided To Council For Fiscal Year 2010 Through September 30, 2009 As An Item For The Record.

2. FLORENCE REGIONAL ARTS ALLIANCE [125]

Approve The Temporary Use Of The Former Florence County Public Library By The Florence Regional Arts Alliance For ArtsFest 2010 And Authorize The County Administrator To Execute A Temporary Letter-Form, Lease Agreement, Subject To Review By The County Attorney.

3. GRANT AWARD SOUTH CAROLINA DHEC [127]

Accept Additional Funding For Grant Award #21 wo 10 In The Amount Of \$2,000 As Approved By The South Carolina Department Of Health And Environmental Control (DHEC) Under The FY10 Used Oil Grant Program To Cover Contract Costs For Used Oil Filter Recycling, Public Education, And Professional Development For The Recycling Coordinator.

B. EMERGENCY MANAGEMENT DEPARTMENT

1. GRANT AWARD SLED HS FFY09 [129]

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) To Assist With The Florence County Type III Incident Management Team Operations.

2. **GRANT AWARD SLED HS FFY09** [131]
Accept A \$40,000 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) To Assist With The Florence County WMD/COBRA Team Operations.

C. FINANCE DEPARTMENT/SHERIFF OFFICE

- ALLOCATION OF FUNDS FOR ADDITIONAL PATROL DEPUTY SLOTS** [133]
Approve The Allocation Of \$106,975 From The General Fund Fund Balance For Five (5) Additional Patrol Deputy Slots Approved By County Council At Its Regular Meeting Of October 15, 2009.

D. LIBRARY

- SCSL 2010 FISCAL STABILIZATION FUNDS** [134]
Accept FY2010 State Stabilization Funds From The South Carolina State Library (SCSL) In The Amount Of \$52,820 To Be Utilized To Purchase Computer Equipment, Replace Several Security Cameras In The Main Library And Purchase Books And Other Needed Resource Materials.

E. PARKS & RECREATION DEPARTMENT

- GRANT AWARD THE CONSERVATION FUND** [136]
Accept A \$647 Kodak American Greenways Awards Program Grant Administered By The Conservation Fund In Partnership With Kodak And The National Geographic Society To Aid In The Creation Of The Carolina Fence Garden At Lynches River County Park (LRCP).

F. PROCUREMENT DEPARTMENT

- DECLARATION OF SURPLUS PROPERTY** [138]
Declare Five (5) Vehicles And One (1) Van As Surplus Property For Disposal Through Public Internet Auction Via GovDeals.

XIII. OTHER BUSINESS:

A. INFRASTRUCTURE

CITY OF FLORENCE

[140]

Approve The Expenditure Of Up To \$21,175.00 From Council Districts 3 and 7 Infrastructure Funding Allocations (\$10,587.50 from each district) To Assist The City Of Florence In Paving A Walking/Fitness Path (Trail) Within Iola Jones Park.

B. ROAD SYSTEM MAINTENANCE FEE (RSMF)

DOGWOOD STREET

[143]

Approve The Expenditure Of Up To \$6,930.00 From Council District 5 RSMF Funding Allocation To Put Crushed Asphalt On 900 Feet Of Dogwood Street.

C. UTILITY

MCIVER ROAD

[144]

Approve The Expenditure Of Up To \$5,700.00 From Council District 7 Utility Funding Allocation For 256' of 24" RCP Pipe And 3 Cast Iron Drop Inlets To Be Installed In An Existing Sideline Ditch On McIver Road (Job #2).

XIV. EXECUTIVE SESSION:

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

- Contractual Matters - Economic Development
- Contractual Matter – RE: Lower Florence County Hospital District
- Contractual Matter – RE: Pending Real Property/Right-of-Way Transactions
- Personnel Matters – RE: Florence County Sheriff Office

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.

D. ORDINANCE NO. 13-2009/10

[145]

At its regular meeting of October 15, 2009, Council referred this Ordinance to the Committee on Public Service & County Planning: 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.)

XVI. ADJOURN: