

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  
LYNCHEs RIVER COUNTY PARK  
1110 BEN GAUSE ROAD  
COWARD, SOUTH CAROLINA  
THURSDAY, DECEMBER 10, 2009  
9:00 A. 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: [1]**

**MINUTES OF THE NOVEMBER 19, 2009 REGULAR MEETING**

Council Is Requested To Approve The Minutes Of The November 19, 2009  
Regular Meeting Of County Council.

**VI. PUBLIC HEARINGS: [15]**  
Council will hold public hearing on the following:

**Ordinance No. 20-2009/10**

An Ordinance Authorizing Pursuant To Title 4, Chapter 1 Of The South  
Carolina Code Of Laws, 1976, As Amended, The Execution And Delivery Of  
An Infrastructure Financing Agreement Between Florence County, South  
Carolina And Smurfit Stone Container Enterprises, Inc.

**Ordinance No. 21-2009/10**

An Ordinance Authorizing The Execution And Delivery Of A Fee In Lieu Of Tax Agreement By And Between Florence County, South Carolina And Wellman Plastics Recycling, With Respect To Certain Economic Development Property, Whereby Such Property Will Be Subject To Certain Payments In Lieu Of Taxes And Other Matters Related Thereto.

**Ordinance No. 22-2009/10**

An Ordinance Authorizing The Execution And Delivery Of A Fee In Lieu Of Tax Agreement By And Between Florence County, South Carolina, And J.P. Morgan Chase, With Respect To Certain Economic Development Property, Whereby Such Property Will Be Subject To Certain Payments In Lieu Of Taxes And Other Matters Related Thereto.

**Ordinance No. 23-2009/10**

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.

**Ordinance No. 24-2009/10**

An Ordinance To Amend The Agreement For Development Of A Joint County Industrial Park Dated As Of December 1, 2006 Between Florence County, South Carolina And Marion County, South Carolina To Include Additional Properties In The County As Part Of The Multi-County Industrial Or Business Park.

**VII. APPEARANCES:**

**A. HOME BUILDERS ASSOCIATION (HBA) OF THE GREATER PEE DEE**

[16]

Darryl Hall, HBA Board President, Mark Nix, SC Executive Director of SC HBA, Or A Representative Request 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.

**B. RYON WATKINS, EMS DIRECTOR**

[18]

Mr. Watkins Requests To Appear Before Council To Inform Council Of A Collaborative Venture Between Florence County EMS And The Area Hospitals Regarding The Pre-Hospital Treatment Of Heart Attack Patients.

## **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:**

None presented prior to publication of the agenda.

**X. ORDINANCES IN POSITION:**

**A. THIRD READING**

**1. ORDINANCE NO. 16-2009/10 [20]**

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 [40]**

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)*

**B. SECOND READING**

**1. ORDINANCE NO. 18-2009/10 [52]**

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 [65]**

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)*

3. **ORDINANCE NO. 20-2009/10** *(Public Hearing)* [76]  
An Ordinance Authorizing Pursuant To Title 4, Chapter 1 Of The South Carolina Code Of Laws, 1976, As Amended, The Execution And Delivery Of An Infrastructure Financing Agreement Between Florence County, South Carolina And Smurfit Stone Container Enterprises, Inc.
  
4. **ORDINANCE NO. 21-2009/10** *(Public Hearing)* [92]  
An Ordinance Authorizing The Execution And Delivery Of A Fee In Lieu Of Tax Agreement By And Between Florence County, South Carolina And Wellman Plastics Recycling, With Respect To Certain Economic Development Property, Whereby Such Property Will Be Subject To Certain Payments In Lieu Of Taxes And Other Matters Related Thereto.
  
5. **ORDINANCE NO. 22-2009/10** *(Public Hearing)* [117]  
An Ordinance Authorizing The Execution And Delivery Of A Fee In Lieu Of Tax Agreement By And Between Florence County, South Carolina, And J.P. Morgan Chase, With Respect To Certain Economic Development Property, Whereby Such Property Will Be Subject To Certain Payments In Lieu Of Taxes And Other Matters Related Thereto.
  
6. **ORDINANCE NO. 23-2009/10** *(Public Hearing)* [142]  
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.
  
7. **ORDINANCE NO. 24-2009/10** *(Public Hearing)* [148]  
An Ordinance To Amend The Agreement For Development Of A Joint County Industrial Park Dated As Of December 1, 2006 Between Florence County, South Carolina And Marion County, South Carolina To Include Additional Properties In The County As Part Of The Multi-County Industrial Or Business Park.

**C. INTRODUCTION**

**ORDINANCE NO. 25-2009/10** [154]

An Ordinance To Amend Florence County Code, Chapter 30, Zoning Ordinance, Article V, Sign Regulations, Section 30-206, Prohibited Signs, And Section 30-209, Removal Of Signs, And Article VII, General And Ancillary Regulations, Section 30-249, Nonconformities, And Article X, Definitions, Regarding The Removal Of Dilapidated, Dangerous, And Illegal Signs, And The Definitions For Those Signs And Abandoned Signs.

*(Planning Commission approved 9 – 0.)*

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

**BOARDS AND COMMISSIONS LIST** [159]

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** [160]

Monthly Financial Reports Were Provided To Council For Fiscal Year 2010 Through October 31, 2009 As An Item For The Record.

**2. SCHEDULE OF MEETINGS** [166]

Approve The Schedule Of County Council Meeting Dates For 2010, As Well As The Official County Holidays For 2010.

**B. PROCUREMENT DEPARTMENT**

**ENVIRONMENTAL SERVICES OFFICE RFP PANEL APPOINTMENT** [168]

Appoint A Member Of Council To Serve On The Design/Build – Environmental Services Office RFP Panel.

**C. SHERIFF OFFICE**

**1. PURCHASE AUTHORIZATION [169]**

Authorize The Purchase Of Eight (8) Flashback Digital In-Car Cameras, Compatible With The Existing Digital Evidence Series System Currently Used At The Sheriff Office, From The Exclusive Manufacturer And Distributor L3 Communications Mobile Vision Inc., In The Amount Of \$42,336 Utilizing 2009 Justice Assistance Grant Funds.

**2. DECLARATION OF SURPLUS PROPERTY [172]**

Declare On-Site Propane Tank At Florence County Law Enforcement Center No Longer Used By The County As Surplus And Allow For Sale Of Property To TransTech Energy, Inc., In The Amount Of \$23,769, The Proceeds To Be Used To Expand Storage Area At The Law Enforcement Center.

**XIII. OTHER BUSINESS:**

**A. INFRASTRUCTURE**

**1. RESURRECTION RESTORATION CENTER FOR THE HOMELESS [175]**

Approve The Expenditure Of Up To \$4,084.39 From Council District 3 Infrastructure Funding Allocation To Assist The Resurrection Restoration Center For The Homeless With The Completion Of A Commercial Kitchen.

**2. S. FLANDERS ROAD [179]**

Approve The Expenditure Of Up To \$12,584.00 From Council District 5 Infrastructure Funding Allocation To Pay For The Cost Of Resurfacing S. Flanders Road With 1 ½" Type C Hot Laid Asphalt.

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

**1. JEFFERSON STREET [180]**

Approve The Expenditure Of Up To \$21,384.00 From Council District 3 RSMF Funding Allocation To Pay For The Cost Of Resurfacing Jefferson Street With 1½" Type C Hot Laid Asphalt.

**2. ROUGHFORK STREET [181]**

Approve The Expenditure Of Up To \$72,610.78 From Council District 3 RSMF Funding Allocation To Pay For The Cost Of Resurfacing 4,106 feet (150 feet will be reclaimed) of Roughfork Street With 1½" Type C Hot Laid Asphalt.

**3. MARY ROAD**

[182]

Approve The Expenditure Of Up To \$45,452.00 From Council District 5 RSMF Funding Allocation To Pay For MBC Stone And Crushed Asphalt For Mary Road.

**C. UTILITY**

No requests submitted prior to publication of the agenda.

**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**

[183]

Florence County Council will recognize County Employees who have completed from five to thirty-five years of service with the County as of December 31, 2009.

**XVII. 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**

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.)*

**XVIII. ADJOURN:**