

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, JANUARY 14, 2010  
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. **ELECTION OF COUNTY COUNCIL OFFICERS FOR 2010:**  
County Attorney James C. Rushton, III Presiding Over Elections

Chairman  
Vice Chairman  
Secretary/Chaplain

V. **MINUTES:**

**MINUTES OF THE DECEMBER 10, 2009 REGULAR MEETING** [1]  
Council Is Requested To Approve The Minutes Of The December 10, 2009  
Regular Meeting Of County Council.

**VI. PUBLIC HEARINGS:**

No public hearings are required or scheduled for this meeting.

**VII. APPEARANCES:**

**A. A. MICHELLE JAMES, P.E. – PROGRAM MANAGER, SCDOT** [10]  
Michelle James, Program Manager For The South Carolina Department Of Transportation (SCDOT) Requests To Appear Before Council To Discuss The TV Road And SC 51 Project Scopes.

**B. VERMELLE P. SIMMONS – 2010 CENSUS** [12]  
Ms. Simmons, Along With A Colleague, Milton Smalls, Request To Appear Before Council To Provide A Brief Presentation About The Importance Of The 2010 Census.

**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. 13-2009/10**

[14]

A Resolution Authorizing The Submission Of An Application By Florence County To The South Carolina Department Of Public Safety Justice Assistance Grant (JAG) Program For Video Conferencing Systems At The City-County Complex And Law Enforcement Facilities.

### **B. RESOLUTION NO. 14-2009/10**

[16]

A Resolution Authorizing The Submission Of An Application By Florence County To The South Carolina Department Of Public Safety Justice Assistance Grant (JAG) Program To Provide Staff And Equipment For A Forensic Lab At The Law Enforcement Center To Aid In The Prosecution Of Crimes In A More Efficient And Effective Manner.

### **C. RESOLUTION NO. 15-2009/10**

[18]

A Resolution Of Support For The South Carolina Homebuilders Association's Request To South Carolina Building Codes Council To Remove From The 2009 International Residential Code (IRC) Section R313, Mandatory Requirement Of Automatic Fire Sprinklers In Residential Construction.

**X. ORDINANCES IN POSITION:**

**A. THIRD READING**

- 1. ORDINANCE NO. 18-2009/10 [20]**  
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 No. 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 [33]**  
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 [44]**  
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 – DEFERRAL [60]**  
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 – DEFERRAL [85]**  
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 – DEFERRAL** [112]

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** [122]

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.

**B. SECOND READING**

**ORDINANCE NO. 25-2009/10** [134]

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.)*

**C. INTRODUCTION**

1. **ORDINANCE NO. 26-2009/10** [139]

An Ordinance To Rezone Property Owned By Cynthia Matthews Located At 3434 And 3508 James Turner Road., Florence County From R-1, Single-Family Residential District To RU-1, Rural Community District Shown On Florence County Tax Map No. 00127, Block 01, Parcel 072 Consisting Of Approximately 15.7 Acres.

*(Planning Commission approved 7 – 0.) (Council District 5)*

2. **ORDINANCE NO. 27-2009/10** [150]

An Ordinance To Rezone Property Owned By Pamela S. Truesdale Located At 3514 James Turner Road, Florence County From R-1, Single-Family Residential District To RU-1, Rural Community District Shown On Florence County Tax Map No. 00127, Block 01, Parcel 090 Consisting Of Approximately 4.81 Acres.

*(Planning Commission approved 7 – 0.) (Council District 5)*

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

**BOARDS AND COMMISSIONS LIST [161]**

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 [162]**

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

**2. SCDHEC WASTE TIRE/AUTOMOBILE DISMANTLER RECYCLING GRANT [168]**

Accept FY2010 Waste Tire/Automobile Dismantler Recycling Grant #21 wt 10 In The Amount Of \$41,500 To Be Utilized To Assist With Disposal Costs Associated With Waste Tires At The Old Landfill.

**B. FINANCE**

**ACCEPTANCE OF FISCAL YEAR ENDED JUNE 30, 2009 AUDIT [170]**

Accept The Fiscal Year Ended June 30, 2009 Audit.

**C. EMERGENCY MEDICAL SERVICES (EMS)**

**1. GRANT AWARD – CAROLINAS HOSPITAL SYSTEM [171]**

Accept A Grant Award In The Amount Of \$20,192 From Carolinas Hospital System For Their Portion Of Equipment Costs To Provide EKG Transmission Capability From An Ambulance En-Route To Carolinas Hospital System Emergency Department.

**2. GRANT AWARD – MCLEOD HEALTH [173]**

Accept A Grant Award In The Amount Of \$20,192 From McLeod Health For Their Portion Of Equipment Costs To Provide EKG Transmission Capability From An Ambulance En-Route To McLeod Regional Medical Center Emergency Department.

**D. LIBRARY**

**GRANT AWARD - HONDA SOUTH CAROLINA MFG., INC.** [175]  
Accept A Grant Award In The Amount Of \$5,000 From Honda South Carolina Mfg., Inc. For Books And Other Library Materials For The Timmons ville Library.

**E. PROCUREMENT DEPARTMENT**

**1. APPOINTMENT OF EVALUATION COMMITTEE MEMBER** [177]  
Appoint A Member Of Council To Serve On The Public Works Heavy Equipment Bid Development And Evaluation Committee.

**2. BID AWARD** [178]  
Approve The Award Of Bid #08-09/10 To Stryker Medical, Portage, MI In The Amount Of \$11,803.96 For An Ambulance Cot For The Johnsonville Rescue Squad; To Be Funded From Grant Funds, With The Required Matching Funds Provided By Johnsonville Rescue Squad (*4 Compliant Bids*).

**3. SURPLUS PROPERTY** [181]  
Authorize The Sale Of Vehicle #927, A 2005 Ford Five Hundred, To Johnsonville Fire District In The Amount Of \$1,000.

**4. SURPLUS PROPERTY** [183]  
Declare Ninety-Six (96) Outdated Radios As Surplus Property For Disposal Through Public Internet Auction Via GovDeals.

**F. SHERIFF OFFICE**

**PURCHASE AUTHORIZATION** [188]  
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.

**XIII. OTHER BUSINESS:**

**A. INFRASTRUCTURE**

**FRANCIS MARION RECREATION ATHLETIC PARK**

[191]

Approve The Expenditure From Council Districts 3, 6 and 7 Infrastructure Funding Allocations In A Total Amount Estimated At \$7,300 (Approximately \$2,433.33 From Each District) To Assist Francis Marion Recreation Athletic Park With The Extension Of The Backstop On The Dixie Boys Field From 20 Feet To 30 Feet And Painting The Concessions Building.

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

No requests submitted prior to publication of the agenda.

**C. UTILITY**

**PINE NEEDLES WIDENING PROJECT**

[193]

Approve The Expenditure From Council District 9 Utility Funding Allocation In An Amount Up To \$3,735 To Assist With The Pine Needles Widening Project Piping Along A Portion Of South Ebenezer Road.

**XIV. EXECUTIVE SESSION:**

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

- Contractual matters concerning pending real property transactions
- Personnel matters – Chief Magistrate’s 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**

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:**