AGENDA
FLORENCE COUNTY COUNCIL
REGULAR MEETING
CITY-COUNTY COMPLEX
180 N. IRBY STREET
COUNCIL CHAMBERS, ROOM 803
FLORENCE, SOUTH CAROLINA
THURSDAY, NOVEMBER 17, 2011
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:

A. MINUTES OF THE OCTOBER 13, 2011 SPECIAL MEETING
   Council Is Requested To Approve The Minutes Of The October 13, 2011 Special Called Meeting Of County Council.

B. MINUTES OF THE OCTOBER 20, 2011 REGULAR MEETING
   Council Is Requested To Approve The Minutes Of The October 20, 2011 Regular Meeting Of County Council.

C. MINUTES OF THE OCTOBER 27, 2011 SPECIAL MEETING
   Council Is Requested To Approve The Minutes Of The October 27, 2011 Special Called Meeting Of County Council.
D. MINUTES OF THE NOVEMBER 3, 2011 SPECIAL MEETING

Council is requested to approve the minutes of the November 3, 2011 Special Called Meeting of County Council.

VI. PUBLIC HEARINGS:

Council will hold public hearing on the following:

A. ORDINANCE NO. 08-2011/12

An ordinance to amend the comprehensive plan land use map for property in Florence County located at 129 and 135 S. Fifth Street, Timmonsville, SC as shown on Florence County tax map No. 00017, Block 04, Parcel 100; consisting of 1.69 acres from residential preservation to rural preservation and other matters related thereto.

B. ORDINANCE NO. 13-2011/12

An ordinance adopting and enacting a new code of ordinances of the County of Florence County, South Carolina; establishing the same; providing for the repeal of certain ordinances not included therein, except as herein expressly provided; providing for the manner of amending such code of ordinances; providing a penalty for the violation thereof; and providing for the effective date of this ordinance.

C. ORDINANCE NO. 14-2011/12

An ordinance authorizing MIT-RCF, LLC to enter into a sublease with Progress Energy and associated investors with regard to tax map parcel No. 00167-031-131; and other matters related thereto.

VII. APPEARANCES:

A. JOHN FARMER, 2012 LEGISLATIVE DAY CHAIR

Mr. Farmer requests to appear before Council to brief Council on the plans for the 10th Annual Florence County Legislative Day, scheduled for March 20, 2012.

B. JONATHAN E. STURKIE, PRESIDENT – HOWE SPRINGS VOLUNTEER FIRE COMPANY

Mr. Sturkie requests to appear before Council to discuss the open position on the Howe Springs Fire District Board and the recommendation from the Howe Springs Volunteer Fire Company to fill the seat.
C. PETE SIeler, WFXMB AND BRUCE SMITH, RETIRED – BUILDING BRIDGES

Mr. Sieler And Mr. Smith Request To Appear Before Council To Speak On Behalf Of The Building Bridges Program.

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)

Public Services & County Planning
(Council members James T. Schofield/Chair, Mitchell Kirby, and Roger M. Poston)

*August 18, 2011* Public Service Building Space Allocation

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

*January 20, 2011* Litter

Education, Recreation, Health & Welfare
(Council members H. Morris Anderson/Chair, Johnnie D. Rodgers, Jr., and Al Bradley)

Agriculture, Forestry, Military Affairs & Intergovernmental Relations
(Council members Russell W. Culberson/Chair and Morris Anderson)

Ad Hoc Water Study Committee
(Council members Mitchell Kirby, Russell W. Culberson, and Johnnie D. Rodgers, Jr.)

Ad Hoc City-County Conference Committee
(Council members Alphonso Bradley/Co-Chair, Waymon Mumford, and James Schofield.)
Ad Hoc Search Committee  
(Council members Waymon Mumford/Chair, Mitchell Kirby, Russell W. Culberson, Johnnie D. Rodgers, Jr., H. Morris Anderson, Alphonso Bradley, James T. Schofield, Roger M. Poston.)

IX. RESOLUTIONS:

A. RESOLUTION NO. 11-2011/12  
A Resolution To Amend Section 4 Of Resolution No. 5-2009/10 In Order To Authorize The Inclusion Of Additional Participants In The South Carolina Procurement Card Program And To Increase One Daily And Monthly Limit.

B. RESOLUTION NO. 12-2011/12  
A Resolution To Amend The Rules of the Florence County Council.

X. ORDINANCES IN POSITION:

A. THIRD READING

1. ORDINANCE NO. 08-2011/12 (Public Hearing)  
An Ordinance To Amend The Comprehensive Plan Land Use Map For Property In Florence County Located At 129 And 135 S. Fifth Street, Timmonsville, SC As Shown On Florence County Tax Map No. 00017, Block 04, Parcel 100; Consisting Of 1.69 Acres From Residential Preservation To Rural Preservation; And Other Matters Related Thereto.  
(Planning Commission Approved 10 – 0.) (Council District 4)

2. ORDINANCE NO. 09-2011/12  
An Ordinance To Rezone Property Owned By Viola A. Garner Located At 129 And 135 South Fifth Street, Timmonsville, As Shown On Florence County Tax Map No. 00017, Block 04, Parcel 100; Consisting Of 1.69 Acres From R-3, Single-Family Residential District To RU-1, Rural Community District; And Other Matters Related Thereto.  
(Planning Commission Approved 10 – 0.) (Council District 4)

3. ORDINANCE NO. 10-2011/12  
An Ordinance To Amend Florence County Code, Chapter 30, Zoning Ordinance, Article V, Sign Regulations, Section 30-210, Relocation Of Billboard Due To Governmental Land Acquisition; And Other Matters Related Thereto.  
(Planning Commission Approved 10 – 0.)
4. **ORDINANCE NO. 11-2011/12**
   An Ordinance To Amend Florence County Code, Chapter 27, Public Roads And Ways, Article II, Street Naming And Property Numbering, Section 27-21, Street Naming; And Other Matters Related Thereto.
   *(Planning Commission Approved 10 – 0.)*

5. **ORDINANCE NO. 12-2011/12**
   An Ordinance Authorizing The Lease Of Property Owned By Florence County Designated As Tax Map No. 90167-01-020 To The City Of Florence And Other Matters Related Thereto.

B. **SECOND READING**

1. **ORDINANCE NO. 13-2011/12 (Public Hearing)**
   An Ordinance Adopting And Enacting A New Code Of Ordinances Of The County Of Florence County, South Carolina; Establishing The Same; Providing For The Repeal Of Certain Ordinances Not Included Therein, Except As Herein Expressly Provided; Providing For The Manner Of Amending Such Code Of Ordinances; Providing A Penalty For The Violation Thereof; And Providing For The Effective Date Of This Ordinance.

2. **ORDINANCE NO. 14-2011/12 (Public Hearing)**
   An Ordinance Authorizing MIT-RCF, LLC To Enter Into A Sublease With Progress Energy And Associated Investors With Regard To Tax Map Parcel No. 00167-031-131; And Other Matters Related Thereto.

C. **INTRODUCTION**

1. **ORDINANCE NO. 15-2011/12**
   An Ordinance To Amend The Florence County Comprehensive Plan Land Use Map For Property In Florence County Located At 900 E. Julep Lane, Florence, SC, As Shown On Florence County Tax Map No. 01812, Block 01, Parcel 001 Consisting Of 7.80 Acres From Public Facility To Residential Preservation; And Other Matters Related Thereto.
   *(Planning Commission Approved 8 – 0.) (Council District 7)*

2. **ORDINANCE NO. 16-2011/12**
   An Ordinance To Amend Florence County Code, Chapter 30, Zoning Ordinance, Section 30-311. – Definitions. Dwelling, Residential Designed Manufactured Home; And Other Matters Related Thereto.
   *(Planning Commission Approved 8 – 0.)*
3. **ORDINANCE NO. 17-2011/12**

An Ordinance To Approve A Use Variance For A Communications Tower For Property Located At 355 N. Country Club Rd., Lake City Shown On Florence County Tax Map No. 00142, Block 31, Parcel 048 And Zoned R-1, Single-Family Residential District; To Approve Related Text Amendments To The Florence County Code; And Other Matters Related Thereto.

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

A. **HOWE SPRINGS BOARD OF FIRE CONTROL**


B. **COMMISSION ON ALCOHOL & DRUG ABUSE**

   The Commission On Alcohol & Drug Abuse Requests The Reappointment Of Bishop Oscar Hardman To Seat 2, District 1 And James R. “Randy” McDonald To The At-Large Business Law Seat.

C. **PEE DEE WORKFORCE INVESTMENT BOARD (WIB)**

   Council Is Requested To Appoint Max Welch To Serve On The Pee Dee WIB, Replacing Jill Heiden Who Resigned.

XII. **REPORTS TO COUNCIL:**

A. **ADMINISTRATION**

   **MONTHLY FINANCIAL REPORTS**

   Monthly Financial Reports Were Provided To Council For Fiscal Year 2012 Through September 30, 2011 As An Item For The Record.
B. ADMINISTRATION/FINANCE

CITY OF JOHNSONVILLE – SOLID WASTE HOUSEHOLD FEES
Authorize The Remittance Of All Solid Waste Household Fees Collected On The 2011 Tax Notices From The Residential Parcels Located Inside The City Of Johnsonville Directly To The City Of Johnsonville, To Be Used For Residential Solid Waste Household Service Provision Only, And Direct The Cessation Of Charging The Solid Waste Household Fee To Residential Parcels Located Inside The City Of Johnsonville Beginning In Tax Year 2012.

C. CIVIC CENTER

SCDA DENTAL ACCESS DAYS EVENT
Approve $3,665.62 For The Florence Civic Center For Excess Costs Incurred By The SC Dental Association’s (SCDA) Free Adult Dental Clinic Recently Held At The Civic Center; Funding To Come From Line Item 010-411-488-000-8800, General Fund Contingency.

D. FINANCE/FACILITIES

ACCEPTANCE OF PROPERTY
Authorize The Acceptance Of Property Located At 419 South Dargan Street, Designated As Tax Map No. 90088-02-008 By Deed Of Gift From The Drs. Bruce And Lee Foundation.

XIII. OTHER BUSINESS:

UTILITY

1. RENEE CIRCLE
Approve The Expenditure Of Up To $6,000 From Council District 6 Utility Funding Allocation For A Water Line Extension On Renee Circle.

2. WILSON ROAD
Approve The Expenditure Of Up To $14,500 From Council District 7 Utility Funding Allocation For A Sewer Line Extension Along The 200 Block Of Wilson Road.
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. 13-2010/11
At Its Regular Meeting Of December 9, 2010, Council Voted Unanimously To Move Ordinance No. 13-2010/11 To The Inactive Agenda: An Ordinance To Amend The Agreement For Development Of A Multi-County Industrial And Business Park Dated As Of February 6, 2006, By And Between Florence County And Williamsburg County, South Carolina, Providing For The Development Of A Jointly Owned And Operated Industrial/Business Park So As To Include Additional Property In Florence County As Part Of The Joint County Industrial/Business Park, And Other Matters Relating Thereto.

B. ORDINANCE NO. 02-2011/12
At the August 18, 2011 regular meeting of County Council, Chairman Smith deferred second reading of this item: An Ordinance To Rezone Property Owned By Katie Barnhill Cook Located At 2214 Alligator Road, Effingham, From R-3, Single-Family Residential District To R-4, Multi-Family Residential District Limited Shown On Florence County Tax Map No. 00126, Block 01, Parcel 401 Consisting Of 0.22 Acres. 
(Planning Commission Denied 6 – 1.) (Council District 5)

XVI. ADJOURN:
AGENDA ITEM: Minutes

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:
Council is requested to approve the minutes of the October 13, 2011 Special Called meeting of County Council.

OPTIONS:
1. Approve minutes as presented.
2. Provide additional directive, should revisions be necessary.

ATTACHMENTS:
Copy of proposed Minutes.
PRESENT:
Waymon Mumford, Vice Chairman
H. Morris Anderson, Secretary/Chaplain
Mitchell Kirby, Council Member
Russell W. Culberson, Council Member
Johnnie D. Rodgers, Jr., Council Member
Alphonso Bradley, Council Member
James T. Schofield, Council Member
Roger M. Poston, Council Member
Richard A. Starks, County Administrator
D. Malloy McEachin, County Attorney
Connie Y. Haselden, Clerk to Council

ABSENT:
K. G. Rusty Smith, Jr., Chairman

OTHERS PRESENT:
Kevin V. Yokim, Finance Director
John Sweeney, Morning News Staff Writer

Copies of the agenda were faxed to members of the media and posted in the lobby of the City-County Complex, the Doctors Bruce and Lee Foundation Public Library and all branch libraries, and on the County's website (www.florencoco.org). An ad was requested but denied by the Morning News due to the holiday schedule.

Vice Chairman Mumford called the meeting to order. Secretary-Chaplain Anderson provided the invocation and Councilman Kirby led the pledge of allegiance to the American flag. Vice Chairman Mumford welcomed everyone attending the meeting and stated the item on the agenda was Committee Reports: Ad Hoc Search Committee.

Councilman Bradley made a motion to enter executive session pursuant to Section 30-4-70 of the South Carolina Code of Laws 1976, as amended for A Personnel Matter In Reference To The County Administrator Search. Councilman Anderson seconded the motion, which was approved unanimously.

Council entered executive session at 9:02 a.m. Council reconvened at 9:37 a.m.
Vice Chairman Mumford stated the Ad hoc Search Committee had reviewed 79 applications for the position of the County Administrator. The applications were narrowed down to five and then the final three. He stated the media would be provided copies of the résumés for the final three.

Vice Chairman Mumford stated one of the candidates out of the final three, K. G. Rusty Smith, Jr., withdrew his application. He stated Mr. Smith was an excellent candidate and would have done an excellent job, had he been selected for the position. Councilmen Anderson and Kirby commended Mr. Smith for his actions.

Councilman Schofield made a motion Council Offer The Position Of Administrator For Florence County To Thomas B. Robinson; The Terms And Conditions Of His Employment Are Subject To Negotiation Between Florence County And Thomas B. Robinson. Councilman Anderson seconded the motion, which was approved unanimously.

There being no further business to come before Council, Councilman Culberson made a motion to adjourn. Councilman Rodgers seconded the motion, which was approved unanimously.

THE MEETING ADJOURNED AT 9:43 A.M.

H. MORRIS ANDERSON  
SECRETARY-CHAPLAIN

CONNIE Y. HASELDEN  
CLERK TO COUNTY COUNCIL
AGENDA ITEM: Minutes

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:
Council is requested to approve the minutes of the October 20, 2011 regular meeting of County Council.

OPTIONS:
1. Approve minutes as presented.
2. Provide additional directive, should revisions be necessary.

ATTACHMENTS:
Copy of proposed Minutes.
REGULAR MEETING OF THE FLORENCE COUNTY COUNCIL,
THURSDAY, OCTOBER 20, 2011, 6:00 P.M., NATIONAL BEAN
MARKET MUSEUM, 111 HENRY STREET, LAKE CITY, SOUTH
CAROLINA

PRESENT:
K. G. "Rusty" Smith, Jr., Chairman
Waymon Mumford, Vice-Chairman
H. Morris Anderson, Secretary-Chaplain
Mitchell Kirby, Council Member
Russell W. Culberson, Council Member
Johnnie D. Rodgers, Jr., Council Member
Alphonso Bradley, Council Member
James T. Schofield, Council Member
Roger M. Poston, Council Member
Richard A. Starks, County Administrator
Malloy McEachin, County Attorney
Connie Y. Haselden, Clerk to Council

ALSO PRESENT:
Kevin V. Yokim, Finance Director
Dusty Owens, Emergency Management Director
Tommy Sullivan, Emergency Management Assistance Director
Gerald Yates, Radio Technician
Mitch Fulmore, Central Dispatch Training Officer
Dale Rauch, Facilities Coordinator
Ray McBride, Library Director
David Alford, Voter Registration & Elections Director
Mayor Lovith Anderson, City of Lake City
Mayor James McCutcheon, Town of Olanta
Marion Lowder, City Administrator, City of Lake City
John Sweeney, Morning News

A notice of the regular meeting of the Florence County Council appeared in the October
19, 2011 edition of the MORNING NEWS. Copies of the agenda were faxed to
members of the media and posted in the lobby of the City-County Complex, the Doctors
Bruce and Lee Foundation Public Library and all branch libraries, the National Bean
Market Museum and on the County's website (www.florenceco.org).

Chairman Smith called the meeting to order. Secretary-Chaplain Anderson provided the
invocation and Vice Chairman Mumford led the Pledge of Allegiance to the American
Flag. Chairman Smith welcomed everyone attending the meeting. He commended and
thanked the members of Council, the Lake City Community Foundation, Darla Moore,
Senator Yancey McGill, the Mayor of Lake City and City Council members and the City
Administrator Marion Lowder for helping to make the renovations to the facility a reality.
APPROVAL OF MINUTES:
Councilman Anderson made a motion Council approve the minutes of the September 15, 2011 regular meeting of County Council. Councilman Kirby seconded the motion, which was approved unanimously.

PUBLIC HEARINGS:
The Clerk published the title and the Chairman opened public hearing for the following:

ORDINANCE NO. 12-2011/12
An Ordinance Authorizing The Lease Of Property Owned By Florence County Designated As Tax Map No. 90167-01-020 To The City Of Florence And Other Matters Related Thereto.

APPEARANCES:
There were no Appearances.

COMMITTEE REPORTS:
There were no Committee Reports.

RESOLUTIONS:

RESOLUTION OF RECOGNITION
Councilman Mumford made a motion Council approve a Resolution of Recognition for Miss Emily Caroline Floyd, Teen Miss South Carolina 2011. Councilman Kirby seconded the motion, which was approved unanimously. The Clerk published the Resolution in its entirety and Councilman Rodgers presented the framed Resolution to Miss Floyd. Miss Floyd expressed appreciation for the recognition and opportunity to represent Florence County.

RESOLUTION OF RECOGNITION
Presentation of a Resolution of Recognition for Miss Bree Boyce, Miss South Carolina 2011 was deferred due to Miss Boyce being unable to return from New York in time.

RESOLUTION OF APPRECIATION & RECOGNITION
Councilman Kirby made a motion Council Approve A Resolution Of Appreciation And Recognition To Jay Steele In Honor Of His Commendable Community Service. Councilman Culberson seconded the motion, which was approved unanimously. The Clerk published the Resolution in its entirety and Councilman Rodgers presented the framed Resolution to Firefighter Steele.

FLORENCE COUNTY CENTRAL DISPATCH
Chairman Smith announced that, for the second time in six (6) years, Florence County Central Communications 911 received the APCO and NENA 911 Communications Center of the Year Award. Dusty Owens, Department Director provided a brief summary of the award.
ORDINANCES IN POSITION:

ORDINANCE NO. 03-2011/12 – THIRD READING
The Clerk published the title of Ordinance No. 03-2011/12: An Ordinance To Amend Florence County Code Chapter 2, Administration, Article V, Boards, Commissions, Committees And Agencies, To Modify The Structure Of The Senior Center Commission; And Other Matters Related Thereto. Councilman Mumford made a motion Council approve third reading of the Ordinance. Councilman Anderson seconded the motion. Councilman Anderson made a motion to amend subsection (b) to include that “No member can be associated in any manner with any private business interest or corporation which receives any benefit or funding from or through the Commission or which would be a conflict under the SC State Ethics Act or the Florence County Code of Ordinances or the provisions of the Florence County Personnel Policy Manual.” Councilman Rodgers seconded the motion to amend, which was approved unanimously. Third reading of the Ordinance as amended was approved unanimously.

ORDINANCE NO. 04-2011/12 – THIRD READING
The Clerk published the title of Ordinance No. 04-2011/12: An Ordinance To Provide For The Issuance And Sale Of Not Exceeding Five Million Dollars ($5,000,000) General Obligation Refunding And Improvement Bonds Of Florence County, South Carolina, To Prescribe The Purposes For Which The Proceeds Shall Be Expended, To Provide For The Payment Thereof, And Other Matters Relating Thereto. Councilman Mumford seconded the motion, which was approved unanimously.

ORDINANCE NO. 05-2011/12 – THIRD READING
The Clerk published the title of Ordinance No. 05-2011/12: An Ordinance Providing For The Issuance And Sale Of Not Exceeding Three Million Nine Hundred Thousand Dollars ($3,900,000) Hospitality Fee Revenue Bonds Of Florence County, Providing For The Pledge Of Hospitality Fees For The Payment Of Such Bonds, Prescribing The Terms And Conditions Under Which Such Bonds May Be Issued, Providing For The Payment Thereof, And Other Matters Relating Thereto. Councilman Rodgers made a motion Council approve third reading of the Ordinance. Councilman Rodgers seconded the motion, which was approved unanimously.

ORDINANCE NO. 06-2011/12 – THIRD READING
The Clerk published the title of Ordinance No. 06-2011/12: An Ordinance Providing For The Issuance And Sale Of Not Exceeding Three Million Nine Hundred Thousand Dollars ($3,900,000) Hospitality Fee Revenue Bonds Of Florence County To Be Designated Series 2011 And Other Matters Relating Thereto. Councilman Rodgers made a motion Council approve third reading of the Ordinance. Councilman Culberson seconded the motion, which was approved unanimously.
ORDINANCE NO. 07-2011/12 – THIRD READING
The Clerk published the title of Ordinance No. 07-2011/12: An Ordinance To Amend Florence County Code Chapter 2, Administration, Article II, Form of Government, Section 2-18 To Establish Defined Single Member Election Districts For The Election Of Members Of The County Council, And Other Matters Related Thereto. Councilman Mumford made a motion to approve third reading of the Ordinance. Councilman Anderson seconded the motion, which was approved unanimously.

ORDINANCE NO. 08-2011/12 – SECOND READING
The Clerk published the title of Ordinance No. 08-2011/12: An Ordinance To Amend The Comprehensive Plan Land Use Map For Property In Florence County Located At 129 And 135 S. Fifth Street, Timmonsville, SC As Shown On Florence County Tax Map No. 00017, Block 04, Parcel 100; Consisting Of 1.69 Acres From Residential Preservation To Rural Preservation And Other Matters Related Thereto. Councilman Kirby made a motion Council approve second reading of the Ordinance. Councilman Rodgers seconded the motion, which was approved unanimously.

ORDINANCE NO. 09-2011/12 – SECOND READING
The Clerk published the title of Ordinance No. 09-2011/12: An Ordinance To Rezone Property Owned By Viola A. Garner Located At 129 And 135 South Fifth Street, Timmonsville, As Shown On Florence County Tax Map No. 00017, Block 04, Parcel 100; Consisting Of 1.69 Acres From R-3, Single-Family Residential District To RU-1, Rural Community District And Other Matters Related Thereto. Councilman Kirby made a motion Council approve second reading of the Ordinance. Councilman Rodgers seconded the motion, which was approved unanimously.

ORDINANCE NO. 10-2011/12 – SECOND READING
The Clerk published the title Of Ordinance No. 10-2011/12: An Ordinance To Amend Florence County Code, Chapter 27, Public Roads And Ways, Article II, Street Naming And Property Numbering, Section 27-21, Street Naming, And Other Matters Related Thereto. Councilman Schofield made a motion Council approve second reading of the Ordinance. Councilman Anderson seconded the motion, which was approved unanimously.

ORDINANCE NO. 11-2011/12 – SECOND READING
The Clerk published the title of Ordinance No. 11-2011/12: An Ordinance To Amend Florence County Code, Chapter 27, Public Roads And Ways, Article II, Street Naming And Property Numbering, Section 27-21, Street Naming, And Other Matters Related Thereto. Councilman Mumford made a motion Council approve second reading of the Ordinance. Councilman Rodgers seconded the motion, which was approved unanimously.

PUBLIC HEARINGS:
There being no signatures on the sign-in sheet, Chairman Smith declared the public hearing closed.
ORDINANCE NO. 12-2011/12 – SECOND READING
The Clerk published the title of Ordinance No. 12-2011/12: An Ordinance Authorizing The Lease Of Property Owned By Florence County Designated As Tax Map No. 90167-01-020 To The City Of Florence And Other Matters Related Thereto. Councilman Anderson made a motion Council approve second reading of the Ordinance. Councilman Mumford seconded the motion, which was approved unanimously.

ORDINANCE NO. 13-2011/12 – INTRODUCED BY TITLE ONLY
The Clerk published the title and the Chairman declared Ordinance No. 13-2011/12 introduced by title only: An Ordinance Adopting And Enacting A New Code Of Ordinances Of The County Of Florence County, South Carolina; Establishing The Same; Providing For The Repeal Of Certain Ordinances Not Included Therein, Except As Herein Expressly Provided; Providing For The Manner Of Amending Such Code Of Ordinances; Providing A Penalty For The Violation Thereof; And Providing For The Effective Date Of This Ordinance.

APPOINTMENTS TO BOARDS AND COMMISSIONS:

BOARD OF ZONING APPEALS
Council unanimously approved the appointment of the following to the Board of Zoning Appeals, with appropriate expiration terms: Craig Floyd – District 5, Tony Moore – District 6, Mack Gettis – District 3, Bryant Hollowell – District 2, and Kenneth E. McAllister – District 4.

CITY-COUNTY MEMORIAL STADIUM COMMISSION
Councilman Mumford made a motion Council Approve The City Of Florence Request For Confirmation Of The Re-Appointment Of Mr. Robert Cooksey To Serve On The City-County Memorial Stadium Commission, With A Term Expiration Of November 30, 2016. Councilman Anderson seconded the motion, which was approved unanimously.

PEE DEE WORKFORCE INVESTMENT BOARD
Councilman Rodgers made a motion Council Approve The Pee Dee Workforce Investment Board’s Request For Approval Of The Following Individuals For Re-Appointment To The Board: Taft Guiles (CBO), Thelma Carney-Kennedy (Economic Development), Richard Harrington (Private Sector), And Bill Sebnick (Private Sector) With Terms Expiring July 1, 2014. Councilman Anderson seconded the motion, which was approved unanimously.

COMMISSION ON ALCOHOL & DRUG ABUSE
Council unanimously approved the following appointments/reappointments to the Commission on Alcohol & Drug Abuse, with appropriate expiration terms: Charles Munn, Seat 6 - District 2, Ben McInville, Seat 4 – District 4, and Marshall T. Rainey – At-Large Accounting Seat.
REPORTS TO COUNCIL:

COUNTY COUNCIL/PARKS & RECREATION

AGREEMENT – FLORENCE SCHOOL DISTRICT FOUR
Councilman Kirby made a motion Council approve A Facility Use Agreement With Florence School District Four To Lease The Former Timmonsville High School Fields At 517 West Market Street, Timmonsville And Authorize $4,000 From The Council District 4 Infrastructure Allocation For County Recreation Maintenance Startup Costs. Councilman Rodgers seconded the motion, which was approved unanimously.

MAGISTRATE/IT/ADMINISTRATION/FINANCE

VOIP FOR FLORENCE MAGISTRATES’ OFFICE
Councilman Anderson made a motion Council Approving A Funding Request In An Amount Not To Exceed $18,000 For The Cost Of A New Security System And Voice Over Internet Protocol (VOIP) Telephone System For The Florence Magistrates’ Office, To Be Funded From Budget Line 010-411-488-0048, General Fund Contingency. Councilman Mumford seconded the motion, which was approved unanimously.

SHERIFF OFFICE/PROCUREMENT DEPARTMENT

AWARD OF BID #04-11/12
Councilman Rodgers made a motion Council Approve The Award Of Bid #04-11/12 For The Sale Of Fifteen (15) Kimber Stainless Gold Match 45 ACP Pistols To Century International Arms, Inc., Waterville, VT In The Amount Of $9,375. Councilman Culberson seconded the motion, which was approved unanimously.

OTHER BUSINESS:

INFRASTRUCTURE

HISTORICAL MARKER
Councilman Rodgers made a motion Council Approve The Expenditure Of An Estimated $2,850 From Council District 1 Infrastructure Funding Allocation For The Purchase And Installation Of A Historical Marker For The National Register Of Historic Places Recognized W. T. Askins House At 178 South Acline Street, Lake City. Councilman Anderson seconded the motion, which was approved unanimously.

THE NAOMI PROJECT
Councilman Bradley made a motion Council Approve The Expenditure Of Up To $8,000 From Council District 3 Infrastructure Funding Allocation To Assist The Naomi Project With Funding For Repairs And Weatherizing. Councilman Mumford seconded the motion, which was approved unanimously.
PEE DEE TRANSITIONAL SHELTER
Councilman Bradley made a motion Council Approve The Expenditure Of Up To $5,000 From Council Districts 3 and 7 Infrastructure Funding Allocations ($2,500 From Each District) For The Purchase Of Furniture And Appliances For The Pee Dee Transitional Shelter. Councilman Mumford seconded the motion, which was approved unanimously.

BLACK STREET ROAD
Councilman Kirby made a motion Council Approve The Expenditure Of Up To $1,333.80 From Council District 4 Infrastructure Funding Allocation To Pay For An Additional 60 Feet Of 36" Metal Pipe To Be Installed In Roadside Ditch On Black Street Road. Councilman Poston seconded the motion, which was approved unanimously.

The following items were additions to the Agenda:

RESOLUTIONS:

RESOLUTION NO. 10-2011/12
Chairman Smith asked County Attorney Malloy McEachin to publish for Council a resolution for consideration to join in the action brought by several counties in the State against the State Election Commission asking the Supreme Court to either require the State to pay for the entire cost of the primary or to make a ruling that public tax dollars cannot be used to pay for a party primary. Mr. McEachin published in its entirety Resolution No. 10-2011/12: A Resolution Authorizing An Amicus Curie Brief. Councilman Mumford made a motion Council approve the Resolution. Councilman Rodgers seconded the motion, which was approved unanimously.

RESOLUTION NO. 09-2011/12
The Chairman published the title of Resolution No. 09-2011/12: A Resolution To Establish Retention Schedules For Freedom Of Information Act Records And Interim Audio Recordings Of Council Meetings After Minutes Are Officially Adopted And To Formally Adopt A Freedom Of Information Act Procedure. Councilman Anderson made a motion to approve the Resolution. Councilman Rodgers seconded the motion, which was approved unanimously.

ORDINANCES IN POSITION:

ORDINANCE NO. 14-2011/12 – INTRODUCED BY TITLE ONLY
Chairman Smith published the title of Ordinance No. 14-2011/12 and declared the Ordinance introduced: An Ordinance Authorizing MIT-RCF, LLC To Enter Into A Sublease With Progress Energy And Associated Investors With Regard To Tax Map Parcel No. 00167-031-131; And Other Matters Related Thereto.

Florence County Council Regular Meeting
October 20, 2011
REPORTS TO COUNCIL:

PROCUREMENT - AWARD BID #05-11112
Councilman Mumford made a motion Council Approve The Award Of Bid #05-11112 For The Godley Morris Boulevard Improvements Project To Southern Asphalt, Conway, SC In The Amount Of $496,632. Councilman Anderson seconded the motion, which was approved unanimously.

OTHER BUSINESS:

SPAUDDLING HEIGHTS COMMUNITY PARK
Councilman Mumford made a motion Council Approve The Expenditure Of Up To $1,200 From Council District 7 Infrastructure Funding Allocation To Install A Stainless Steel Sink In The Community Building At Spaulding Heights Community Park. Councilman Bradley seconded the motion, which was approved unanimously.

WEST FLORENCE FIRE DEPARTMENT
Councilman Anderson made a motion Council Approve The Expenditure Of Up To $26,752 From Council District 9 Infrastructure Funding Allocation To Pay For The Re-Working Of A Portion Of The Parking Lot (SCDOT Right-Of-Way To Concrete) At West Florence Fire Department On Pine Needles Road In Florence, SC. Councilman Rodgers seconded the motion, which was approved unanimously.

TIMROD ELEMENTARY SCHOOL
Councilman Bradley made a motion Council Approve The Expenditure Of Up To $25,000 From Council District 3 Infrastructure Funding Allocation For Renovations/Repairs To The Cafeteria At Timrod Elementary School. Councilman Mumford seconded the motion, which was approved unanimously.

CITY OF LAKE CITY
Councilman Rodgers made a motion Council Approve The Expenditure Of Up To $1,500 From Council District 1 Utility Funding Allocation For Drainage, Curb And Gutter Improvements On North Acline Street In Lake City. Councilman Mumford seconded the motion, which was approved unanimously.

There being no further business to come before Council, Councilman Anderson made a motion to adjourn. Councilman Mumford seconded the motion, which was approved unanimously.

COUNCIL MEETING ADJOURNED AT 6:42 P.M.
FLORENCE COUNTY COUNCIL MEETING
November 17, 2011

AGENDA ITEM: Minutes

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:
Council is requested to approve the minutes of the October 27, 2011 Special Called meeting of County Council.

OPTIONS:
1. Approve minutes as presented.
2. Provide additional directive, should revisions be necessary.

ATTACHMENTS:
Copy of proposed Minutes.
SPECIAL CALLED MEETING OF THE FLORENCE COUNTY COUNCIL THURSDAY, OCTOBER 27, 2011, AT 4:00 P. M. IN THE COUNCIL CHAMBERS, ROOM 803, OF THE CITY-COUNTY COMPLEX, 180 N. IRBY ST., FLORENCE, SOUTH CAROLINA

PRESENT:
Waymon Mumford, Vice Chairman
H. Morris Anderson, Secretary-Chaplain
Russell W. Culberson, Council Member
James T. Schofield, Council Member
Roger M. Poston, Council Member
Suzanne S. King, Acting County Administrator
D. Malloy McEachin, County Attorney
Connie Y. Haselden, Clerk to Council

ABSENT:
K. G. Rusty Smith, Jr., Chairman
Mitchell Kirby, Council Member
Johnnie D. Rodgers, Jr., Council Member
Alphonso Bradley, Council Member

OTHERS PRESENT:
Kevin V. Yokim, Finance Director
John Sweeney, Morning News Staff Writer

Copies of the agenda were faxed to members of the media and posted in the lobby of the City-County Complex, the Doctors Bruce and Lee Foundation Public Library and all branch libraries, and on the County’s website (www.florenceco.org). Notice was previously given pursuant to and in conformity with Chapter 4, Title 30 of the Code of Laws of South Carolina 1976, as amended (the “Freedom of Information Act”). In addition, the local news media and all persons requesting notification of meetings of County Council were notified of the time, date, and place of said meeting, and were provided with a copy of the agenda therefor at least twenty-four hours in advance of said meeting.

Vice Chairman Mumford called the meeting to order. Secretary-Chaplain Anderson provided the invocation and Councilman Culberson led the pledge of allegiance to the American flag. Vice Chairman Mumford welcomed everyone attending the meeting and stated the item on the agenda was Committee Reports: Ad Hoc Search Committee.

Councilman Anderson made a motion Council enter executive session pursuant to Section 30-4-70 of the South Carolina Code of Laws 1976, as amended, for A Personnel/Contractual Matter In Reference To The County Administrator. Councilman Culberson seconded the motion, which was approved unanimously. Council entered executive session at 4:02 p.m.
The Committee reconvened at 4:37 p.m.

Councilman Poston made a motion Council Authorize Vice Chairman Mumford And The County Attorney To Negotiate A Contract Of Employment For The County Administrator Position With Mr. Thomas B. Robinson And Report Back To The Committee For Approval Of The Contract Of Employment. Councilman Culberson seconded the motion, which was approved unanimously.

There being no further business to come before Council, Councilman Anderson made a motion to adjourn. Councilman Schofield seconded the motion, which was approved unanimously.

THE MEETING ADJOURNED AT 4:38 P.M.

H. MORRIS ANDERSON CONNIE Y. HASELDEN
SECRETARY-CHAPLAIN CLERK TO COUNTY COUNCIL

Florence County Council Special Called Meeting
October 27, 2011
AGENDA ITEM: Minutes

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:
Council is requested to approve the minutes of the November 3, 2011 Special Called meeting of County Council.

OPTIONS:
1. Approve minutes as presented.
2. Provide additional directive, should revisions be necessary.

ATTACHMENTS:
Copy of proposed Minutes.

PRESENT:
Waymon Mumford, Vice Chairman
H. Morris Anderson, Secretary/Chaplain
Mitchell Kirby, Council Member
Russell W. Culberson, Council Member
Johnnie D. Rodgers, Jr., Council Member
Alphonso Bradley, Council Member
James T. Schofield, Council Member
Roger M. Poston, Council Member
Richard A. Starks, County Administrator
D. Malloy McEachin, County Attorney
Connie Y. Haselden, Clerk to Council

ABSENT:
K. G. Rusty Smith, Jr., Chairman

OTHERS PRESENT:
Kevin V. Yokim, Finance Director
Sheriff Kenney Boone

Copies of the agenda were faxed to members of the media and posted in the lobby of the City-County Complex, the Doctors Bruce and Lee Foundation Public Library and all branch libraries, and on the County’s website (www.florenceco.org). Notice was given pursuant to and in conformity with Chapter 4, Title 30 of the Code of Laws of South Carolina 1976, as amended (the “Freedom of Information Act”). In addition, the local news media and all persons requesting notification of meetings of County Council were notified of the time, date, and place of said meeting, and were provided with a copy of the agenda therefor at least twenty-four hours in advance of said meeting.

Vice Chairman Mumford called the meeting to order. Secretary-Chaplain Anderson provided the invocation and Councilman Kirby led the pledge of allegiance to the American flag. Vice Chairman Mumford welcomed everyone attending the meeting and stated the meeting was in reference to the continuation of the Ad Hoc Search Committee.

Councilman Anderson made a motion Council enter executive session pursuant to Section 30-4-70 of the South Carolina Code of Laws 1976, as amended, For A Personnel/Contractual Matter In Reference To The County Administrator And For A Legal Briefing In Reference To The Sheriff’s Office. Councilman Culberson seconded the motion, which was approved unanimously.

Florence County Council Special Called Meeting
November 3, 2011
Council entered executive session at 7:32 a.m. Council reconvened at 8:39 a.m.

Councilman Anderson made a motion Council Authorize The County Administrator And County Attorney To Proceed With A Florence County Sheriff Office Legal Matter As Directed. Councilman Culberson seconded the motion, which was approved unanimously.

Councilman Schofield made a motion Council Adopt The Contract Of Employment For Engagement Of Thomas Robinson As Administrator For Florence County. Councilman Culberson seconded the motion, which was approved unanimously.

There being no further business to come before Council, Councilman Anderson made a motion to adjourn. Councilman Poston seconded the motion, which was approved unanimously.

THE MEETING ADJOURNED AT 8:40 A.M.
FLORENCE COUNTY COUNCIL
November 17, 2011

AGENDA ITEM: Public Hearings

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:
Council will hold public hearing to receive public comment with regard to the following:

A. ORDINANCE NO. 08-2011/12
An Ordinance To Amend The Comprehensive Plan Land Use Map For Property In Florence County Located At 129 And 135 S. Fifth Street, Timmonsville, SC As Shown On Florence County Tax Map No. 00017, Block 04, Parcel 100; Consisting Of 1.69 Acres From Residential Preservation To Rural Preservation And Other Matters Related Thereto.

B. ORDINANCE NO. 13-2011/12
An Ordinance Adopting And Enacting A New Code Of Ordinances Of The County Of Florence County, South Carolina; Establishing The Same; Providing For The Repeal Of Certain Ordinances Not Included Therein, Except As Herein Expressly Provided; Providing For The Manner Of Amending Such Code Of Ordinances; Providing A Penalty For The Violation Thereof; And Providing For The Effective Date Of This Ordinance.

C. ORDINANCE NO. 14-2011/12
An Ordinance Authorizing MIT-RCF, LLC To Enter Into A Sublease With Progress Energy And Associated Investors With Regard To Tax Map Parcel No. 00167-031-131; And Other Matters Related Thereto.
AGENDA ITEM:  Appearances Before Council  
John Farmer, Chair  
2012 Legislative Day Committee

DEPARTMENT:  County Council

ISSUE UNDER CONSIDERATION:  
Mr. Farmer Requests To Appear Before Council To Brief Council On The Plans For The 10th Annual Florence County Legislative Day, Scheduled For March 20, 2012.

ATTACHMENT:  
A Copy of the Request To Appear Received Via Email.
November 4, 2011

Mr. K.G. Smith, Jr.
Chairman-County Council
Post Office Box 369
Lake City, SC 29560

Dear Chairman Smith,

As this year’s Chair of the Florence County Legislative Day Committee, I am writing to brief you on the plans for the 10th Annual Florence County Legislative Day, which will be held in Columbia on Tuesday, March 20th, 2012.

As you know, the Florence County Economic Development Partnership helped initiate and support the organization of the first Florence County Legislative Day in 2002. The purpose of this day is to raise awareness about Florence County among our state legislators by showcasing our prominent businesses, industries, health care organizations and educational institutions. The vision for this event is that the Florence County Legislative Day will leave a significant impression on the legislators and their respective staff along with supporting our legislative delegation in their future endeavors. Each of the prior years’ events have been a success and we look forward to making this year’s event the best ever.

The Florence County Economic Development Partnership has teamed up with the Greater Florence Chamber of Commerce to help host this year’s event. Our committee has been formed and represents a wide variety of businesses and industries from Florence County. Senator Leatherman’s office has been involved and helped us to choose the date for the event; Florence County Legislative Day is the only event on the Legislative calendar for March 20th, 2012.

Plans have progressed in a very acceptable fashion and it is time to begin addressing the funding issues and the budget. This event requires approximately $30,000. We are looking to Florence County for a third of this budget. We are also requesting a third from the City of Florence and Florence County Progress.

I will be happy to answer any possible questions that you might have concerning this important event. I will be happy to make a formal request from your Board if you would like; please let me know when would be most appropriate and convenient. Thank you.

Sincerely,

John Farmer
2012 Legislative Day Chair

Cc: Richard Starks
FLORENCE COUNTY COUNCIL MEETING
November 17, 2011

AGENDA ITEM: Appearances Before Council
Jonathan E. Sturkie, President
Howe Springs Volunteer Fire Company

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:
Mr. Sturkie Requests To Appear Before Council To Discuss The Open Position On The Howe Springs Fire District Board And The Recommendation From The Howe Springs Volunteer Fire Company To Fill The Seat.

ATTACHMENT:
A Copy of the Request To Appear.
Dear Ms. Haselden,

I am writing to request an appearance before County Council for the November 17, 2011 meeting. The reason is to discuss the open position on the Howe Springs District Board, and the recommendation that I have previously given to you.

Please don't hesitate to contact me via phone or email if you have any questions or need any further information about my request.

Sincerely,

Jonathan E. Sturkie
President
Howe Springs Volunteer Fire Company
(803) 840-7506

Sent from my Droid Charge on Verizon 4GLTE
FLORENCE COUNTY COUNCIL MEETING
November 17, 2011

AGENDA ITEM: Appearances Before Council
Pete Sieler, WFXMB and
Bruce Smith, Retired

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:
Mr. Sieler And Mr. Smith Request To Appear Before Council To Speak On Behalf Of
The Building Bridges Program.

ATTACHMENT:
A Copy of the Request To Appear.
I am writing to request that Pete Sieler, WFXMB and Bruce Smith, retired, speak on behalf of the Building Bridges program to County Council in January and February.

Feel free to contact me with any questions.

Thanking you in advance for your consideration of this request.
AGENDA ITEM: Approval of Resolution No. 11-2011/12

DEPARTMENT: Administration
Finance

ISSUE UNDER CONSIDERATION:
(To Amend Section 4 of Resolution No. 5-2009/10 In Order To Authorize The Inclusion Of Additional Participants In The South Carolina Procurement Card Program and To Increase One Daily And Monthly Limit.)

POINTS TO CONSIDER:
1. Resolution No. 05-2009/2010, approved by County Council on November 19, 2009, authorized Florence County to participate in the South Carolina Procurement Card Program and limited participation to specific users in specific departments, with specific daily and monthly spending limits.
2. The EMS Department was not included in the original authorization and that department currently maintains open charge accounts at various vendors throughout the County, a necessity for many small purchases, which exposes Florence County to a certain amount of financial risk.
3. The daily and monthly spending limits originally authorized for the Clerk to Council are insufficient for conference registration and reservation requirements of council members.
4. It is becoming increasingly difficult to do business with only purchase orders or cash, without having some form of charge ability; many vendors do not accept purchase orders for small purchases.
5. Participation in the Card Program will be limited to departments approved by resolution, in amounts approved.

OPTIONS:
1. (Recommended) Approve as presented
2. Provide An Alternate Directive

ATTACHMENT:
1. Resolution No. 11-2011/12
2. Resolution No. 5-2009/10
RESOLUTION NO. 11-2011/12

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

(To Amend Section 4 of Resolution No. 5-2009/10 In Order To Authorize The Inclusion Of Additional Participants In The South Carolina Procurement Card Program and To Increase One Daily And Monthly Limit.)

WHEREAS:

1. Resolution No. 5-2009/10 authorizing Florence County’s participation in the South Carolina Procurement Card Program was adopted by Florence County Council on November 19, 2009; and

2. Increasing Florence County’s participation in this Program will further reduce the County’s exposure to a certain amount of financial risk by having open charge accounts at various vendors throughout the County, a necessity for many small purchases; and

3. Efficiencies currently experienced by the County’s participation in this Program will increase with an increase in participation in this program; and

4. Since the inception of the County’s participation in the Program nearly two years ago, each procurement card has been used solely for official, authorized use, and each transaction has been reconciled timely and fully accounted for at all times in accordance with Section 1 of Resolution No. 5-2009/10.

NOW THEREFORE BE IT RESOLVED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Section 4 of Resolution No. 5-2009/10 is hereby amended to increase the existing spending limits for one participant and to add additional positions to the Program per the listing below.
### Increase spending limit:

<table>
<thead>
<tr>
<th>Department</th>
<th>Daily Limit</th>
<th>Monthly Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>Clerk to Council (010-411-402)</td>
<td>$2,500</td>
<td>$6,000</td>
</tr>
<tr>
<td>(Spending transactions limited to travel-related expenditures)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

### Additional positions:

<table>
<thead>
<tr>
<th>EMS Department (010-451-423)</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>EMS Director</td>
<td>$1,000</td>
<td>$1,000</td>
</tr>
<tr>
<td>EMS Supply &amp; Logistics Officer</td>
<td>$1,000</td>
<td>$1,000</td>
</tr>
</tbody>
</table>

**ATTEST:**

Connie Y. Haselden, Council Clerk

**SIGNED:**

K. G. Rusty Smith, Jr., Chairman

**COUNCIL VOTE:**

**OPPOSED:**

**ABSENT:**
### RESOLUTION NO. 5-2009/10

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

(To Authorize Florence County To Participate In The South Carolina Procurement Card Program and To Establish Local Policies And Procedures.)

WHEREAS:

1. Section 8f of Ordinance No. 01-2009/10, the annual budget Ordinance for Florence County, states in part, “Credit cards which obligate Florence County are not permitted unless specifically authorized by written resolution of County Council”; and

2. Florence County is currently exposed to a certain amount of financial risk by having open charge accounts at various vendors throughout the County, a necessity for many small purchases; and

3. It is becoming increasingly inefficient to do business without some form of credit card program: One such recent example of inefficiency being that the South Carolina Law Enforcement Division (SLED) no longer extends credit for the cost of employment background checks, but requires credit card payment. Since the County currently does not conduct business using credit cards, payment has to be made with a check in advance, which delays the County’s hiring process by as much as an additional three weeks; and

4. The per-transaction processing cost of a typical purchase order system such as Florence County’s is estimated to be in excess of $75 per purchase; whereas the same per-transaction processing cost for the SC Procurement Card Program is less than $25 per purchase (inclusive of all documentation, issuance, tracking, partial payout, reconciliation, and closure); and

5. The SC Procurement Card Program contains control mechanisms not available on commercial credit cards, in that the County can program each card with dollar and transaction limits per day/month, restrict use by vendor type, electronically monitor transactions in real time, cancel cards instantly via the Internet, and benefit from coverage of any fraudulent transactions with $100,000 per cardholder liability insurance by VISA; and

6. The SC Procurement Card Program has been in existence for approximately ten years, is currently being used by about fifty local governments, including eleven counties, and has handled over 1,000,000 transactions in 2008, totaling more than $244,000,000.

NOW THEREFORE BE IT RESOLVED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Florence County is hereby authorized to participate in the South Carolina Procurement Card Program, and the County Administrator is directed to execute the necessary documentation to proceed.

2. Regular monitoring of the County’s participation in the Program will include detailed reviews of each monthly statement at all levels, including heads of participating departments.
3. The County Administrator will manage the County's participation in the Program:
   a. Requiring that each card be used solely for official, authorized use, reconciled timely, and fully accounted for at all times.
   b. Providing monthly reports to County Council detailing the dollar volume and number of transactions for each card authorized in the Program.
   c. Notifying the Council immediately of any event of fraud or misuse.
   d. Terminating or suspending any user, department, or all County participation as necessary.

4. Below is a listing of the positions to which cards will be issued as participants in the Program and a daily spending limit and a total monthly spending limit for each position. County Council may amend this list to add additional positions to the Program, or to increase existing spending limits, upon the recommendation of the County Administrator.

<table>
<thead>
<tr>
<th>Department</th>
<th>Daily Limit</th>
<th>Monthly Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Public Works Department (153-441-431)</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Urban Supervisor</td>
<td>$2,500</td>
<td>$2,500</td>
</tr>
<tr>
<td><strong>Recreation Department (010-471-451)</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Facilities Superintendent</td>
<td>$200</td>
<td>$1,000</td>
</tr>
<tr>
<td>Program Superintendent</td>
<td>$500</td>
<td>$2,000</td>
</tr>
<tr>
<td>Parks Superintendent</td>
<td>$200</td>
<td>$1,000</td>
</tr>
<tr>
<td><strong>Sheriff's Office (010-421-421)</strong></td>
<td>$2,500</td>
<td>$6,000</td>
</tr>
<tr>
<td>Maintenance Supervisor</td>
<td>$2,500</td>
<td>$1,000</td>
</tr>
<tr>
<td>Fiscal Technician</td>
<td>$1,000</td>
<td>$2,000</td>
</tr>
<tr>
<td>Lieutenant/Security</td>
<td>$1,000</td>
<td>$1,000</td>
</tr>
<tr>
<td><strong>Human Resources Department (010-411-412)</strong></td>
<td>$200</td>
<td>$550</td>
</tr>
<tr>
<td>Director</td>
<td>$200</td>
<td>$550</td>
</tr>
<tr>
<td>Human Resources Coordinator</td>
<td>$200</td>
<td>$550</td>
</tr>
<tr>
<td><strong>Clerk to Council (010-411-402)</strong></td>
<td>$1,500</td>
<td>$1,500</td>
</tr>
<tr>
<td><strong>Facilities Management (010-411-420)</strong></td>
<td>$500</td>
<td>$1,500</td>
</tr>
<tr>
<td>Facilities Manager</td>
<td>$500</td>
<td>$1,500</td>
</tr>
<tr>
<td>Facilities Coordinator</td>
<td>$100</td>
<td>$500</td>
</tr>
<tr>
<td>Buildings &amp; Grounds Superintendent</td>
<td>$100</td>
<td>$500</td>
</tr>
<tr>
<td><strong>Emergency Management (010-421-422)</strong></td>
<td>$1,000</td>
<td>$1,000</td>
</tr>
<tr>
<td>Emergency Preparedness Coordinator</td>
<td>$1,000</td>
<td>$1,000</td>
</tr>
<tr>
<td>Technical Hazards Coordinator</td>
<td>$1,000</td>
<td>$1,000</td>
</tr>
<tr>
<td>Radio Technician</td>
<td>$1,000</td>
<td>$1,000</td>
</tr>
<tr>
<td><strong>Information Technology (010-411-427)</strong></td>
<td>$2,500</td>
<td>$2,500</td>
</tr>
<tr>
<td>Information Tech. Director</td>
<td>$2,500</td>
<td>$2,500</td>
</tr>
</tbody>
</table>

**ATTEST:**

Connie Y. Haselden, Council Clerk

**SIGNED:**

K. G. Rusty Smith, Jr., Chairman

**COUNCIL VOTE:** Approved

**OPPOSED:** 0

**ABSENT:** 0
AGENDA ITEM: Resolution No. 12-2011/12

DEPARTMENT: County Council/Administration

ISSUE UNDER CONSIDERATION:

(A Resolution To Amend The Rules Of The Florence County Council.)

OPTIONS:
1. (Recommended) Approve Resolution No. 12-2011/12.
2. Provide an alternate directive.

ATTACHMENTS:
1. Resolution No. 12-2011/12.
2. Resolution No. 12-2011/12 w/markup.
RESOLUTION NO. 12-2011/12

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

(A Resolution To Amend The Rules Of The Florence County Council.)

WHEREAS:

Minor text revisions have been made to the Rules of the Florence County Council for clarity.

NOW THEREFORE BE IT RESOLVED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

The Rules of the Florence County Council, last revised in April 2004, shall be amended in its entirety with the language attached hereto and incorporated by reference, and replaces and supersedes all previous versions.

ATTEST:          SIGNED:

Connie Y. Haselden, Council Clerk          K. G. Rusty Smith, Jr., Chairman

COUNCIL VOTE:
OPPOSED:
ABSENT:
RULES OF THE FLORENCE COUNTY COUNCIL

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Revised April 2004
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RULES OF THE FLORENCE COUNTY COUNCIL

Authority


RULE 1: MEETINGS

1.1 Applicable Law

All meetings are to be conducted in accordance with the general law affecting meetings of public bodies and such special laws pertaining to Florence County as remain applicable under South Carolina Law.

1.2 Procedure

In all particulars not determined by these rules or by law, the Chair or other presiding officer shall be guided by parliamentary procedure as set forth in Robert's Rules of Order, the Classic 1915 Edition.

1.3 Open Meetings

All meetings of Council shall be open to the public except as provided for in Section 30-4-70 et.seq. S.C. Code of Laws Annotated (Law. Co-op., 1976).

The news media shall be notified pursuant to and in accordance with State law.

The Council may go into executive session after a motion to do so is made, seconded, and receives a majority vote of those members present.

The Chair shall, in announcing executive sessions pursuant to Section 30-4-70 of the Code of Laws of South Carolina, cite the specific code section supporting the executive session. In announcing the question on a motion to enter into an executive session, the Chair shall cite the specific code section and shall give a specific description of the matter or matters to be discussed.

1.4 Date/Times

a) Regular Meetings - At the first meeting in January each year or the preceding December, Council shall establish the date and place for its regular monthly meetings.

Revised April 2004
b) Special Meetings—Special meetings shall be held at such other times as the chairman may direct or a majority of the members of the council may require; provided that no special meeting shall be held unless the chairman or a majority of the members of the council notifies all council members and gives 24 hours’ notice showing the hour, date and place set for such meeting; provided, further, that with the consent of all members of the council notice of any emergency meeting may be waived.

1.5 Quorum

A quorum for the transaction of official business of Council shall consist of five (5) members.

1.6 Agenda

a) Compilation and Distribution—The agenda for Council meetings shall be distributed by the Clerk to Council on the Friday preceding each Council Meeting. Back-up documents for the agenda for all items must be received by the Clerk to Council by 5:00 p.m. on the thirteenth day prior to the meeting at which the item is to be considered.

b) The Chair shall set the agenda for all meetings of Council consistent with these Rules subject to approval by the full Council at the meeting.

c) Order— the agenda shall consist of the following categories of business, to be taken up in the order listed.

1) Call to Order;
2) Invocation;
3) Pledge of Allegiance to the American Flag;
4) Welcome
5) Approval of Minutes of Previous Meetings;
6) Public Hearings (citizens may speak to Council concerning an item for which there is a public hearing for 3 minutes);
7) Appearances Before Council;
8) Committee Reports;
9) Resolutions;
10) Ordinances in Position;
11) Appointments to Boards and Commissions;
12) Reports to Council;
13) Other Business;
14) Executive Session;
15) Inactive Agenda;
16) Adjourn.

Revised April 2004
d) Request to be Heard. Should any person, group, or organization request to be heard upon any matter at a regular or special meeting of Council, such person, group, or organization shall submit a written request to the Chair of County Council to place such matter on the agenda for the meeting at least thirteen (13) days prior to the date set for such meeting. The request shall specify the reason for the appearance. In addition, any two (2) members of Council may petition the Chair for persons, groups, or organizations to appear before Council.

e) Matters Not Within Council’s Jurisdiction. No matter shall be entered on the agenda or heard by the Council unless it is within the Council’s authority or jurisdiction.

RULE 2: THE CHAIR

2.1 Election

The Chair shall be elected at the first regular meeting of the Council in January, or as soon thereafter as may be practical, by majority vote of the membership of the Council. The Chair shall serve continuously until the following January, unless removed by a two-thirds majority vote of the full Council. Any person elected as Chair may be elected by a majority vote of Council for the first two (2) consecutive terms and thereafter, such election in a continuing consecutive term shall require a two-thirds majority of said Council to effect the election.

2.2 Vice Chair

The Vice Chair shall be elected at the first regular Council meeting in January, or as soon thereafter as may be practical. The Vice Chair shall preside in the absence of the Chair.

2.3 Call to Order

The Chair shall call meetings to order on the date and time prescribed by the calendar adopted annually by the Council and, if a quorum is present, proceed to the meeting agenda.

2.4 Preservation of Order

The Chair shall preserve order and decorum and, in case of disturbance or disorderly conduct in the Chamber or the lobby, may cause the same to be cleared.

2.5 Decorum in Speaking

Every member, when about to speak, shall address himself to the Chair and, in speaking, shall avoid disrespect to the Council or any member thereof; and shall confine himself to the question under consideration.

2.6 When Members Address the Chair

The Chair, when addressed by a member, shall recognize the member by name, using no title but that of “Mr.,” “Mrs.,” or Miss.” The member who shall first be recognized shall be first heard; and if several members shall address the Chair at approximately the same time, the Chair shall decide who is first to speak and shall recognize such member.

Revised April 2004
2.7 Transgressions of Order

If any member, in speaking or otherwise, transgresses the Rules of the Florence County Council, the Chair shall call him/her to order, or any member may call such transgressions to the attention of the Chair who shall call the transgressor to order. If repeated cries of order are ineffective, the Chair may call a member by name, and if the Chair deems it necessary, shall state the offense committed. The member may be heard in self-defense and shall withdraw from the issue, and the Council shall consider any further proceeding to be had.

2.8 Points of Order

The Chair shall decide all points of order, subject to an appeal by any member. The Chair may require the member raising a point of order to cite the Rule or other authority in support of the question. Upon appeal, no member shall speak more than once and for no longer than ten minutes each, except by permission of the Chair.

2.9 Participation

The Chair shall vote in all cases (except when he/she may have a personal or pecuniary interest). If with the vote of the Chair, the Council were equally divided, the question shall be decided in the negative. The Chair may give information or explain any matter before the Council, and may speak on points of order in preference to other members as often as he/she may deem necessary. The Chair may enter into the debate but should not use the office of the Chair to wield influence over the other members.

2.10 Signatures

The Chair shall sign all ordinances, resolutions and other documents authorized by the Council. In the absence of the Chair, the Vice Chair is authorized to sign official documents.

RULE 3: MEMBERS AND MEMBERSHIP

3.1 Officers; Election

In addition to the Chair and Vice Chair, the Secretary/Chaplain shall be elected at the first regular Council Meeting in January, or as soon thereafter as may be practical. The County Attorney shall preside over the election of Officers. The Secretary/Chaplain shall perform the invocation at each Council Meeting, and shall review and sign the Minutes of each meeting upon approval by the Council.

3.2 Seating

At the first meeting in January after the election and seating of the Chair, Vice Chair, and Secretary/Chaplain, Council members shall select their seats based first on seniority in years of continuous service and then alphabetical order.
3.3 Attendance

Each member shall be within the Council Chambers during its meetings unless excused or necessarily prevented. The Chair, if notified prior to the meeting, may excuse any member from attendance at meetings of the Council and its committees for any stated period upon reason shown, and such excused absence shall be noted in the minutes.

3.4 Call to Order

When the Council is called to order, every member shall take his/her respective seat and shall act with decorum.

3.5 Speaking

The Chair, when duly addressed by a member, shall recognize the member who, in the opinion of the Chair, shall speak first, by identifying the member. Every member, when about to speak, shall respectfully address the Chair and shall avoid disrespect to the Council, and all personalities, and shall confine all remarks to the question under consideration. No member shall speak more than twice on the same question without leave of Council, except merely to explain meaning. Each member shall be allowed to speak no more than five minutes for debate on any one issue before Council. If a member has the floor and is addressing the body, he/she shall not lose the floor by asking a question of any member of the body. If a member shall be called to order while speaking, he/she shall immediately forfeit the floor until the question of order is decided.

RULE 4: PARLIAMENTARY PROCEDURE

4.1 Questions of Order Decided by Chair; Appeal

All questions of order shall be determined by the Chair in the first instance without debate, or with such debate as the Chair may permit; provided, however, that any member may appeal to the Council from the decision of the Chair.

4.2 Debate

Debate among members of Council is in order only after a motion has been stated by the Chair and seconded. Any motion shall, if desired by the Chair or any other member, be reduced to writing and delivered to the Chair and read, before it shall be debated.

4.3 Amendments

A proposed amendment shall be in order if it is germane to the main motion regardless of the number of changes proposed therein to the matter under debate, provided such amendment is otherwise in order, and shall be considered in the order in which it is received.

Revised April 2004
4.4 Suspension of Question

A question before the Council shall be suspended by:

a) A question of order;
b) A question of privilege; or
c) A question of taking a recess.

4.5 Motions During Debate

When a motion has been stated and seconded and debate has begun, no motion besides those mentioned in the previous rule shall be in order except:

a) to adjourn or recede;
b) to continue;
c) to table;
d) for the previous question;
e) to postpone indefinitely;
f) to postpone to a certain day;
g) to strike out the ordaining or resolving words;
h) to substitute a motion germane to the matter at hand; and
i) to amend.

4.6 Substitute Motions

No more than two (2) motions may be received in substitute for the motion on the floor. Any substitute motion defeated by vote of Council shall be counted as one of two (2) permissible substitute motions, but any substitute motion which fails for lack of a second, shall not be so counted.

4.7 Withdrawing Motions

The member who introduced a motion may withdraw it before decision on it or on any amendment to it, so long as the member seconding the motion shall not object; provided, however, that no motion may be withdrawn after the previous question has been called.

4.8 Nondebatable Motions

Certain parliamentary motions must be decided without formal debate. These are:

a) to adjourn or recede;
b) to continue;
c) to lay on the table;
d) to postpone indefinitely or to a day certain;
e) to suspend or depart from the agenda, or to return to it; and
f) for the previous question.

Revised April 2004
Immediately after receiving a nondebatable motion, and at other times when no motion is on the floor, the Chair may allow such conversation as he/she deems appropriate, but all such informal discussion remains subject to his/her discretion: he/she may call for the vote on the matter at hand or terminate discussion at any time, and in such instances, his/her decision may not be appealed.

4.9 Motion to Recess

A motion to recess may state the time for reconvening. In the absence of such stated time, reconvening shall be at the call of the Chair.

4.10 Motion to Strike

A motion to strike out the enacting words of an ordinance or resolving words of a resolution shall have precedence over a motion to amend, and, if carried, shall be considered as equivalent to rejection.

4.11 Motion to Lay on the Table

A motion to lay on the table, if approved by a majority of members present and voting, shall have the effect of including the subject of the motion on the Inactive Agenda for the succeeding meeting. Thereafter, the subject of the motion shall not appear on the Agenda.

4.12 Rejected Motions

Once one of the following motions has been made and rejected during a meeting of the County Council, no motion of the same effect shall again be allowed with regard to the same question.

a) Motion to continue,
b) Motion to postpone,
c) Motion to defer, and
d) Motion to lay on the table.

4.12 Delays

The Chair shall entertain no motion of which the effect would be to unnecessarily delay the business of Council.

4.14 Defeated Actions

Once an action of any kind has been proposed and defeated twice during two separate regular or called meetings of Council within a period of sixty (60) days, no motion of the same effect may be allowed with regard to the same question for a period of one year from the date of initial motion, without the consent of a majority plus one of the entire Council. The names of the consenting Council members shall be presented to the Chair prior to the listing of the item on the agenda.

Revised April 2004
4.15 Voting

Each member shall vote on each question before Council; provided, however, that no member shall be permitted to vote on any question of a private nature in which the member has a personal or pecuniary interest. If a member does not declare a negative vote or abstention, his vote shall be recorded in the affirmative. If voting an abstention, a reason for the abstention must be stated and recorded in the minutes. No member shall, under any circumstances, be permitted to vote after a decision has been announced by the Chair. After the decision on the question, an absent member may be permitted to record the vote he/she would have given if present, but such vote shall not affect the previous question.

A show of hands on any motion, ordinance, or resolution shall be had upon request of any member. The roll shall be called and votes recorded in the minutes.

4.16 Absentee or Proxy Voting

In the event that any member of Council is unable to be present to vote on a matter to come before a regular or special meeting and the member’s absence is excused by the Chair, the member may deliver his written proxy authority to be voted by another member of Council within the authority set out in the said proxy. Such proxy shall be valid only on the matter referenced in the said proxy and on the date proscribed therein.

4.17 Dividing Question

Any member may call for the division of the question. Council may then divide it if the question can be so comprehended that, one part being taken away, the rest can stand on its own accord for decision. A motion to divide the question shall require a second and shall be effective upon the vote of a majority of members present and voting.

4.18 Reconsideration

After a question has been decided, any member who voted with the prevailing side may move for a reconsideration, and any member may second such a motion. However, if Council either shall refuse to reconsider or shall affirm its first decision, then no further reconsideration shall be in order except by unanimous consent. The motion to reconsider shall have precedence over all other main motions. The motion to reconsider may be introduced only on the day of the decision in question or during the next succeeding session of Council and prior to the approval of the minutes of the meeting in which the question to be reconsidered was decided. Any subsequent proposal to alter the decision of Council must take the form of a main motion to rescind.

RULE 5: LEGISLATIVE ACTION

5.1 Emergency Ordinances

To meet public emergencies affecting life, health, safety or the property of the people, emergency ordinances may be adopted upon a two-thirds affirmative vote of the Council members present. Such an ordinance is effective immediately upon its enactment without regard Revised April 2004
to any public hearing, reading, publication, or notice requirements. It automatically expires after 60 days. Every emergency ordinance shall be designated as such and shall contain a declaration that an emergency exists and describe the emergency.

Emergency ordinances shall not levy taxes, grant, renew, or extend a franchise, or impose or change a service rate.

5.2 Other Ordinances-Required Readings

With the exception of emergency ordinances, all ordinances, including those making supplemental appropriations, shall receive approval at three public meetings of Council on three separate days with an interval of not less than seven days between the second and third readings. An ordinance shall be deemed passed upon third reading approval and thereafter can be rescinded only by a motion to reconsider or rescind.

If an ordinance does not receive the three (3) readings required within a twelve-month period, it is dead. If the ordinance is reintroduced after the twelve-month period, it must be submitted for the three reading process.

5.3 Public Inspection

After adoption, the full ordinance shall be made available for public inspection at the Office of the Clerk to Council.

5.4 Public Hearings

Public hearings, after not less than 15 days notice of the time and place of such hearings published in at least one newspaper of general circulation in the County, shall be held before final Council action is taken to:

1) adopt annual, operational and capital budgets,
2) make appropriations, including supplemental appropriations,
3) adopt building, housing, electrical, plumbing, gas and all other regulatory codes involving penalties,
4) adopt zoning and subdivision regulations,
5) levy taxes, and
6) sell, lease, or contract to sell or lease real property owned by the County.

Public Hearings should generally be held coincident with Second Reading of the subject ordinance.
5.5 Introduction

Any member of Council may introduce an ordinance for first reading at any regular meeting of the Council, and no advance notice of such introduction shall be required. The introduction of an ordinance shall constitute first reading thereof, and no vote shall be taken, and no debate or amendment shall be in order. The ordinance shall be in order. The ordinance may be introduced by title only, provided that the full text of the ordinance shall be included in the Agenda for second reading thereof.

5.6 Second Reading

On the day of the second reading of an ordinance, complete typewritten or printed copies of the text of the ordinance shall be included in the Agenda. After the proposed ordinance has been published by the Clerk to Council, amendments shall be in order, but shall not be considered unless they are germane to the proposed ordinance. After all amendments and privileged motions have been disposed of, the question shall be the passage of the ordinance. Upon a decision in the affirmative, the ordinance shall take its place on the agenda for third reading.

5.7 Third Reading

Full debate and any germane amendments shall be in order on third reading.

RULE 6: RULE CHANGES

6.1 Suspension/Amendments

None of the foregoing rules shall be rescinded, suspended, or altered without unanimous consent, if without notice, or without the concurrence of two-thirds of the members of Council after previous notice of motion to rescind, suspend, or alter has been given at a prior meeting, and such alteration, suspension, or rescission shall be made only by written resolution.

Any rules or regulations or parts of rules or regulations previously adopted by Council, that conflict in any way to the rules included herein are hereby superceded to the extent of such inconsistency or conflict.

Revised April 2004
RULES OF THE FLORENCE COUNTY COUNCIL

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RULE 6 - RULE CHANGES

6.1 Suspension/Amendment

Revised April 2004
RULES OF THE FLORENCE COUNTY COUNCIL

Authority


RULE 1: MEETINGS

1.1 Applicable Law

All meetings are to be conducted in accordance with the general law affecting meetings of public bodies and such special laws pertaining to Florence County as remain applicable under South Carolina Law.

1.2 Procedure

In all particulars not determined by these rules or by law, the Chair or other presiding officer shall be guided by parliamentary procedure as set forth in Robert's Rules of Order, the Classic 1915 Edition.

1.3 Open Meetings

All meetings of Council shall be open to the public except as provided for in Section 30-4-70 et seq. S.C. Code of Laws Annotated (Law. Co-op., 1976).

The news media shall be notified pursuant to and in accordance with State law.

The Council may go into executive session after a motion to do so is made, seconded, and receives a majority vote of those members present.

The Chair shall, in announcing executive sessions pursuant to Section 30-4-70 of the Code of Laws of South Carolina, cite the specific code section supporting the executive session. In announcing the question on a motion to enter into an executive session, the Chair shall cite the specific code section and shall give a specific description of the matter or matters to be discussed.

1.4 Date/Time

a) Regular Meetings - Regular Meetings of County Council shall be held the first and third Thursday of each month at 9:00 a.m., provided, however, that during the months of July, August, and December, meetings shall be held on the date and time prescribed by the calendar adopted annually by the Council. At the first meeting in January each year or the preceding December, Council shall establish the date and place for its regular monthly meetings.

Revised April 2004
b) **Special Meetings**—Special Meetings may be called by the Chair provided that twenty-four (24) hours' notice has been given to Council members and the public. The members of Council must be informed of the subject(s) to be discussed at a special meeting. Special meetings shall be held at such other times as the chairman may direct or a majority of the members of the council may require; provided that no special meeting shall be held unless the chairman or a majority of the members of the council notifies all council members and gives 24 hours' notice showing the hour, date and place set for such meeting; provided, further, that with the consent of all members of the council notice of any emergency meeting may be waived.

1.5 **Quorum**

A quorum for the transaction of official business of Council shall consist of five (5) members.

1.6 **Agenda**

a) **Compilation and Distribution**—The agenda for Council meetings shall be distributed by the Clerk to Council on the Friday preceding each Council Meeting. Back-up documents for the agenda for all items must be received by the Clerk to Council by 5:00 p.m. on the thirteenth day prior to the meeting at which the item is to be considered.

b) The Chair shall set the agenda for all meetings of Council consistent with these Rules subject to approval by the full Council at the meeting.

c) **Order**—the agenda shall consist of the following categories of business, to be taken up in the order listed:

1) Call to Order;
2) Invocation;
3) Pledge of Allegiance to the American Flag;
4) Welcome
5) Approval of Minutes of Previous Meetings;
6) Public Hearings (citizens may speak to Council concerning an item for which there is a public hearing for 3 minutes);
7) Appearances Before Council;
8) Committee Reports;
9) Resolutions;
10) Ordinances in Position;
11) Appointments to Boards and Commissions;
12) Reports to Council;
13) Other Business;
14) Executive Session;
15) Inactive Agenda;
16) Adjourn.

d) **Request to be Heard**—Should any person, group, or organization request to be heard upon any matter at a regular or special meeting of Council, such person, group, or organization shall submit a written request to the Chair of County Council to place such matter on the
agenda for the meeting at least thirteen (13) days prior to the date set for such meeting. The request shall specifically state the reason for the appearance. In addition, any two (2) members of Council may petition the Chair for persons, groups, or organizations to appear before Council.

e) **Matters Not Within Council's Jurisdiction.** No matter shall be entered on the agenda or heard by the Council unless it is within the Council's authority or jurisdiction.
RULE 2: THE CHAIR

2.1 Election

The Chair shall be elected at the first regular meeting of the Council in January, or as soon thereafter as may be practical, by majority vote of the membership of the Council. The Chair shall serve continuously until the following January unless removed by a two-thirds majority vote of the full Council. Any person elected as Chair, may be elected by a majority vote of Council for the first two (2) consecutive terms and thereafter, such election in a continuing consecutive term shall require a two-thirds majority of said Council to effect the election.

2.2 Vice Chair

The Vice Chair shall be elected at the first regular Council meeting in January, or as soon thereafter as may be practical. The Vice Chair shall preside in the absence of the Chair.

2.3 Call to Order

The Chair shall call Council meetings to order at 9:00 a.m. on the first and third Thursday of each month and on the date and time prescribed by the calendar adopted annually by the Council and, if a quorum is present, proceed to the meeting agenda; provided, however, that during the months of July, August and December, meetings shall be called to order on the date and time prescribed by the calendar adopted annually by the Council.

2.4 Preservation of Order

The Chair shall preserve order and decorum and, in case of disturbance or disorderly conduct in the Chamber or the lobby, may cause the same to be cleared.

2.5 Decorum in Speaking

Every member, when about to speak, shall address himself to the Chair and, in speaking, shall avoid disrespect to the Council or any member thereof, and shall confine himself to the question under consideration.

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The Chair, when addressed by a member, shall recognize the member by name, using no title but that of “Mr.,” “Mrs.,” or Miss.” The member who shall first be recognized shall be first heard; and if several members shall address the Chair at approximately the same time, the Chair shall decide who is first to speak and shall recognize such member.

2.7 Transgressions of Order

If any member, in speaking or otherwise, transgresses the Rules of the Florence County Council, the Chair shall call him/her to order, or any member may call such transgressions to the attention of the Chair who shall call the transgressor to order. If repeated cries of order are ineffective, the Chair may call a member by name, and if the Chair deems it necessary, shall state the offense committed. The member may be heard in self-defense and shall withdraw from the issue, and the Council shall consider any further proceeding to be had.

Revised April 2004
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The Chair shall decide all points of order, subject to an appeal by any member. The Chair may require the member raising a point of order to cite the Rule or other authority in support of the question. Upon appeal, no member shall speak more than once and for no longer than ten minutes each, except by permission of the Chair.

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The Chair shall vote in all cases (except when he/she may have a personal or pecuniary interest). If with the vote of the Chair, the Council were equally divided, the question shall be decided in the negative. The Chair may give information or explain any matter before the Council, and may speak on points of order in preference to other members as often as he/she may deem necessary. The Chair may enter into the debate but should not use the office of the Chair to wield influence over the other members.

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In addition to the Chair and Vice Chair, the Secretary/Chaplain shall be elected at the first regular Council Meeting in January, or as soon thereafter as may be practical. The County Attorney shall preside over the election of Officers. The Secretary/Chaplain shall perform the invocation at each Council Meeting, and shall review and sign the Minutes of each meeting upon approval by the Council.

3.2 Seating

At the first meeting in January after the election and seating of the Chair, Vice Chair, and Secretary/Chaplain, Council members shall select their seats based first on seniority in years of continuous service and then alphabetical order.

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Each member shall be within the Council Chambers during its meetings unless excused or necessarily prevented. The Chair, if notified prior to the meeting, may excuse any member from attendance at meetings of the Council and its committees for any stated period upon reason shown, and such excused absence shall be noted in the minutes.

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c) A question of taking a recess.

Revised April 2004
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When a motion has been stated and seconded and debate has begun, no motion besides those mentioned in the previous rule shall be in order except:

a) to adjourn or recede;
b) to continue;
c) to table;
d) for the previous question;
e) to postpone indefinitely;
f) to postpone to a certain day;
g) to strike out the ordaining or resolving words;
h) to substitute a motion germane to the matter at hand; and
i) to amend.

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No more than two (2) motions may be received in substitute for the motion on the floor. Any substitute motion defeated by vote of Council shall be counted as one of two (2) permissible substitute motions, but any substitute motion which fails for lack of a second, shall not be so counted.

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Certain parliamentary motions must be decided without formal debate. These are:

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Immediately after receiving a nondebateable motion, and at other times when no motion is on the floor, the Chair may allow such conversation as he/she deems appropriate, but all such informal discussion remains subject to his/her discretion: he/she may call for the vote on the matter at hand or terminate discussion at any time, and in such instances, his/her decision may not be appealed.

Revised April 2004
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Any member may call for the division of the question. Council may then divide it if the question can be so comprehended that, one part being taken away, the rest can stand on its own accord for decision. A motion to divide the question shall require a second and shall be effective upon the vote of a majority of members present and voting.

4.18 Reconsideration

After a question has been decided, any member who voted with the prevailing side may move for a reconsideration, and any member may second such a motion. However, if Council either shall refuse to reconsider or shall affirm its first decision, then no further reconsideration shall be in order except by unanimous consent. The motion to reconsider shall have precedence over all other main motions. The motion to reconsider may be introduced only on the day of the decision in question or during the next succeeding session of Council and prior to the approval of the minutes of the meeting in which the question to be reconsidered was decided. Any subsequent proposal to alter the decision of Council must take the form of a main motion to rescind.

Revised April 2004
RULE 5: LEGISLATIVE ACTION

5.1 Emergency Ordinances

To meet public emergencies affecting life, health, safety or the property of the people, emergency ordinances may be adopted upon a two-thirds affirmative vote of the Council members present. Such an ordinance is effective immediately upon its enactment without regard to any public hearing, reading, publication, or notice requirements. It automatically expires after 60 days. Every emergency ordinance shall be designated as such and shall contain a declaration that an emergency exists and describe the emergency.

Emergency ordinances shall not levy taxes, grant, renew, or extend a franchise, or impose or change a service rate.

5.2 Other Ordinances—Required Readings

With the exception of emergency ordinances, all ordinances, including those making supplemental appropriations, shall receive approval at three public meetings of Council on three separate days with an interval of not less than seven days between the second and third readings. An ordinance shall be deemed passed upon third reading approval and thereafter can be rescinded only by a motion to reconsider or rescind.

If an ordinance does not receive the three (3) readings required within a twelve-month period, it is dead. If the ordinance is reintroduced after the twelve-month period, it must be submitted for the three reading process.

5.3 Public Inspection

After adoption, the full ordinance shall be made available for public inspection at the Office of the Clerk to Council.

5.4 Public Hearings

Public hearings, after not less than 15 days notice of the time and place of such hearings published in at least one newspaper of general circulation in the County, shall be held before final Council action is taken to:

1) adopt annual operational and capital budgets,
2) make appropriations, including supplemental appropriations,
3) adopt building, housing, electrical, plumbing, gas and all other regulatory codes involving penalties,
4) adopt zoning and subdivision regulations,
5) levy taxes, and
6) sell, lease, or contract to sell or lease real property owned by the County.

Public Hearings should generally be held coincident with Second Reading of the subject ordinance.

Revised April 2004
5.5 Introduction

Any member of Council may introduce an ordinance for first reading at any regular meeting of the Council, and no advance notice of such introduction shall be required. The introduction of an ordinance shall constitute first reading thereof, and no vote shall be taken, and no debate or amendment shall be in order. The ordinance shall be in order. The ordinance may be introduced by title only, provided that the full text of the ordinance shall be included in the Agenda for second reading thereof.

5.6 Second Reading

On the day of the second reading of an ordinance, complete typewritten or printed copies of the text of the ordinance shall be included in the Agenda. After the proposed ordinance has been published by the Clerk to Council, amendments shall be in order, but shall not be considered unless they are germane to the proposed ordinance. After all amendments and privileged motions have been disposed of, the question shall be the passage of the ordinance. Upon a decision in the affirmative, the ordinance shall take its place on the agenda for third reading.

5.7 Third Reading

Full debate and any germane amendments shall be in order on third reading.

RULE 6: RULE CHANGES

6.1 Suspension/Amendments

None of the foregoing rules shall be rescinded, suspended, or altered without unanimous consent, if without notice, or without the concurrence of two-thirds of the members of Council after previous notice of motion to rescind, suspend, or alter has been given at a prior meeting, and such alteration, suspension, or rescission shall be made only by written resolution.

Any rules or regulations or parts of rules or regulations previously adopted by Council, that conflict in any way to the rules included herein are hereby superceded to the extent of such inconsistency or conflict.

Revised April 2004
AGENDA ITEM: Ordinance No. 08-2011/12
Third Reading

DEPARTMENT: Planning and Building Inspections

ISSUE UNDER CONSIDERATION:
[An Ordinance To Amend The Comprehensive Plan Land Use Map For Property In Florence County Located At 129 And 135 S. Fifth Street, Timmonsville, SC As Shown On Florence County Tax Map No. 00017, Block 04, Parcel 100; Consisting Of 1.69 Acres From Residential Preservation To Rural Preservation; And Other Matters Related Thereto.]
(Planning Commission approved 10-0; Council District 4)

POINTS TO CONSIDER:
1. The subject property is currently designated as Residential Preservation.
2. The applicant has requested a land use designation amendment to Rural Preservation.
3. This land use designation would better coordinate with the existing land uses surrounding this area.

OPTIONS:
1. (Recommended) Approve as Presented

ATTACHMENTS:
Copies of the following are attached:
1. Ordinance No. 08-2011/12
2. Resolution for PC#2011-11
3. Staff report for PC#2011-11
4. Aerial map
5. Comprehensive Plan Land Use Element map
ORDINANCE NO. 08-2011/12

[An Ordinance To Amend The Comprehensive Plan Land Use Map For Property In Florence County Located At 129 And 135 S. Fifth Street, Timmonsville, SC As Shown On Florence County Tax Map No. 00017, Block 04, Parcel 100; Consisting Of 1.69 Acres From Residential Preservation To Rural Preservation; And Other Matters Related Thereto.]

WHEREAS:

1. The Florence County Council must be satisfied that this Zoning Atlas amendment will not be injurious from a public health, safety and general welfare outlook and the effect of the change will not negatively impact the immediate environs or the County generally; and

2. The amendment procedure established in the Florence County Comprehensive Plan has been followed by the Florence County Planning Commission at a public hearing on August 23, 2011.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The Florence County Comprehensive Plan Land Use Map is hereby amended to change the designation for property in Florence County located at 129 and 135 S. Fifth Street, Timmonsville, SC as shown on Florence County Tax Map No. 00017, Block 04, Parcel 100 consisting of 1.69 acres from Residential Preservation to Rural Preservation.

2. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.

3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

Connie Y. Haselden, Council Clerk

SIGNED:

K. G. Rusty Smith, Jr. Chairman

COUNCIL VOTE:

OPPOSED:

ABSENT:
RESOLUTION FOR PC#2011-11
FLORENCE COUNTY PLANNING COMMISSION

[A Resolution Recommending A Comprehensive Plan Map Amendment To Change The Land Use Map Designation For Property In Florence County Located At 129 And 135 S. Fifth Street, Timmonsville, SC From Residential Preservation To Rural Preservation As Referenced On The Agenda Map.]

WHEREAS:
1. The subject property designation as established by the Land Use Map of the Florence County Comprehensive Plan is Residential Preservation.
2. The applicant is proposing to change the designation to Rural Preservation to implement the community vision
3. Therefore, a change to the Comprehensive Plan Map Land Use Designation for this property is hereby recommended.

NOW THEREFORE BE IT RESOLVED BY THE FLORENCE COUNTY PLANNING COMMISSION DULY ASSEMBLED THAT:

1. A Resolution is hereby adopted to recommend that the Florence County Council vote to amend the Florence County Comprehensive Plan Map Land Use Designation for Property in Florence County Located at 129 and 135 S. Fifth Street, Timmonsville, SC measuring approximately 1.69 acres from Residential Preservation to Rural Preservation as referenced on the agenda map.

ATTEST:

Angela C. Thomas, Secretary

SIGNED:

Peter M. LaSor, Chairman

COMMISSION VOTE: 10 - 0
OPPOSED: None
ABSENT: K. Lowery
STAFF REPORT
TO THE
FLORENCE COUNTY PLANNING COMMISSION
August 23, 2011
PC#2011-11
ORDINANCE NO. 08-2011/12

Subject: Comprehensive Plan Map Amendment to change the Land Use Map designation for property in Florence County located at 129 and 135 S. Fifth Street, Timmonsville from Residential Preservation to Rural Preservation.

Location: 129 and 135 S. Fifth Street, Timmonsville

Tax Map Number(s): 00017, Block 04, Parcel 100

Council District(s): 4; County Council

Applicant: Viola A. Garner

Land Area: Approximately 1.69 Acres

Staff Analysis:
The property is currently designated as Residential Preservation according to the Comprehensive Plan Land Use map.

The applicant is proposing to change the designation to Rural Preservation.

Staff's Justification/Reason for proposed amendment is necessary to implement the community vision.

Comprehensive Land Use Plan Map Designation:
The proposal is to change the designation to Rural Preservation which provides areas for rural uses, including single-family homes and corresponding accessory uses, as well as agrarian uses, typically in an undeveloped and/or agricultural setting.

Florence County Planning Commission Action-July 26, 2011:
Five Planning Commission members were in attendance at the meeting held on July 26, 2011.

Due to the lack of a quorum, the meeting was cancelled and all items on the agenda were deferred and rescheduled for appearance at the meeting to be held on Tuesday, August 23, 2011.

Florence County Planning Commission Action-August 23, 2011:
The ten Planning Commission members present voted unanimously to adopt a resolution recommending that County Council amend the Comprehensive Plan Land Use Map.

Florence County Planning Commission Recommendation:
Florence County Planning Commission recommends approval of the request to Florence County Council based on a rural preservation land use designation would better coordinate with the existing land uses surrounding this area.
AGENDA ITEM: Ordinance No. 09-2011/12
Third Reading

DEPARTMENT: Planning and Building Inspections

ISSUE UNDER CONSIDERATION:
[An Ordinance To Rezone Property Owned By Viola A. Garner Located At 129 And 135 South Fifth Street, Timmonsville, As Shown On Florence County Tax Map No. 00017, Block 04, Parcel 100; Consisting Of 1.69 Acres From R-3, Single-Family Residential District To RU-1, Rural Community District; And Other Matters Related Thereto.] (Planning Commission approved 10-0; Council District 4)

POINTS TO CONSIDER:
1. Adjacent land uses include single-family and manufactured homes, a vacant lot, a baseball field, and a vacant commercial use.
2. The request for the zoning amendment to RU-1 does not presently comply with the current Land Use Map's designation of Residential Preservation for the subject property.
3. Amending the current land use designation to Rural Preservation will bring the zoning amendment request into compliance with the Comprehensive Plan Land Use Map.

OPTIONS:
1. (Recommended) Approve as Presented.

ATTACHMENTS:
Copies of the following are attached:
1. Ordinance No. 09-2011/12
2. Staff report for PC#2011-12
3. Location map
4. Comprehensive Land Use Plan map
5. Zoning map
6. Aerial photograph
ORDINANCE NO. 09-2011/12

[An Ordinance To Rezone Property Owned By Viola A. Garner Located At 129 And 135 South Fifth Street, Timmonsville, As Shown On Florence County Tax Map No. 00017, Block 04, Parcel 100; Consisting Of 1.69 Acres From R-3, Single-Family Residential District To RU-1, Rural Community District; And Other Matters Related Thereto.]

WHEREAS:

1. The Florence County Council must be satisfied that this Zoning Atlas amendment will not be injurious from a public health, safety and general welfare outlook and the effect of the change will not negatively impact the immediate environs of the County generally; and

2. The amendment procedure established in the Florence County Code, Chapter 30-Zoning Ordinance has been followed by the Florence County Planning Commission at a public hearing on August 23, 2011.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Property located at 129 and 135 South Fifth Street bearing Tax Map 00017, Block 04, Parcel 100 is hereby rezoned to RU-1, Rural Community District.

2. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.

3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:  

Signed:  

Connie Y Haselden, Council Clerk  

K. G. Rusty Smith, Jr. Chairman  

Approved as to Form and Content:  

D. Malloy McEachin, Jr., County Attorney  

COUNCIL VOTE:  

OPPOSED:  

ABSENT:
STAFF REPORT
TO THE
FLORENCE COUNTY PLANNING COMMISSION
July 26, 2011
PC#2011-12
ORDINANCE NO. 09-2011/12

Subject: Rezoning request from R-3, Single-Family Residential District to RU-1, Rural Community District

Location: Property is located at 129 and 135 S. Fifth St.
Town of Timmonsville

Tax Map Number: 00017, Block 04, Parcel 100

Council District(s): 4; County Council

Owner of Record: Viola A. Garner

Applicant: Viola A. Garner

Land Area: 1.69 acres

Existing Land Use and Zoning:
The subject property is currently occupied by a doublewide manufactured home not permanently set up located at 135 S. Fifth Street and the related principal structure of a single-family home located at 129 S. Fifth Street.

The property is currently zoned R-3, Single-Family Residential District.

Proposed Land Use and Zoning:
The applicant has indicated that the proposed land use for the site will consist of the existing doublewide manufactured home and a single-family home. The applicant is proposing to rezone the subject property to RU-1, Rural Community District.

Surrounding Land Use and Zoning:
North: Vacant lot/R-3/ Town of Timmonsville
South: Baseball field/R-3/ Town of Timmonsville
East: Commercial use/ Unzoned / Florence County
West: Doublewide manufactured home/Single-family residential home/ R-3 / Town of Timmonsville

Florence County Comprehensive Plan:
The subject property is located in a Residential Preservation area according to the Comprehensive Plan Land Use Map. While the applicant has requested to rezone this property to
RU-1, this request will comply with the Land Use Element of the Comprehensive Plan contingent upon approval of the land use designation amendment request to Rural Preservation.

**Chapter 30-Zoning Ordinance:**
The intent of the RU-1, Rural Community District is to sustain and support rural community centers as an integral part of the rural environment, serving the commercial, service, social and agricultural needs of nearby rural residents.

**Staff Analysis:**
**Access and Circulation:** Present access to the property is by way of S. Fifth Street that is maintained by the Town of Timmonsville.

**Water and Sewer Availability:** The water services are provided by the Town of Timmonsville. No public sewer at this time. The applicant indicates that a septic will be required.

**Adjacent Waterways/Bodies of Water/Flood Zone:** There does not appear to be any waterway/body of water adjacent to the property. The property is not located in a flood zone.

**Background:** The request is to rezone the subject property to RU-1, Rural Community District.

**Traffic Review:** The rezoning of this property will not have an effect on traffic flow for this area.

**Florence County Planning Commission Meeting-July 26, 2011:**
Five Planning Commission members were in attendance at the meeting held on July 26, 2011.

Due to the lack of a quorum, the meeting was cancelled and all items on the agenda were deferred and rescheduled for appearance at the meeting to be held on Tuesday, August 23, 2011.

**Florence County Planning Commission Meeting-August 23, 2011:**
The ten Planning Commission members present voted unanimously to approve the zoning amendment request contingent upon approval of the land use designation amendment request to Rural Preservation at the meeting held on August 23, 2011.

**Florence County Planning Commission Recommendation:**
The Planning Commission recommends approval of the rezoning request based on its being in compliance with the approval of the land use designation change request to the Land Use Element of the Comprehensive Plan.
Florence County
Comprehensive Land Use Plan Map

Legend
LU Code
RP

0 90 180 360 Feet

Map Prepared by: RWE
Copyright 2010: Florence County Planning
& Building Inspections Department
Geographic Information Systems
07/19/2011

COUNTY COUNCIL DISTRICT(S): 4
PC#2011-12

Prepared by:
RWE
Copyright 2010: Florence County Planning & Building Inspections Department
Geographic Information Systems
07/19/2011
AGENDA ITEM: Ordinance No. 10-2011/12
Third Reading

DEPARTMENT: Planning and Building Inspections

ISSUE UNDER CONSIDERATION:
[An Ordinance To Amend Florence County Code, Chapter 30, Zoning Ordinance, Article V, Sign Regulations, Section 30-210, Relocation Of Billboard Due To Governmental Land Acquisition; And Other Matters Related Thereto.] (Planning Commission approved 10-0; All Council Districts)

POINTS TO CONSIDER:
1. On December 9, 2010, County Council approved a waiver of Sec. 30-210. Relocation Of Billboard Due To Governmental Land Acquisition, to allow SCDOT to proceed with removal and replacement of signs in accordance with existing SCDOT procedures and standards for relocation.
2. This Ordinance will codify the revised policy.

OPTIONS:
1. (Recommended) Approve as Presented.

ATTACHMENTS:
Copies of the following are attached:
1. Ordinance No. 10-2011/12-Proposed New
2. Ordinance No. 10-2011/12-Existing w/Mark-up
3. Staff report for PC#2011-13
ORDINANCE NO. 10-2011/12

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

[An Ordinance To Amend Florence County Code, Chapter 30, Zoning Ordinance, Article V, Sign Regulations, Section 30-210, Relocation Of Billboard Due To Governmental Land Acquisition; And Other Matters Related Thereto.]

WHEREAS:

1. Areas within the Florence County Forward Road Project contain existing outdoor advertising signage that may require removal and relocation; and

2. An amendment to the current regulations will alleviate some costs associated with the project that may be incurred by Florence County and any similar projects by other governmental agencies that may occur in the future.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Florence County Code, Chapter 30, Zoning Ordinance, Article V, Sign Regulations, Section 30-210, Relocation Of Billboard Due To Governmental Land Acquisition is amended in its entirety as follows:

   Sec. 30-210. - Relocation of billboard due to governmental land acquisition.

   Outdoor advertising structures located on property acquired by a governmental agency for public use, may be relocated on the original parcel of property that was not acquired. The structure may be rebuilt in the style in which it currently exists or in a single steel pole structural design and the sign face square footage must remain the same.

2. Florence County Code, Chapter 30, Zoning Ordinance, Article IX, Applications For Change And/Or Relief, Section 30-293, Board of Zoning Appeals, Subsection (c)(2)(d)(1), Powers of Board of Appeals; Variances; Special Exceptions; Remand; Stay; Hearing; Decisions and Orders is hereby amended by deletion of the second paragraph.

3. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.

4. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:  
CONSIGED:

Connie Y. Haselden, Council Clerk  
K. G. Rusty Smith, Jr., Chairman

Approved as to Form and Content
D. Malloy McEachin, Jr., County Attorney

COUNCIL VOTE:

OPPOSED:

ABSENT:
ORDINANCE NO. 10-2011/12

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

[An Ordinance To Amend Florence County Code, Chapter 30, Zoning Ordinance, Article V, Sign Regulations, Section 30-210, Relocation Of Billboard Due To Governmental Land Acquisition; And Other Matters Related Thereto.]

WHEREAS:

1. Areas within the Florence County Forward Road Project contain existing outdoor advertising signage that may require removal and relocation; and

2. An amendment to the current regulations will alleviate some costs associated with the project that may be incurred by Florence County and any similar projects by other governmental agencies that may occur in the future.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Florence County Code, Chapter 30, Zoning Ordinance, Article V, Sign Regulations, Section 30-210, Relocation Of Billboard Due To Governmental Land Acquisition is amended in its entirety as follows:

   Sec. 30-210. - Relocation of billboard due to governmental land acquisition.

   Outdoor advertising structures located on property, acquired by a governmental agency for public use, may be relocated on the original parcel of property that was not acquired. The structure must may be rebuilt in accordance with the style in which it currently exists or in the a single steel pole structural design and the sign face square footage must remain the same.

2. Florence County Code, Chapter 30, Zoning Ordinance, Article IX, Applications For Change And/Or Relief, Section 30-293, Board of Zoning Appeals, Subsection (c)(2)(d)(1), Powers of Board of Appeals; Variances; Special Exceptions; Remand; Stay; Hearing; Decisions and Orders is hereby amended by deletion of the second paragraph.

3. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.

4. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

Connie Y. Haselden, Council Clerk

Approved as to Form and Content

D. Malloy McEachin, Jr., County Attorney

SIGNED:

K. G. Rusty Smith, Jr., Chairman

COUNCIL VOTE:

OPPOSED:

ABSENT:
STAFF REPORT
TO THE
FLORENCE COUNTY PLANNING COMMISSION
August 23, 2011
PC#2011-13
ORDINANCE NO. 10-2011/12

SUBJECT: Request for text amendment to the Florence County Code, Chapter 30. Zoning Ordinance, Section 30-210. Relocation of Billboard Due to Governmental Land Acquisition.

APPLICANT: Florence County Planning Department

Staff Analysis:
SCDOT has been and is in the process of road widening projects through the Florence County Road Project funded by the State Infrastructure Bank and the temporary one-cent capital improvement sales tax approved by voters.

Within the scope of the project, signs within the designated areas will need to be relocated by SCDOT.

As a result of the project, The Florence County Road Project will acquire additional costs.

Planning staff is requesting an amendment to the text of Sec. 30-210 in an effort to alleviate additional costs that would occur as indicated above.

Amendment to the text would allow SCDOT and other governmental agencies that may, in the future be involved with projects on behalf of the County, to proceed with removal and replacement of signs in accordance with that respective governmental agency’s procedures and standards for relocations.

Text Amendment Request:
The amendment to the text of Chapter 30-Zoning Ordinance-Sec.30-210 of the Florence County Code shall read as follows:

Sec. 30-210. Relocation of billboard due to governmental land acquisition.

Outdoor advertising structures located on property acquired by a governmental agency for public use, may be relocated on the original parcel of property that was not acquired. The structure may be rebuilt in accordance with the style in which it currently exists or in the single steel pole structural design and the sign face square footage must remain the same.

Previous Action by Florence County Council:
On December 9, 2010, County Council approved a waiver of Sec. 30-210. Relocation of billboards due to governmental land acquisition to allow SCDOT to proceed with removal and
replacement of signs in accordance with existing SCDOT procedures and standards for relocation.

**Florence County Planning Commission Action - July 26, 2011:**
Five Planning Commission members were in attendance at the meeting held on July 26, 2011.

Due to the lack of a quorum, the meeting was cancelled and all items on the agenda were deferred and rescheduled for appearance at the meeting to be held on Tuesday, August 23, 2011.

**Florence County Planning Commission Action - August 23, 2011:**
The ten Planning Commission members present approved the text amendment unanimously as presented at the meeting held on Tuesday, August 23, 2011.

**Florence County Planning Commission Recommendation:**
The Planning Commission recommends approval of the text amendment request to Florence County Council as presented.
AGENDA ITEM: Ordinance No. 11-2011/12
Third Reading

DEPARTMENT: Planning and Building Inspections

ISSUE UNDER CONSIDERATION:
[An Ordinance To Amend Florence County Code, Chapter 27, Public Roads And Ways, Article II, Street Naming And Property Numbering, Section 27-21, Street Naming; And Other Matters Related Thereto.]

POINTS TO CONSIDER:
1. The text amendment will allow the Planning Commission to approve the renaming of roads as necessary; and
2. The text amendment will include a non-refundable filing fee of $100.00; and
3. The text amendment will include a fee to offset public road sign replacement costs; and
4. Will allow for periodic changes to these fees by the Florence County Council.

OPTIONS:
1. (Recommended) Approve as Presented.

ATTACHMENTS:
Copies of the following are attached:
1. Ordinance No. 11-2011/12-Proposed New
2. Ordinance No. 11-2011/12-Existing with markup
3. Staff report for PC#2011-14
ORDINANCE NO. 11-2011/12

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

[An Ordinance To Amend Florence County Code, Chapter 27, Public Roads And Ways, Article II, Street Naming And Property Numbering, Section 27-21, Street Naming; And Other Matters Related Thereto.]

WHEREAS:

1. The amendment will allow the Planning Commission to approve the renaming as necessary; and

2. The amendment will include a non-refundable fee of $100.00; and

3. The amendment will include a sign replacement fee not to exceed $500; and

4. The amendment will allow for periodic changes to these fees by the Florence County Council.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Florence County Code, Chapter 27, Public Roads And Ways, Article II, Street Naming and Property Numbering Section 27-21, Subsection (d) Renaming Roads is hereby amended to read as follows:

Sec. 27-21. Street Naming

(d) Renaming Roads. Roads that have been officially named by the Florence County Council may be considered for renaming by the Florence County Council as necessary, upon the recommendation of the Florence County Planning Commission.

2. Florence County Code, Chapter 27, Public Roads And Ways, Article II, Street Naming and
Section 27-21, Subsection (e) Request to Rename, Filing Fee is hereby amended to read as follows:

Sec. 27-21. Street Naming

(e) Request to rename, filing fee. For any street with an official name, prior to consideration for renaming by the Florence County Planning Commission, a non-refundable filing fee of $100.00 must be received by the Florence County Planning Commission office. Successful applicants will be required to pay an actual-cost sign replacement fee not to exceed $500. These fees are established and are subject to periodic changes by the Florence County Council.

3. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.

4. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST: Connie Y. Haselden, Council Clerk

SIGNED: K. G. Rusty Smith, Jr., Chairman

COUNCIL VOTE:

OPPOSED:

ABSENT:

Approved as to Form and Content
D. Malloy McEachin, Jr., County Attorney
ORDINANCE NO. 11-2011/12

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

[An Ordinance To Amend Florence County Code, Chapter 27, Public Roads And Ways, Article II, Street Naming And Property Numbering, Section 27-21, Street Naming; And Other Matters Related Thereto.]

WHEREAS:

1. The amendment will allow the Planning Commission to approve the renaming as necessary; and

2. The amendment will include a non-refundable fee of $100.00; and

3. The amendment will include a sign replacement fee not to exceed $500; and

4. The amendment will allow for periodic changes to these fees by the Florence County Council.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Florence County Code, Chapter 27, Public Roads And Ways, Article II, Street Naming and Property Numbering, Section 27-21, Subsection (d) Road Renaming is hereby amended to read as follows:

   Sec. 27-21. Street Naming

   (d) Renaming Roads. Roads that have been officially named by the Florence County Council will only may be considered for renaming by the Florence County Council at its first regular meeting in January and July of each year as necessary, upon the recommendation of the Florence County Planning Commission.

2. Florence County Code, Chapter 27, Public Roads And Ways, Article II, Street Naming and
Property Numbering Section 27-21, Subsection (d) Road Renaming is hereby amended to read as follows:

Sec. 27-21. Street Naming

(e) Request to rename. filing fee. For any street with an official name, prior to consideration for renaming by the Florence County Planning Commission, a non-refundable filing fee of $100.00 must be received by the Florence County Planning Commission office. Successful applicants will be required to pay an actual-cost sign replacement fee not to exceed $500. These fees are subject to periodic changes by the Florence County Council, the Planning Commission and the County Administrator.

3. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.

4. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:  
Connie Y. Haselden, Council Clerk  
Approved as to Form and Content 
D. Malloy McEachin, Jr., County Attorney

SIGNED:  
K. G. Rusty Smith, Jr., Chairman  
COUNCIL VOTE:  
OPPOSED:  
ABSENT:
STAFF REPORT
TO THE
FLORENCE COUNTY PLANNING COMMISSION
AUGUST 23, 2011
PC#2011-14
ORDINANCE NO. 11-2011/12

SUBJECT: Request for text amendment to Section 27-21. Street Naming of the Florence County Code of Ordinances

APPLICANT: Florence County Planning Department

Staff Analysis:
Staff is requesting an amendment to the section to correct errors that were found in the previously submitted changes that were adopted by Council in 2002 in the final submission.

Staff also requests an amendment to the text of this section for the filing fee.

Text Amendment Request:
The amendment to text of the Florence County Code of Ordinances, Section 27-21. Street Naming (d) Renaming roads and (e) Request to rename, filing fee, if approved shall read as follows:

(d) Renaming roads. Roads that have been officially named by the Florence County Council will not be considered for renaming during the E-911 implementation process for a twelve-month period following the system's cutover. Following this period, request for the renaming of roads will be considered as deemed necessary by the Planning Commission by the Florence County Council at its first regular meeting in January and July of each year, upon the recommendation of the Florence County Planning Commission.

(e) Request to rename, filing fee. For any street with an official name, prior to consideration for renaming by the Florence County Planning Commission, a non-refundable filing fee of $100.00 must be received by the Florence County Planning Commission office. These fees are established and are subject to periodic changes by the Planning Commission and the County Administrator.

Florence County Planning Commission Action-July 26, 2011:
Five Planning Commission members were in attendance at the meeting held on July 26, 2011.

Due to the lack of a quorum, the meeting was cancelled and all items on the agenda were deferred and rescheduled for appearance at the meeting to be held on Tuesday, August 23, 2011.
Florence County Planning Commission Action-August 23, 2011:
The ten Planning Commission members present approved the request unanimously at the meeting held on Tuesday, August 23, 2011 with the stipulation that if the renaming of the road is approved that the requestor/applicant pay a nominal fee for the sign itself.

Florence County Planning Commission Recommendation:
The Planning Commission recommends approval of the text amendment request with stipulation to the Florence County Council.
AGENDA ITEM:  Third Reading - Ordinance No. 12-2011/12

DEPARTMENT:  Administration
Finance

ISSUE UNDER CONSIDERATION:

(An Ordinance Authorizing The Lease Of Property Owned By Florence County Designated As Tax Map No. 90167-01-020 To The City Of Florence And Other Matters Related Thereto.)

POINTS TO CONSIDER:

1. This Ordinance authorizes the County Administrator to execute a lease between Florence County and the City of Florence for property located at 190 North Coit Street currently housing the Merriman law offices, effective January 1, 2012 or later.
2. A letter was written to the City on May 25, 2011 to determine whether the City had an interest in leasing this property, pursuant to verbal inquiries by City staff. A letter was received from the City on September 12, 2011 indicating the City's interest in leasing this property.
3. The City will use this building exclusively as a police substation.
4. The City will be responsible for maintaining the property in its current condition, all costs of operating and maintaining the building, the building including all utility and repair and replacement costs, and the cost of tort and content insurance, naming Florence County as additional insured.
5. The City agrees to vacate the property upon receiving written notification at least 90 days in advance.
6. The lease will be materially equivalent to the attached, which must be reviewed by the County Attorney.

FUNDING FACTORS:

The City will lease the property for $1 per year.

OPTIONS:

1. (Recommended) Approve as presented.

ATTACHMENT:

1. Ordinance No. 12-2011/12.
2. Proposed Lease Agreement.
3. Correspondence dated September 12, 2011 from David N. Williams, City of Florence.
ORDINANCE NO. 12-2011/12

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

(An Ordinance Authorizing The Lease Of Property Owned By Florence County Designated As Tax Map No. 90167-01-020 To The City Of Florence And Other Matters Related Thereto.)

WHEREAS:

1. Florence County currently owns property designated as Tax Map Number 90167-01-020; and

2. The County has received a letter of interest from the City of Florence to enter into a lease of the property.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The County Administrator is authorized to execute a Lease Agreement between Florence County and the City of Florence for property designated as Tax Map Number 90167-01-020, for use as a police substation.

2. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.

3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST: ____________________________

Connie Y. Haselden, Council Clerk

SIGNED: ____________________________

K. G. Rusty Smith, Jr., Chairman

COUNCIL VOTE:

APPROVED: ________________________

D. Malloy McEachin, Jr., County Attorney

OPPOSED: _________________________

ABSENT: __________________________
This Lease is made and entered into this ___ day of ____________, 2011 by and between FLORENCE COUNTY, SOUTH CAROLINA, A Body Politic And Corporate And A Political Subdivision Of The State of South Carolina (hereinafter referred to as “Lessor”), and the CITY OF FLORENCE (hereinafter referred to as “Lessee”).

1. LEASED PREMISES. Subject to the terms and conditions set forth hereinafter, the Lessor hereby leases to the Lessee and the Lessee hereby rents from the Lessor that portion of the property of the Lessor which is described more particularly as follows:

   Commonly known as: 190 North Coit Street, Florence, SC 29501
   Tax Map No.: 90167-01-020

2. TERM OF LEASE. The term of the Lease shall commence upon execution of this Lease and shall continue for a period of one (1) year thereafter.

3. IMPROVEMENTS TO THE PREMISES. The Lessee shall make no improvements to the premises of the Lessor without the permission of the Lessor, which approval shall not be unreasonably withheld. Any improvements constructed on the premises by the Lessee shall remain the property of the Lessor at the termination of this Lease with the exception that furnishing and fixtures owned by or installed by the Lessee may be removed.

4. RENT. The rent shall be One ($1.00) Dollar per year. Receipt of all rent payments due hereunder is hereby acknowledged and accepted by Lessor, and no further payments are due.

5. OPTION TO RENEW. At the termination of the initial one (1) year period, the parties may renew the Lease year to year up to five (5) years in like written instrument, with the rentals based on the provisions of Paragraph 2 above.

6. EARLY TERMINATION. The Lessor or Lessee may terminate this Agreement by providing to the other party ninety (90) days written notice of termination of this Lease.

7. USE OF LEASED PREMISES. The Lessee is leasing this property solely for use as a police substation. The Lessee will observe and comply with all applicable laws, ordinances, orders and regulations prescribed by lawful authority having jurisdiction over the leased premises.

8. REPAIRS AND ALTERATIONS. The Lessee will be responsible for any repairs necessary to maintain the grounds and the building exterior, roof, plumbing, HVAC, electrical utilities and structural integrity of the building. The Lessee will provide for necessary maintenance and repairs on the premises and grounds, and all other improvements which become necessary as a result of Lessee’s uses of the facility. Lessee is hereby granted permission to
make minor modifications in compliance with SC and Florence County building codes to improve safety, building codes, and Americans with Disabilities Act compliance of the building.

9. **UTILITIES.** The Lessor shall not be obligated to furnish electricity, water, sewer, janitor service or any other utility or service necessary for Lessee. All utilities consumed on the leased premises shall be paid for by Lessee. Lessee is specifically prohibited from granting any permanent easement or ROW to any entity for any purpose, other than a temporary easement which must include provisions to terminate immediately whenever this Lease terminates for any reason.

10. **SIGNS.** The Lessee shall have the right to erect and maintain such sign or signs on the premises as may be permitted by applicable law.

11. **INDEMNIFICATION.** This Lease is made upon the express condition that the Lessor shall be free from all liabilities and claims for damages and suits for or by reason of any injury or injuries to any person or persons or property of any kind whatsoever, whether the person or property of Lessee, its agents or employees, assigns, or third persons, from any cause or causes whatsoever while in or upon the Property or any part thereof during the term of this Lease or occasioned by any occupancy or use of the Property or any activity carried on by Lessee in connection therewith, and Lessee hereby covenants and agrees, to indemnify and save harmless the Lessor from all liabilities, charges, expenses, including attorney’s fees and any and all costs associated on account of or by reason of any such injuries, liabilities, claims, suits or losses however occurring or damages arising out of the Lessee’s use and occupancy of the Property. The Lessee agrees hereby to indemnify and hold the lessor, its officials, employees, assigns, and agents harmless from any and all actions, demands, liabilities, claims, losses or litigation arising out of or connected with the Lessee’s occupancy or use of the premises to the extent allowed by the South Carolina Tort Claims Act and the Lessee’s coverage under its policy of insurance with the Insurance Reserve Fund.

12. **INSURANCE.** Lessee shall, during the entire term of this Lease, keep in full force and effect, policies of comprehensive liability insurance and fire and property damage at full replacement value. The Lessee shall secure and keep in force at its own expense during the term of this Lease tort liability insurance coverage as provided in the South Carolina Tort Claims Act in the amount of no less than $300,000.00 per person from a single occurrence and a limit of $600,000.00 as the total sum recovered arising out of a single occurrence regardless of the number of agencies or political subdivisions involved. The policy will defend and name the lessee as an additional insured on a primary basis for the operations under or incidental to this Lease. The insurance shall be with a company duly authorized to write and issue insurance policies in the State of South Carolina. A copy of the declaration page of the Policy or Certificate of Insurance shall be provided to the Lessor before the commencement of this Lease Agreement and annually thereafter.

13. **EMINENT DOMAIN.** In the event any condemnation by power of eminent domain is to such an extent that it is impracticable for Lessee to continue the operation of its business on the leased premises and Lessee elects to terminate the Lease, Lessee shall notify Lessor of its
election to terminate within ten (10) days after the official notice of condemnation is given to Lessee.

14. DEFAULT. As used in this Lease, the term, “event of default” shall mean any one of the following:

(a) the failure of the Lessee after receipt or demand from the Lessor to fulfill any duty or obligation imposed on the Lessee by this Lease;
(b) the failure of Lessee to provide a Certificate of Insurance or the declaration page of the policy in a timely manner.
(c) any use of the property deemed inappropriate by the Florence County Council.

Upon the happening of any “event of default,” the Lessor may, at its option, terminate this Lease and expel the Lessee; provided, however, that before the exercise of such option for failure to perform any condition imposed herein upon the Lessee, the Lessor shall give written notice of such event of default to the Lessee, which thereafter shall have thirty (30) days within which to remedy or correct such default. Lessor shall retain all remedies available to Lessor by law and through this Lease in any event of default.

15. IDENTITY OF INTEREST. The execution of this Lease or the performance of any act pursuant to the provisions hereof shall not be deemed or construed to have the effect of creating between Lessor and Lessee the relationship of principal and agent or of a partnership or of a joint venture and the relationship between them shall be and remain only that of Lessor and Lessee.

16. NOTICES AND REPORTS. Any notice, report, statement, approval, consent, designation, demand or request to be given and any option or election to be exercised by a party under the provisions of this Lease shall be effective only when made in writing and delivered (or mailed by registered or certified mail with postage prepaid) to the other party at the address given below, provided however that either party may designate a different address from time to time by giving the other party notice in writing of the change.

As to Lessor: Florence County Administrator 180 North Irby Street, MSC-G Florence, SC 29501

As to Lessee: City Manager City of Florence 180 North Irby Street, MSC-AA Florence, SC 29501

17. REMOVAL OF EQUIPMENT AND FIXTURES. All trade, furniture, fixtures and equipment on the leased premises are recognized to be the sole property of the Lessee and shall remain the Lessee’s property. During the term of the Lease and at the end of the Lease term, the Lessee may remove these items.
18. ENTIRE AGREEMENT. The Lease contains all of the understanding by and between the parties hereto relative to the leasing of the premises herein described, which may be amended, modified, altered, changed, revoked or rescinded in whole or in part only by like instrument signed by the parties hereto.

19. ASSIGNMENT AND SUBLETTING. The Lessee shall not assign this Lease or sublet the leased premises or any portion thereof, or otherwise transfer any right or interest hereunder without the prior written consent of the Lessor which consent shall not be unreasonably withheld. If the Lessor consents to the assignment, subletting or other transfer of any right or interest hereunder by the Lessee, such approval shall be limited to the particular instance specified in the consent and the Lessee shall not be relieved of any duty, obligation or liability under the provision of its Lease.

20. BINDING EFFECT. The terms and conditions of this Lease shall be binding on the parties hereto and their respective heir, successors, assigns and personal representatives.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the date and year first above written.

IN THE PRESENCE OF: Florence County, South Carolina
                      LESSOR:

By:__________________
    Richard A. Starks
    County Administrator

IN THE PRESENCE OF: City of Florence, South Carolina
                      LESSEE

By:__________________
    Drew Griffin
    City Manager
September 12, 2011

Mr. Kevin V. Yokim, CPA, CGFO
Florence County Finance Director
Florence County, SC

Dear Mr. Yokim,

Please accept this as confirmation that the City of Florence accepts leasing the property at 190 N. Coit under the following terms:

- The City will be responsible for all maintenance of the property, including maintaining the property in its current condition.
- The City will be responsible for all costs of the building, including any and all utility costs, as well as any other repair or replacement costs.
- The City will be responsible for the cost of tort and content insurance policies on this property and the tort policy must include Florence County as an additional insured on these policies.
- The City must be willing to vacate the property upon receiving a minimum 90 day written notice.
- Rent will be $1/year, and use will be limited to a Police Substation.

We sincerely appreciate your allowing us to lease this building. If we may be of service to you in return, please do not hesitate to call upon us.

Sincerely,

David N. Williams
City Manager
City of Florence
AGENDA ITEM: Second Reading - Ordinance No. 13-2011/12

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:
(An Ordinance Adopting And Enacting A New Code Of Ordinances Of The County Of Florence County, South Carolina; Establishing The Same; Providing For The Repeal Of Certain Ordinances Not Included Therein, Except As Herein Expressly Provided; Providing For The Manner Of Amending Such Code Of Ordinances; Providing A Penalty For The Violation Thereof; And Providing For The Effective Date Of This Ordinance.)

OPTIONS:
1. (Recommended) Approve Second Reading of Ordinance No. 13-2011/12.

ATTACHMENT:
Ordinance No. 13-2011/12.
COUNTY-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

(An Ordinance Adopting And Enacting A New Code Of Ordinances Of The County Of Florence County, South Carolina; Establishing The Same; Providing For The Repeal Of Certain Ordinances Not Included Therein, Except As Herein Expressly Provided; Providing For The Manner Of Amending Such Code Of Ordinances; Providing A Penalty For The Violation Thereof; And Providing For The Effective Date Of This Ordinance.)

WHEREAS:

The Florence County Code has been reformatted into the large page format and a recodification of the Code will simplify recordkeeping.

BE IT ORDAINED BY THE COUNTY COUNCIL DULY ASSEMBLED THAT:

Section 1. That the Code of Ordinances, consisting of chapters 1 to 30, each inclusive, is hereby adopted and enacted as the "Code of Ordinances of the County of Florence County, South Carolina," and shall be treated and considered as a new and original comprehensive ordinance which shall supersede the “Code of Ordinances of the County of Florence County, South Carolina”, adopted on December 5, 1978, as amended, in its entirety and all other general and permanent ordinances of the county passed on or before August 18, 2011 and, to the extent provided in section 2 hereof.

Section 2. That all provisions of such Code shall be in full force and effect from and after December 8, 2011, and all ordinances of a general and permanent nature of the County of Florence County, enacted on final passage on or before August 18, 2011, and not included in such Code or recognized and continued in force by reference therein are hereby repealed from and after December 8, 2011, except as hereinafter provided.

Section 3. That the repeal provided for in section 2 hereof shall not affect the following:

(a) Any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of this ordinance;

(b) Any ordinance or resolution promising or guaranteeing the payment of money for the county,
or authorizing the issuance of any bonds of the county or any evidence of the county's indebtedness, or any contract or obligations assumed by the county;

(c) The administrative ordinances or any resolutions of the county not in conflict or inconsistent with the provisions of such Code;

(d) Any appropriation ordinance or resolution;

(e) Any right or franchise granted by the council to any person, firm or corporation;

Nor shall such repeal be construed to review any ordinance or part of an ordinance that has been repealed by a subsequent ordinance which is repealed by this ordinance.

Section 4. That whenever in such Code an act is prohibited, or is made or declared to be unlawful or an offense or a misdemeanor by the council, or whenever in such Code the doing of any act is required or the failure to do any act is declared to be unlawful by the county council, and no specific penalty is provided therefor, the violation of any such provisions of such Code shall be punished by a fine or imprisonment, as provided in section 1-13 of such Code.

Section 5. That any and all additions and amendments to such Code when passed in such form as to indicate the intention of the county council to make the same a part thereof shall be deemed to be incorporated in such Code so that reference to the "Code of Ordinances of the County of Florence County, South Carolina," shall be understood and intended to include such additions and amendments.

Section 6. That in case of the amendment by the county council of any section of such Code for which a penalty is not provided, the general penalty as provided in section 1-13 of such Code shall apply to the section as amended; or in case such amendment contains provisions for which a penalty, other than the aforementioned general penalty is provided in another section in the same chapter, the penalty so provided in such other section shall be held to relate to the section so amended, unless such penalty is specifically repealed therein.

Section 7. That a copy of such Code shall be kept on file in the office of the Clerk to Council, preserved in loose leaf form, or in such other form as the Clerk of Council may consider most expedient. It shall be the express duty of the Clerk of Council, or someone authorized by him, to insert in their designated places all amendments, ordinances or resolutions which indicate the intention of the county council to make the same a part of such Code when the same have been printed or reprinted in page form, and to extract from such Code all provisions which may be repealed from time to time by the county council. This copy of such Code shall be available for all persons desiring to examine the same.

Section 8. That it shall be unlawful for any person to change or alter by additions or deletions, any part or portion of such Code, or to insert or delete pages or portions thereof, or to alter or tamper with such Code in any manner whatsoever which will cause the law of the County of Florence County to be misrepresented thereby. Any person violating this section shall be punished as provided in section 1-13 of the Code of Ordinances of the County of Florence County, South Carolina and in section 4 of this ordinance.
Section 9. That all ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed, except as noted elsewhere herein.

Section 10. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

Connie Y. Haselden, Council Clerk

SIGNED:

K. G. Rusty Smith, Jr., Chairman

Approved as to Form and Content

D. Malloy McEachin, Jr., County Attorney
AGENDA ITEM: Second Reading - Ordinance No. 14-2011/12

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:
(An Ordinance Authorizing MIT-RCF, LLC To Enter Into A Sublease With Progress Energy And Associated Investors With Regard To Tax Map Parcel No. 00167-031-131; And Other Matters Related Thereto.)

OPTIONS:
1. (Recommended) Approve Second Reading of Ordinance No. 14-2011/12.

ATTACHMENTS:
Ordinance No. 14-2011/12.
Sponsor(s) : County Council
First Reading/Introduction : October 20, 2011
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A
Public Hearing : November 17, 2011
Second Reading : November 17, 2011
Third Reading : 
Effective Date : Immediately

ORDINANCE NO. 14-2011/12

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

(An Ordinance Authorizing MIT-RCF, LLC To Enter Into A Sublease With Progress Energy And Associated Investors With Regard To Tax Map Parcel No. 00167-031-131; And Other Matters Related Thereto.)

WHEREAS:
1. Florence County currently leases to MIT-RCF, LLC property designated as Tax Map Parcel No. 00167-031-131 pursuant to a Lease Agreement dated November 9, 2009; and
2. MIT-RCF, LLC desires to enter into a sublease with Progress Energy and associated investors regarding the installation of a commercial solar photovoltaic system.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. MIT-RCF, LLC is authorized to enter into a sublease with Progress Energy and associated investors for the installation of a commercial solar photovoltaic system on property designated as Tax Map No. 00167-031-131 provided that the terms of this Ordinance are included.
2. MIT-RCF, LLC and associated investors, partners, assigns and agents will retain all responsibility for any damage or increased maintenance costs on the property and buildings thereon, associated with or resulting from installation and continued use of the commercial solar photovoltaic system and all costs for removal and restoration of the property should the panels be removed or abandoned for any reason.
3. MIT-RCF, LLC and associated investors, partners, assigns and agents shall retain the full liabilities noted herein and shall survive the original lease dated November 9, 2009 and any sublease entered.
4. The County Administrator is authorized to provide written approval for a sublease of said property to Progress Energy and associated investors, subject to review by the County Attorney, which shall not be unreasonably withheld.
5. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.
6. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

Connie Y. Haselden, Council Clerk

SIGNED:

K. G. Rusty Smith, Jr., Chairman
COUNCIL VOTE:

OPPOSED:

ABSENT:

Approved as to Form and Content
D. Malloy McEachin, Jr., County Attorney
AGENDA ITEM: Ordinance No. 15-2011/12
Introduction

DEPARTMENT: Planning and Building Inspections

ISSUE UNDER CONSIDERATION:
[An Ordinance To Amend The Florence County Comprehensive Plan Land Use Map For Property In Florence County Located At 900 E. Julip Lane, Florence, SC, As Shown On Florence County Tax Map No. 01812, Block 01, Parcel 001 Consisting of 7.80 Acres From Public Facility To Residential Preservation; And Other Matters Related Thereto.]
(Planning Commission approved 8-0: Council District 7)

POINTS TO CONSIDER:
1. The subject property is currently designated as Public Facility.
2. The Planning staff has requested a land use designation amendment to Residential Preservation to correct an original error.
3. This land use designation would better coordinate with the existing land uses surrounding this area.

OPTIONS:
1. (Recommended) Approve as Presented.

ATTACHMENTS:
1. Ordinance No. 15-2011/12
2. Resolution for PC#2011-17
3. Staff report for PC#2011-17
4. Aerial photograph
5. Comprehensive Land Use Plan Map
ORDINANCE NO. 15-2011/12

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

[An Ordinance To Amend The Florence County Comprehensive Plan Land Use Map For Property In Florence County Located At 900 E. Julip Lane, Florence, SC, As Shown On Florence County Tax Map No. 01812, Block 01, Parcel 001 Consisting of 7.80 Acres From Public Facility To Residential Preservation; And Other Matters Related Thereto.]

WHEREAS:

1. The Florence County Council must be satisfied that this Zoning Atlas amendment will not be injurious from a public health, safety and general welfare outlook and the effect of the change will not negatively impact the immediate environs or the County generally; and

2. The amendment procedure established in the Florence County Comprehensive Plan has been followed by the Florence County Planning Commission at a public hearing on October 25, 2011.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The Florence County Comprehensive Plan Land Use Map is hereby amended to change the designation for property in Florence County located at 900 E. Julip Lane, Florence, SC, as shown on Florence County Tax Map No. 01812, Block 01, Parcel 001 consisting of 7.80 acres from Public Facility to Residential Preservation.

2. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.

3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

Connie Y. Haselden, Council Clerk

ANNEXED AS TO FORM AND CONTENT

D. Malloy McEachin, Jr., County Attorney

SIGNED:

K. G. Rusty Smith, Jr., Chairman

COUNCIL VOTE:

OPPOSED:

ABSENT:
RESOLUTION FOR PC#2011-17
FLORENCE COUNTY PLANNING COMMISSION

[A Resolution Recommending A Comprehensive Plan Map Amendment To Change The Land Use Map Designation For Property In Florence County Located at 900 E. Julip Lane, Florence, SC From Public Facility to Residential Preservation As Referenced On The Agenda Map.]

WHEREAS:
1. The subject property designation as established by the Land Use Map of the Florence County Comprehensive Plan is Public Facility.
2. The applicant is proposing to change the designation to Residential Preservation.
3. Therefore, a change to the Comprehensive Plan Map Land Use Designation for this property is hereby recommended.

NOW THEREFORE BE IT RESOLVED BY THE FLORENCE COUNTY PLANNING COMMISSION DULY ASSEMBLED THAT:

1. A Resolution is hereby adopted to recommend that the Florence County Council vote to amend the Florence County Comprehensive Plan Map Land Use Designation for Property in Florence County located at 900 E. Julip Lane, Florence, SC measuring approximately 7.80 acres from Public Facility to Residential Preservation as referenced on the agenda map.

ATTEST:

Angie Thomas, Secretary II

SIGNED:

Peter M. Knoller, Chairman

COMMISSION VOTE: 8-0
OPPOSED: None
ABSENT: C. Cunha, T. Greene, K. Lowery
STAFF REPORT
TO THE
FLORENCE COUNTY PLANNING COMMISSION
OCTOBER 25, 2011
PC#2011-17
ORDINANCE NO. 15-2011/12

Subject: Comprehensive Plan Map Amendment to change the Land Use Map designation for property in Florence County located at 900 E. Julip Lane, Florence from Public Facility to Residential Preservation.

Location: 900 E. Julip Lane, Florence

Tax Map Number(s): 01812, Block 01, Parcel 001

Council District(s): 7; County Council

Applicant: Florence County Planning

Land Area: Approximately 7.80 Acres

Staff Analysis:
The property is currently designated as Public Facility according to the Comprehensive Plan Land Use map.

The applicant is proposing to change the designation to Residential Preservation.

Staff’s Justification/Reason for proposed amendment is to correct an original mistake or manifest error.

Comprehensive Land Use Plan Map Designation:
The proposal is to change the designation to Residential Preservation which protects and sustains existing low density single-family residential areas, including property values and amenities, and provide for the growth of suburban or developing rural areas consisting of single-family homes and their accessory uses.

Florence County Planning Commission Action-October 25, 2011:
The eight Planning Commission members present voted unanimously to adopt a resolution recommending that County Council amend the Comprehensive Plan Land Use Map.

Florence County Planning Commission Recommendation:
Florence County Planning Commission recommends approval of the request to Florence County Council to correct an original designation error to the Comprehensive Plan Land Use Map.
AGENDA ITEM: Ordinance No. 16-2011/12
Introduction

DEPARTMENT: Planning and Building Inspections

ISSUE UNDER CONSIDERATION:
[An Ordinance To Amend Florence County Code, Chapter 30. Zoning Ordinance, Section 30-311. – Definitions. Dwelling, Residential Designed Manufactured Home; And Other Matters Related Thereto.] (Planning Commission approved 8-0; Council Districts-All)

POINTS TO CONSIDER:
1. Periodic amendments need to be made to the Code to maintain accurate references; and
2. To stay abreast of advances in building technologies and systems; and
3. To maintain uniformity with State Laws and regulations.

OPTIONS:
1. (Recommended) Approve as Presented.

ATTACHMENTS:
1. Ordinance No. 16-2011/12-Proposed New
2. Ordinance No. 16-2011/12-Proposed New-Markup
3. Staff report for PC#2011-18
ORDINANCE NO. 16-2011/12

COUNCIL-Administrator Form of Government for Florence County

[An Ordinance To Amend Florence County Code, Chapter 30, Zoning Ordinance, Section 30-311. - Definitions. Dwelling, Residential Designed Manufactured Home; And Other Matters Related Thereto.]

WHEREAS:

1. Periodic amendments need to be made to the Code to maintain accurate references; and
2. To stay abreast of advances in building technologies and systems; and
3. To maintain uniformity with State Laws and regulations.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Florence County Code, Chapter 30, Zoning Ordinance, Section 30-311. - Definitions. Dwelling, Residential Designed Manufactured Home is hereby amended to read as follows:

   Section 30-311. - Definitions.

   Dwelling, residential designed manufactured home. A single-family dwelling built according to the Federal Manufactured Housing Construction and Safety Standards (Title 24, Code of Federal Regulations [CFR], Part 3280) HUD Code, which:

   a. Has a minimum width over 25 feet (multiple-section);
   b. Has a minimum of 1100 square feet of enclosed living area;
   c. Has a minimum 2.3:12 roof pitch; and has a type of shingle commonly used in standard residential construction;
   d. Is covered with an exterior material customarily used on site built homes, including vinyl or aluminum lap siding, wood, masonite, or other materials similar to the exterior siding commonly used in standard residential construction;
   e. Has a roof overhang of not less than six inches;
   f. Has an entry landing that conforms to the minimum requirement of the current edition of the SC State Residential Building Code.

2. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby
repealed.

3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

Connie Y. Haselden, Council Clerk

Approved as to Form and Content
D. Malloy McEachin, Jr., County Attorney

SIGNED:

K. G. Rusty Smith, Jr., Chairman

COUNCIL VOTE:

OPPOSED:

ABSENT:
ORDINANCE NO. 16-2011/12

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

[An Ordinance To Amend Florence County Code, Chapter 30. Zoning Ordinance, Section 30-311. – Definitions. Dwelling, Residential Designed Manufactured Home; And Other Matters Related Thereto.]

WHEREAS:

1. Periodic amendments need to be made to the Code to maintain accurate references; and
2. To stay abreast of advances in building technologies and systems; and
3. To maintain uniformity with State Laws and regulations.

NOW THEREFORE BE IT ORDAINED BY THE FLORENCE COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Florence County Code, Chapter 30. Zoning Ordinance, Section 30-311. – Definitions. Dwelling, Residential Designed Manufactured Home is hereby amended to read as follows:

Section 30-311. – Definitions.

Dwelling, residential designed manufactured home. A single-family dwelling built according to the Federal Manufactured Housing Construction and Safety Standards (Title 24, Code of Federal Regulations [CFR], Part 3280) HUD Code, which:

a. Has a minimum width over 26-25 feet (multiple-section);

b. Has a minimum of 990-1100 square feet of enclosed living area;

c. Has a minimum 32-3:12 roof pitch; and has a type of shingle commonly used in standard residential construction;

d. Is covered with an exterior material customarily used on site built homes, including vinyl or aluminum lap siding, wood, masonite, or other materials similar to the exterior siding commonly used in standard residential construction;

e. Has a roof overhang of not less than eight-six inches;

f. Has an entry landing that conforms to the minimum requirement of the current edition of the SC State Residential Building Code.
2. Provisions in other Florence County ordinances in conflict with this Ordinance are hereby repealed.

3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

ATTEST:

Connie Y. Haselden, Council Clerk

SIGNED:

K. G. Rusty Smith, Jr., Chairman

Approved as to Form and Content

D. Malloy McEachin, Jr., County Attorney

COUNCIL VOTE:

OPPOSED:

ABSENT:
STAFF REPORT
TO THE
FLORENCE COUNTY PLANNING COMMISSION
October 25, 2011
PC#2011-18 (All Jurisdictions)
ORDINANCE NO. 16-2011/12


APPLICANT: Florence County Planning Department

Staff Analysis:
As staff administers the regulations of the Zoning Ordinance of the Florence County Code and all the participating jurisdictions, periodic amendments need to be made to the Code to maintain accurate references, to stay abreast of advances in technologies and systems and to provide the most efficient and accurate customer service as possible to all the citizens of Florence County.

More than ten years ago, certain requirements were established within the definition of a residential designed manufactured home (doublewide) for placement in R-3 and R-5 zoning districts. Two of the requirements state the home must contain a 3:12 roof pitch and an 8-inch overhang before being placed on property.

Building Officials currently go to location and measure selected homes to assist the potential or current homeowner. The roof pitch of the homes usually measure between 2:12 and 3:12. Often they do not meet the 3:12 roof pitch requirement and require expensive custom modification to conform with the Code. The overhang usually measures between a 6-inch and 8-inch overhang. It has been found that these inconsistencies are driven by SCDOT height and width restrictions on transportation that push the roof pitch to less than the 3:12 pitch and the eight inch overhang requirement of the past.

Construction practices and techniques have significantly improved the final product of residential-designed manufactured homes over the last ten years. In fact, in 2001 the American Planning Association stated that “manufactured homes have become safer and more durable since the enactment of the HUD Code in 1976, and their appearance has improved significantly.”

Text Amendment Request:
Planning Department staff requests an amendment to the definition of residential designed manufactured home dwelling by modifying the current requirement from a 3:12 roof pitch to a 2.3:12 roof pitch and the 8-inch overhang to a 6-inch overhang.

The amendment to the text of the above-referenced definition shall read as follows with deletions and replacement of text by strikethrough and in bold.
Dwelling, residential designed manufactured home. A single-family dwelling built according to the Federal Manufactured Housing Construction and Safety Standards (Title 24, Code of Federal Regulations, Part 3280) HUD Code, which:

a. Has a minimum width over 20 feet (multiple-section);
b. Has a minimum of 900-1100 square feet of enclosed living area;
c. Has a minimum 3:12 roof pitch; and has a type of shingle commonly used in standard residential construction;
d. Is covered with an exterior material customarily used on site built homes, including vinyl or aluminum lap siding, wood, masonite, or other materials similar to the exterior siding commonly used in standard residential construction; and

e. Has a roof overhang of not less than eight-six inches; and

f. Has an entry landing that conforms to the minimum requirement of the current edition of the SC State Residential Building Code.

Florence County Planning Commission Action October 25, 2011:
The eight Planning Commission members present approved the request unanimously at the meeting held on Tuesday, October 25, 2011.

Florence County Planning Commission Recommendation:
The Planning Commission recommends approval of the text amendment to Florence County Council as presented.
AGENDA ITEM: Ordinance No. 17-2011/12
Introduction

DEPARTMENT: Planning and Building Inspections

ISSUE UNDER CONSIDERATION:
[An Ordinance To Approve A Use Variance For A Communications Tower For Property Located At 355 N. Country Club Rd., Lake City Shown On Florence County Tax Map No. 00142, Block 31, Parcel 048 And Zoned R-1, Single-Family Residential District; To Approve Related Text Amendments To The Florence County Code; And Other Matters Related Thereto]

ATTACHMENTS:
1. Ordinance No. 17-2011/12 (title only)
ORDINANCE NO. 17-2011/12

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR FLORENCE COUNTY

[An Ordinance To Approve A Use Variance For A Communications Tower For Property Located At 355 N. Country Club Rd., Lake City Shown On Florence County Tax Map No. 00142, Block 31, Parcel 048 And Zoned R-1, Single-Family Residential District; To Approve Related Text Amendments To The Florence County Code; And Other Matters Related Thereto]
AGENDA ITEM: Boards & Commissions
Howe Springs Board of Fire Control

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:
Howe Springs Volunteer Fire Company recommends William Hopkin Dillon for Seat 1 on the Howe Springs Board of Fire Control.

ATTACHMENTS:
1. A copy of the letter of request from Jonathan Sturkie, President, Howe Springs Volunteer Fire Company.
2. A copy of the current list of the Howe Springs Board of Fire Control.
Dear Ms Haselden:

On October 6, 2011, the members of The Howe Springs Volunteer Fire Company, by majority vote, voted to recommend Mr. William Hopkin Dillon for seat one (1) on the Board of Fire Control, Howe Springs Fire District Board. If you have any questions, please contact me and thanks for your attention in this matter.

Sincerely,

Jonathan Sturkie
President
Howe Springs Volunteer Fire Company

William Hopkin Dillon
3423 Ward Road
Effingham, SC 29541
843-992-5644 M
dillonhsf@yahoo.com
**BOARD OF FIRE CONTROL: HOWE SPRINGS FIRE DISTRICT**

**AUTHORITY:** ORDNANCE #11-87/88

**APPOINTED BY:** County Council

**MEMBERSHIP ROSTER**

Shall consist of five (5) members appointed by County Council; must be residents of the Howe Springs Fire District. Initial terms as follows: one for three years, one for two years and two for one year. Successors shall be appointed for four (4) years.

<table>
<thead>
<tr>
<th>SEAT</th>
<th>APPOINTEE</th>
<th>TERM TO EXPIRE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Wallace R. &quot;Rudy&quot; Lewis</td>
<td>9/2011</td>
</tr>
<tr>
<td></td>
<td>5601 Pamplico Highway</td>
<td>662-6012</td>
</tr>
<tr>
<td></td>
<td>Florence, SC 29505</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>Wayne Lawhon</td>
<td>9/2014</td>
</tr>
<tr>
<td></td>
<td>4818 South Irby Street</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Effingham, SC 29541</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>W. E. Liner</td>
<td>9/2013</td>
</tr>
<tr>
<td></td>
<td>800 E. Madeira Lane</td>
<td>665-7491</td>
</tr>
<tr>
<td></td>
<td>Florence, SC 29505</td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>George Rhames</td>
<td>9/2012</td>
</tr>
<tr>
<td></td>
<td>3117 Devon Road</td>
<td>662-2166</td>
</tr>
<tr>
<td></td>
<td>Florence, SC 29505</td>
<td></td>
</tr>
<tr>
<td>5</td>
<td>Billy Brown</td>
<td>9/2012</td>
</tr>
<tr>
<td></td>
<td>2509 Sage Road</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Effingham, SC 29541</td>
<td></td>
</tr>
</tbody>
</table>

Howe Springs Rural Fire District
2229 Howe Springs Road
Florence, SC 29505
AGENDA ITEM:  Boards & Commissions
Commission on Alcohol & Drug Abuse

DEPARTMENT:  County Council

ISSUE UNDER CONSIDERATION:
The Commission On Alcohol & Drug Abuse Requests The Reappointment Of Bishop Oscar Hardman To Seat 2, District 1 And James R. “Randy” McDonald To The At-Large Business Law Seat.
FLORENCE COUNTY COUNCIL MEETING
November 17, 2011

AGENDA ITEM: Boards & Commissions
              Pee Dee Workforce Investment Board

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:
Council Is Requested To Appoint Max Welch To Serve On The Pee Dee WIB, Replacing Jill Heiden Who Resigned.

ATTACHMENTS:
Correspondence from Joette R. Dukes, CGFO, Workforce Development Director
November 7, 2011

Mr. K.G. Smith, Jr., Chairman
Florence County Council
180 North Irby Street, MSC-G
Florence, SC 29501

Dear Mr. Smith:

We have received notification of Ms. Jill Heiden’s resignation from the Pee Dee Workforce Investment Board, effective August 2, 2011. As you are aware, Ms. Heiden represented Florence-Darlington Technical College on the Workforce Investment Board and her term is scheduled to expire on June 30, 2013.

Mr. Max Welch, Director of Continuing Education at Florence-Darlington Technical College, has previously served on the WIB, is currently serving as the Youth Council Chairman, and has expressed an interest in being reappointed to the WIB. Dr. Charles Gould, President of the College, has given his support to Mr. Welch’s nomination, should County Council deem it appropriate to do so.

If it is your pleasure to appoint Mr. Welch to complete the unexpired term of Ms. Heiden, please place it on your agenda for the next Council meeting. For our records, a written response as to the disposition of this matter would be greatly appreciated.

Thank you for your consideration of this matter. If you have any questions or require any additional information, please feel free to contact me.

Sincerely,

Joette R. Dukes, CGFO
Workforce Development Director
August 2, 2011

Ms. Joette Dukes  
Workforce Development Director
Pee Dee Regional Council of Governments  
PO Box 5719  
Florence, SC 29502

Dear Ms. Dukes,

Regretfully I must resign my position on the Pee Dee Workforce Investment Board of Directors. I truly believe in the mission of the Investment Board and have enjoyed serving on this Board for many years, but due to time constraints caused by all that is happening in the educational field, I find that many times I have to miss your meetings. I recognize the critical need to have board members who regularly attend and actively participate in meetings, off-site meetings and committees. It is because of my deep understanding of this need that I respectfully request that you find someone else who can serve you properly. Again, I regret that I must resign but believe it to be in the best interest of the Board.

With Warm Wishes for Continued Success,

Jill D. Heiden  
VP Institutional Advancement  
Florence-Darlington Technical College  
PO Box 100548  
Florence, S.C. 29502  
843-661-8003/office  
843-250-5820/mobile  
843-661-8011/Fax
October 10, 2011

Dr. Charles Gould, President  
Florence-Darlington Technical College  
P.O. Box 100548  
Florence, SC 29501-0548

Dear Dr. Gould:

We have received and accepted Ms. Jill Heiden’s resignation from the Pee Dee Workforce Investment Board, effective August 2, 2011. As you are aware, at your request, Ms. Heiden represented Florence-Darlington Technical College on the Workforce Investment Board.

Mr. Max Welch has previously served on the WIB, is currently serving as the Youth Council Chairman, and has expressed an interest in being reappointed to the WIB. We appreciate the contributions Mr. Welch has made to workforce development and are requesting your support of his reinstatement to fill the unexpired term of Ms. Jill Heiden.

Please respond in writing, by October 24, 2011, with your approval or disapproval of Mr. Welch’s reappointment. All WIB appointments must have the approval of Florence County Council before they become effective.

Thank you for your consideration of this matter. If you have any questions or require any additional information, please feel free to contact me.

Sincerely,

[Signature]
Joette R. Dukes, CGFO  
Workforce Development Director
November 4, 2011

Ms. Joette R. Dukes, CGFO
Workforce Development Director
Pee Dee Workforce Investment Board
P.O. Box 5719
Florence, SC 29502

Dear Ms. Dukes,

Florence-Darlington Technical College will endorse Max Welch to have a seat on the Workforce Investment Board and would request that his name be forwarded to Florence County Council for approval.

Sincerely,

Charles W. Gould
President

CWG/kml

Cc: Mr. Max Welch
AGENDA ITEM: Reports to Council
Monthly Financial Reports

DEPARTMENT: Administration

ISSUE UNDER CONSIDERATION:
Monthly financial reports are provided to Council for fiscal year 2012 through September 30, 2011 as an item for the record.

ATTACHMENTS:
Copies of the monthly financial reports.
## FLORENCE COUNTY GOVERNMENT
### GENERAL FUND
#### REVENUE & EXPENDITURE REPORT FY12
##### 7/1/11 TO 9/30/11

<table>
<thead>
<tr>
<th></th>
<th>BUDGETED REVENUE</th>
<th>YEAR-TO-DATE</th>
<th>REMAINING BALANCE</th>
<th>PCT</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>REVENUES</strong></td>
<td></td>
<td>ACTUAL REVENUE</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Taxes</td>
<td>33,750,554</td>
<td>27,665,868</td>
<td>6,084,686</td>
<td>18.03%</td>
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<tr>
<td>Licenses &amp; Permits</td>
<td>1,339,176</td>
<td>130,738</td>
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<td>90.24%</td>
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<tr>
<td>Fines &amp; Fees</td>
<td>3,183,380</td>
<td>520,367</td>
<td>2,663,013</td>
<td>83.65%</td>
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<tr>
<td>Intergovernmental</td>
<td>5,047,026</td>
<td>125,433</td>
<td>4,921,593</td>
<td>97.51%</td>
</tr>
<tr>
<td>Sales and Other Functional</td>
<td>5,445,905</td>
<td>797,639</td>
<td>4,648,267</td>
<td>85.35%</td>
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<tr>
<td>Miscellaneous</td>
<td>947,942</td>
<td>62,319</td>
<td>885,623</td>
<td>93.43%</td>
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<tr>
<td>Operating Transfers</td>
<td>(1,484,343)</td>
<td>-</td>
<td>(1,484,343)</td>
<td>100.00%</td>
</tr>
<tr>
<td>Use of Fund Balance</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>46,229,641</td>
<td>29,302,364</td>
<td>18,927,277</td>
<td>39.24%</td>
</tr>
</tbody>
</table>
### FLORENCE COUNTY GOVERNMENT
#### GENERAL FUND
#### REVENUE & EXPENDITURE REPORT FY12
##### 7/1/11 TO 9/30/11

<table>
<thead>
<tr>
<th>Category</th>
<th>Budgeted Expenditure</th>
<th>Actual Expenditure</th>
<th>Remaining Balance</th>
<th>PCT</th>
</tr>
</thead>
<tbody>
<tr>
<td>10-411-401 County Council</td>
<td>346,800</td>
<td>69,105</td>
<td>277,695</td>
<td>80.19%</td>
</tr>
<tr>
<td>10-411-402 Administrator</td>
<td>620,162</td>
<td>131,639</td>
<td>488,523</td>
<td>78.77%</td>
</tr>
<tr>
<td>10-411-403 Clerk of Court</td>
<td>1,805,403</td>
<td>424,012</td>
<td>1,381,391</td>
<td>76.51%</td>
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<tr>
<td>10-411-404 Solicitor</td>
<td>1,064,277</td>
<td>210,649</td>
<td>853,628</td>
<td>80.21%</td>
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<tr>
<td>10-411-405 Judge of Probate</td>
<td>498,075</td>
<td>109,015</td>
<td>390,060</td>
<td>78.16%</td>
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<tr>
<td>10-411-406 Public Defender</td>
<td>756,618</td>
<td>161,348</td>
<td>595,270</td>
<td>78.73%</td>
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<tr>
<td>10-411-407 Magistrates</td>
<td>2,158,294</td>
<td>467,679</td>
<td>1,690,615</td>
<td>78.33%</td>
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<tr>
<td>10-411-409 Legal Services</td>
<td>79,650</td>
<td>9,909</td>
<td>69,741</td>
<td>87.58%</td>
</tr>
<tr>
<td>10-411-410 Voter Registration &amp; Elections</td>
<td>463,240</td>
<td>102,198</td>
<td>361,042</td>
<td>77.94%</td>
</tr>
<tr>
<td>10-411-411 Finance</td>
<td>743,944</td>
<td>156,022</td>
<td>587,922</td>
<td>79.03%</td>
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<tr>
<td>10-411-412 Human Resources</td>
<td>330,297</td>
<td>74,248</td>
<td>256,049</td>
<td>77.52%</td>
</tr>
<tr>
<td>10-411-413 Procurement &amp; Vehicle Maintenance</td>
<td>589,575</td>
<td>108,549</td>
<td>481,026</td>
<td>81.59%</td>
</tr>
<tr>
<td>10-411-414 Administrative Services</td>
<td>380,624</td>
<td>68,734</td>
<td>311,890</td>
<td>81.94%</td>
</tr>
<tr>
<td>10-411-415 Treasurer</td>
<td>1,189,141</td>
<td>217,599</td>
<td>971,542</td>
<td>81.70%</td>
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<tr>
<td>10-411-416 Auditor</td>
<td>473,893</td>
<td>94,148</td>
<td>379,745</td>
<td>80.13%</td>
</tr>
<tr>
<td>10-411-417 Tax Assessor</td>
<td>1,260,644</td>
<td>252,542</td>
<td>1,008,102</td>
<td>80.28%</td>
</tr>
<tr>
<td>10-411-418 Planning and Building</td>
<td>2,064,406</td>
<td>372,791</td>
<td>1,681,615</td>
<td>81.85%</td>
</tr>
<tr>
<td>10-411-419 Complex</td>
<td>1,186,224</td>
<td>268,044</td>
<td>918,180</td>
<td>77.40%</td>
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<tr>
<td>10-411-420 Facilities Management</td>
<td>730,031</td>
<td>144,875</td>
<td>585,156</td>
<td>80.15%</td>
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<tr>
<td>10-411-427 Information Technology</td>
<td>1,234,124</td>
<td>346,501</td>
<td>887,623</td>
<td>71.82%</td>
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<td>10-411-446 Veteran's Affairs</td>
<td>146,090</td>
<td>25,468</td>
<td>120,622</td>
<td>82.57%</td>
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<tr>
<td>10-411-480 Senior Citizen Centers</td>
<td>327,736</td>
<td>36,867</td>
<td>290,869</td>
<td>88.75%</td>
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<tr>
<td>10-411-485 General Direct Assistance</td>
<td>204,648</td>
<td>27,419</td>
<td>177,229</td>
<td>86.60%</td>
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<tr>
<td>10-411-486 Contingency</td>
<td>203,510</td>
<td>595</td>
<td>202,915</td>
<td>99.71%</td>
</tr>
<tr>
<td>10-411-489 Employee Tort &amp; Blanket Bond</td>
<td>354,665</td>
<td>100,702</td>
<td>253,963</td>
<td>71.61%</td>
</tr>
<tr>
<td>10-421-421 Sheriff's Office</td>
<td>15,028,252</td>
<td>3,265,216</td>
<td>11,763,036</td>
<td>78.14%</td>
</tr>
<tr>
<td>10-421-422 Emergency Management</td>
<td>2,388,209</td>
<td>552,652</td>
<td>1,835,557</td>
<td>78.68%</td>
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<tr>
<td>10-421-481 Rural Fire Departments</td>
<td>15,140</td>
<td>1,034</td>
<td>14,106</td>
<td>93.17%</td>
</tr>
<tr>
<td>10-451-423 EMS</td>
<td>4,371,988</td>
<td>832,296</td>
<td>3,539,692</td>
<td>80.96%</td>
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<tr>
<td>10-451-424 Rescue Squads</td>
<td>388,035</td>
<td>23,105</td>
<td>364,930</td>
<td>94.05%</td>
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<tr>
<td>10-451-425 Coroner</td>
<td>276,786</td>
<td>55,484</td>
<td>221,302</td>
<td>80.11%</td>
</tr>
<tr>
<td>10-451-441 Health Department</td>
<td>80,834</td>
<td>24,354</td>
<td>56,480</td>
<td>69.91%</td>
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<tr>
<td>10-451-442 Environmental Services</td>
<td>725,508</td>
<td>142,905</td>
<td>582,603</td>
<td>80.30%</td>
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<td>10-451-485 Health Direct Assistance</td>
<td>14,502</td>
<td>-</td>
<td>14,502</td>
<td>100.00%</td>
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<tr>
<td>10-461-485 Welfare - MIAP &amp; DSS</td>
<td>459,075</td>
<td>87,933</td>
<td>351,142</td>
<td>79.97%</td>
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<td>10-471-451 Recreation</td>
<td>1,738,859</td>
<td>379,984</td>
<td>1,358,865</td>
<td>78.15%</td>
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<tr>
<td>10-471-455 County Library</td>
<td>3,523,757</td>
<td>782,437</td>
<td>2,741,320</td>
<td>77.80%</td>
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<tr>
<td>10-471-485 Museum Commission</td>
<td>5,000</td>
<td>-</td>
<td>5,000</td>
<td>100.00%</td>
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<tr>
<td>10-481-465 Literacy Council</td>
<td>4,515</td>
<td>-</td>
<td>4,515</td>
<td>100.00%</td>
</tr>
</tbody>
</table>

**TOTAL** | 48,229,641 | 10,148,039 | 38,081,602 | 78.96% |

Percent of Fiscal Year Remaining = 75.00%
### FLORENCE COUNTY

**BUDGET REPORT - OTHER FUNDS**

**CURRENT PERIOD: 7/1/11 TO 9/30/11**

<table>
<thead>
<tr>
<th>Account Number</th>
<th>Description</th>
<th>Budgeted Expenditure</th>
<th>Year to Date Current</th>
<th>Remaining Budgeted Year</th>
<th>Revenue</th>
<th>Year to Date Current</th>
<th>Remaining Revenue</th>
<th>Percent of Fiscal Year Remaining</th>
</tr>
</thead>
<tbody>
<tr>
<td>45</td>
<td>County Debt Service Fund</td>
<td>3,817,770</td>
<td>276,246</td>
<td>3,541,524</td>
<td>3,817,770</td>
<td>3,208,043</td>
<td>609,127</td>
<td>15.96%</td>
</tr>
<tr>
<td>112</td>
<td>Economic Development Partnership Fund</td>
<td>434,253</td>
<td>97,503</td>
<td>336,750</td>
<td>434,253</td>
<td>50,827</td>
<td>383,427</td>
<td>88.30%</td>
</tr>
<tr>
<td>123</td>
<td>Local Accommodations Tax Fund</td>
<td>2,473,875</td>
<td>834,875</td>
<td>1,639,000</td>
<td>2,473,875</td>
<td>551,140</td>
<td>1,922,735</td>
<td>77.72%</td>
</tr>
<tr>
<td>124</td>
<td>Local Hospitality Tax Fund</td>
<td>655,116</td>
<td>77,180</td>
<td>577,936</td>
<td>655,116</td>
<td>239,096</td>
<td>416,020</td>
<td>63.50%</td>
</tr>
<tr>
<td>131</td>
<td>District Utility Allocation Fund</td>
<td>2,409,871</td>
<td>59,064</td>
<td>2,350,807</td>
<td>2,409,871</td>
<td>2,027,871</td>
<td>382,000</td>
<td>15.85%</td>
</tr>
<tr>
<td>132</td>
<td>District Infrastructure Allocation Fund</td>
<td>1,719,884</td>
<td>100,115</td>
<td>1,619,769</td>
<td>1,719,884</td>
<td>1,404,884</td>
<td>315,000</td>
<td>18.32%</td>
</tr>
<tr>
<td>151</td>
<td>Law Library Fund</td>
<td>82,548</td>
<td>7,527</td>
<td>75,021</td>
<td>82,548</td>
<td>64,508</td>
<td>18,040</td>
<td>21.85%</td>
</tr>
<tr>
<td>153</td>
<td>Road System Maintenance Fee Fund</td>
<td>3,081,973</td>
<td>584,322</td>
<td>2,497,651</td>
<td>3,081,973</td>
<td>854,912</td>
<td>2,227,061</td>
<td>72.26%</td>
</tr>
<tr>
<td>154</td>
<td>Victim/Witness Assistance Fund</td>
<td>187,594</td>
<td>40,011</td>
<td>147,583</td>
<td>187,594</td>
<td>33,850</td>
<td>153,738</td>
<td>81.95%</td>
</tr>
<tr>
<td>421</td>
<td>Landfill Fund</td>
<td>4,114,470</td>
<td>715,481</td>
<td>3,398,989</td>
<td>4,114,470</td>
<td>145,570</td>
<td>3,968,600</td>
<td>96.45%</td>
</tr>
<tr>
<td>431</td>
<td>911 System Fund</td>
<td>453,632</td>
<td>55,571</td>
<td>398,061</td>
<td>453,632</td>
<td>117,498</td>
<td>336,134</td>
<td>74.10%</td>
</tr>
</tbody>
</table>

**TOTALS:**

<table>
<thead>
<tr>
<th>Budgeted Expenditure</th>
<th>Year to Date Current</th>
<th>Remaining Budgeted Year</th>
<th>Revenue</th>
<th>Year to Date Current</th>
<th>Remaining Revenue</th>
<th>Percent of Fiscal Year Remaining</th>
</tr>
</thead>
<tbody>
<tr>
<td>19,430,986</td>
<td>2,847,894</td>
<td>16,583,092</td>
<td>85.34%</td>
<td>19,430,986</td>
<td>8,699,104</td>
<td>10,731,882</td>
</tr>
</tbody>
</table>

Percent of Fiscal Year Remaining: 75.00%

331 Capital Project Sales Tax (Florence County Forward road projects) received and interest earned

*(See separate attachment for additional details)*

$90,140,608
## Florence County Council
### District Allocation Balances
#### September 30, 2011

<table>
<thead>
<tr>
<th>Council District #</th>
<th>Type of Allocation</th>
<th>Beginning Budget FY12</th>
<th>Commitments &amp; Current Year Expenditures</th>
<th>Current Available Balances</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Infrastructure</td>
<td>160,521.00</td>
<td>14,390.47</td>
<td>146,130.53</td>
</tr>
<tr>
<td></td>
<td>Paving</td>
<td>114,682.00</td>
<td>-</td>
<td>114,682.00</td>
</tr>
<tr>
<td></td>
<td>Utility</td>
<td>230,063.00</td>
<td>5,300.00</td>
<td>224,763.00</td>
</tr>
<tr>
<td></td>
<td>In-Kind</td>
<td>19,800.00</td>
<td>966.00</td>
<td>18,834.00</td>
</tr>
<tr>
<td>2</td>
<td>Infrastructure</td>
<td>35,946.00</td>
<td>20,940.46</td>
<td>15,005.54</td>
</tr>
<tr>
<td></td>
<td>Paving</td>
<td>149,032.00</td>
<td>-</td>
<td>149,032.00</td>
</tr>
<tr>
<td></td>
<td>Utility</td>
<td>35,883.00</td>
<td>5,300.00</td>
<td>31,583.00</td>
</tr>
<tr>
<td></td>
<td>In-Kind</td>
<td>19,800.00</td>
<td>166.00</td>
<td>19,634.00</td>
</tr>
<tr>
<td>3</td>
<td>Infrastructure</td>
<td>47,298.00</td>
<td>13,709.46</td>
<td>33,588.54</td>
</tr>
<tr>
<td></td>
<td>Paving</td>
<td>216,473.00</td>
<td>-</td>
<td>216,473.00</td>
</tr>
<tr>
<td></td>
<td>Utility</td>
<td>106,292.00</td>
<td>-</td>
<td>106,292.00</td>
</tr>
<tr>
<td></td>
<td>In-Kind</td>
<td>19,800.00</td>
<td>-</td>
<td>19,800.00</td>
</tr>
<tr>
<td>4</td>
<td>Infrastructure</td>
<td>244,251.00</td>
<td>21,935.70</td>
<td>222,315.30</td>
</tr>
<tr>
<td></td>
<td>Paving</td>
<td>250,893.00</td>
<td>-</td>
<td>250,893.00</td>
</tr>
<tr>
<td></td>
<td>Utility</td>
<td>55,127.00</td>
<td>20,000.00</td>
<td>33,127.00</td>
</tr>
<tr>
<td></td>
<td>In-Kind</td>
<td>19,800.00</td>
<td>-</td>
<td>19,800.00</td>
</tr>
<tr>
<td>5</td>
<td>Infrastructure</td>
<td>72,073.00</td>
<td>14,131.46</td>
<td>57,941.54</td>
</tr>
<tr>
<td></td>
<td>Paving</td>
<td>107,120.00</td>
<td>-</td>
<td>107,120.00</td>
</tr>
<tr>
<td></td>
<td>Utility</td>
<td>58,356.00</td>
<td>-</td>
<td>58,356.00</td>
</tr>
<tr>
<td></td>
<td>In-Kind</td>
<td>19,800.00</td>
<td>-</td>
<td>19,800.00</td>
</tr>
<tr>
<td>6</td>
<td>Infrastructure</td>
<td>257,655.00</td>
<td>12,890.46</td>
<td>244,764.54</td>
</tr>
<tr>
<td></td>
<td>Paving</td>
<td>211,994.00</td>
<td>-</td>
<td>211,994.00</td>
</tr>
<tr>
<td></td>
<td>Utility</td>
<td>307,311.00</td>
<td>-</td>
<td>307,311.00</td>
</tr>
<tr>
<td></td>
<td>In-Kind</td>
<td>19,800.00</td>
<td>-</td>
<td>19,800.00</td>
</tr>
<tr>
<td>7</td>
<td>Infrastructure</td>
<td>98,557.00</td>
<td>13,490.47</td>
<td>85,066.53</td>
</tr>
<tr>
<td></td>
<td>Paving</td>
<td>198,307.00</td>
<td>-</td>
<td>198,307.00</td>
</tr>
<tr>
<td></td>
<td>Utility</td>
<td>289,122.00</td>
<td>-</td>
<td>289,122.00</td>
</tr>
<tr>
<td></td>
<td>In-Kind</td>
<td>19,800.00</td>
<td>-</td>
<td>19,800.00</td>
</tr>
<tr>
<td>8</td>
<td>Infrastructure</td>
<td>193,030.00</td>
<td>40,833.33</td>
<td>152,226.67</td>
</tr>
<tr>
<td></td>
<td>Paving</td>
<td>49,922.00</td>
<td>-</td>
<td>49,922.00</td>
</tr>
<tr>
<td></td>
<td>Utility</td>
<td>61,176.00</td>
<td>60,000.00</td>
<td>1,176.00</td>
</tr>
<tr>
<td></td>
<td>In-Kind</td>
<td>19,800.00</td>
<td>-</td>
<td>19,800.00</td>
</tr>
<tr>
<td>9</td>
<td>Infrastructure</td>
<td>113,374.00</td>
<td>12,890.47</td>
<td>100,483.53</td>
</tr>
<tr>
<td></td>
<td>Paving</td>
<td>136,682.00</td>
<td>-</td>
<td>136,682.00</td>
</tr>
<tr>
<td></td>
<td>Utility</td>
<td>266,303.00</td>
<td>20,000.00</td>
<td>246,303.00</td>
</tr>
<tr>
<td></td>
<td>In-Kind</td>
<td>19,800.00</td>
<td>-</td>
<td>19,800.00</td>
</tr>
</tbody>
</table>

Infrastructure funds to be used for capital projects or equipment purchases. (See guidelines)
Paving funds to be used for paving or rocking roads. See guidelines in County code.
Utility funds to be used for water, sewer, stormwater, and any infrastructure fund projects.
In-Kind funds to be used for projects completed by the Public Works Department.
FLORENCE COUNTY FORWARD
CAPITAL PROJECT SALES TAX
As of September 30, 2011

<table>
<thead>
<tr>
<th>EXPENDITURES</th>
<th>Project Budget</th>
<th>Design or Engineering</th>
<th>Right of Way</th>
<th>Construction</th>
<th>Total Expended</th>
<th>Balance Unexpended</th>
<th>Budget % Expended</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pine Needles Road Widening</td>
<td>$17,676,768.00</td>
<td>$706,412.86</td>
<td>$1,223,779.18</td>
<td>$11,467,909.71</td>
<td>$13,398,101.75</td>
<td>$4,278,666.25</td>
<td>75.79%</td>
</tr>
<tr>
<td>US 378 Widening</td>
<td>$138,751,620.00</td>
<td>$3,702,206.07</td>
<td>$2,806,392.33</td>
<td>$244,763.76</td>
<td>$6,753,362.16</td>
<td>$131,998,257.84</td>
<td>4.87%</td>
</tr>
<tr>
<td>US 76 Widening</td>
<td>$31,641,621.00</td>
<td>$2,040,131.26</td>
<td>$351,429.04</td>
<td>$2,562.16</td>
<td>$2,391,222.46</td>
<td>$29,247,498.54</td>
<td>7.57%</td>
</tr>
<tr>
<td>TV Road Widening</td>
<td>$34,519,290.00</td>
<td>$1,448,126.03</td>
<td>$370,557.80</td>
<td>$1,625.53</td>
<td>$1,820,309.36</td>
<td>$32,698,980.64</td>
<td>5.27%</td>
</tr>
<tr>
<td>SC 51 Widening</td>
<td>$151,533,817.00</td>
<td>$1,053,379.16</td>
<td>$ -</td>
<td>$2,394.71</td>
<td>$1,055,773.87</td>
<td>$150,478,043.13</td>
<td>0.70%</td>
</tr>
<tr>
<td>US 301 Bypass Extension*</td>
<td>$73,464,146.00</td>
<td>$ -</td>
<td>$ -</td>
<td>$ -</td>
<td>$ -</td>
<td>$73,464,146.00</td>
<td>100.00%</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$447,587,262.00</strong></td>
<td><strong>$8,950,255.36</strong></td>
<td><strong>4,752,158.35</strong></td>
<td><strong>$11,719,255.87</strong></td>
<td><strong>$25,421,669.60</strong></td>
<td><strong>$422,165,592.40</strong></td>
<td><strong>5.68%</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>REVENUES</th>
<th>Revenue Budget</th>
<th>Received/Earned to Date</th>
<th>Balance To Be Rcvd/Earned</th>
<th>Balance % Rcvd/Earned</th>
</tr>
</thead>
<tbody>
<tr>
<td>Capital Project Sales Tax</td>
<td>$148,000,000.00</td>
<td>$84,901,901.47</td>
<td>$63,098,098.53</td>
<td>60.91%</td>
</tr>
<tr>
<td>Sales Tax Interest Earnings</td>
<td>$250,000,000.00</td>
<td>$5,238,706.11</td>
<td>$69,718,784.84</td>
<td>72.11%</td>
</tr>
<tr>
<td>Earned State SfB Fund Match</td>
<td>$398,000,000.00</td>
<td>$180,281,215.16</td>
<td>$132,816,883.37</td>
<td>67.95%</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$398,000,000.00</strong></td>
<td><strong>$270,421,822.74</strong></td>
<td><strong>$132,816,883.37</strong></td>
<td><strong>67.95%</strong></td>
</tr>
</tbody>
</table>

NOTE 1: Revenue Received/Earned to Date is as of September 30, 2011, since capital project sales tax is received from the state on a quarterly basis.

NOTE 2: Merchant collection of sales tax will conclude on April 30, 2014, unless total collections, excluding interest, exceed $148,000,000 prior to that date.

* US 301 is anticipated to be funded only partially.
AGENDA ITEM: Report to Council

DEPARTMENT: Administration
Finance

ISSUE UNDER CONSIDERATION:
Authorize the remittance of all solid waste household fees collected on the 2011 tax notices from the residential parcels located inside the City of Johnsonville directly to the City of Johnsonville, to be used for residential solid waste household service provision only, and direct the cessation of charging the solid waste household fee to residential parcels located inside the City of Johnsonville beginning in tax year 2012.

POINTS TO CONSIDER:
1. The City of Johnsonville has entered into a contract with Waste Management to begin residential curb-side trash pickup as of January 1, 2012. This contract includes all related tipping fees; therefore, it will no longer be necessary for the County to include the solid waste household fee on property tax bills inside Johnsonville City Limits beginning in tax year 2012.
2. The City of Johnsonville has also requested the County remit directly to the City all solid waste household fees collected inside city limits during tax year 2011.
3. Since these solid waste household fees were collected from residential properties for solid waste household service provision, this remittance should be restricted to this purpose only.

OPTIONS:
1. (Recommended) Approve as presented.
2. Provide an alternate directive

ATTACHMENT:
1. Letter from Scott Tanner, Johnsonville City Administrator
November 2nd, 2011

Mr. Richard Starks
Florence County Administrator
180 North Irby Street
Florence, SC 29501

RE: City of Johnsonville/Solid Waste Household Fee

Dear Mr. Starks:

As we’ve discussed, the City of Johnsonville has entered into a contract with Waste Management to begin residential curb-side trash pickup as of January 1st, 2012. As a result of this new agreement it will no longer be necessary for the County to include the Solid Waste Household Fee on Property Tax Bills beginning in tax year 2012, as our new arrangement includes all related tipping fees associated with disposal.

Johnsonville City Council unanimously approved the following motion in a regular council meeting on Nov. 1st, 2011.

"Motion requesting Florence County remit to the City of Johnsonville all Solid Waste Household Fee collections received from all properties inside Johnsonville City limits during Tax Year 2011 and to cease collecting this fee inside the City of Johnsonville beginning in Tax Year 2012.

I appreciate your assistance in this matter, and please let me know if I can provide additional support. I can be reached at (843)386-2069. Thank You.

Sincerely,

[Signature]
Scott Tanner/Administrator
City of Johnsonville

Cc: Kevin Yokim/Florence County Finance Director
FLORENCE COUNTY COUNCIL MEETING
November 17, 2011

AGENDA ITEM: Report to Council

DEPARTMENT: Civic Center

ISSUE UNDER CONSIDERATION:
Approve $3,665.62 For The Florence Civic Center For Excess Costs Incurred By The SC Dental Association’s Free Adult Dental Clinic Recently Held At The Civic Center From Line Item 010-411-488-000-8800, General Fund Contingency.

POINTS TO CONSIDER:
1. On August 26-27, the SC Dental Association (SCDA) held a free adult dental clinic (“South Carolina Dental Access Days”) at the Florence Civic Center and treated approximately 1,500 patients without health or dental insurance.
2. The Civic Center originally estimated the cost of the event to be approximately $6,000, which the Civic Center agreed to cover through a rental credit. Less than a week before the event, SCDA requested additional electrical service capacity, raising the cost of the event to over $13,000.
3. The Civic Center is requesting that Florence County and the City of Florence each cover half of the total excess cost of this event, with each funding $3,665.62.

OPTIONS:
1. (Recommended) Approve $3,665.62 For The Florence Civic Center For Excess Costs Incurred By The SC Dental Association’s Free Adult Dental Clinic Recently Held At The Civic Center From Line Item 010-411-488-000-8800, General Fund Contingency.
2. Provide An Alternate Directive

ATTACHMENT:
1. Invoice from Civic Center
FLORENCE CIVIC CENTER
3300 WEST RADIO DRIVE
FLORENCE, SC 29501

Voice: 843.679.9417
Fax: 843.679.9429

Sold To: Florence County

Customer ID: Florence County

<table>
<thead>
<tr>
<th>Quantity</th>
<th>Description</th>
<th>Extension</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>SC Dental Association - August 26-27, 2011</td>
<td>3,000.00</td>
</tr>
<tr>
<td></td>
<td>Rental Package</td>
<td>60.00</td>
</tr>
<tr>
<td></td>
<td>Receptionist</td>
<td>116.00</td>
</tr>
<tr>
<td></td>
<td>City Police Billed</td>
<td>3,250.00</td>
</tr>
<tr>
<td></td>
<td>Electrical Box</td>
<td>239.62</td>
</tr>
<tr>
<td></td>
<td>Electrical Cord</td>
<td>-3,000.00</td>
</tr>
<tr>
<td></td>
<td>Add: FCC Rental Contribution</td>
<td></td>
</tr>
</tbody>
</table>

Please call the Finance Department if you have any questions.

Please remit payment to:

FLORENCE CIVIC CENTER
3300 WEST RADIO DRIVE
FLORENCE, SC 29501

Federal Tax ID #
23-2511871

Payment Terms | Due Date
--- | ---
Net 10 Days | 9/5/11

Subtotal | 3,665.62
Sales Tax | 3,665.62
Total Invoice Amount | 3,665.62
Payment Received | 
Remaining Amount | 3,665.62
AGENDA ITEM: Report to Council

DEPARTMENT: Finance/Facilities

ISSUE UNDER CONSIDERATION:

Authorize The Acceptance Of Property Located At 419 South Dargan Street, Designated As Tax Map No. 90088-02-008 By Deed Of Gift From The Drs. Bruce And Lee Foundation.

POINTS TO CONSIDER:

1. The Foundation desires to convey the property to Florence County.
2. Conveyance of the property is contingent upon the County demolishing an existing structure and landscaping the area to improve the visual aspects of the Library.

OPTIONS:

1. *(Recommended)* Approve as presented.
2. Provide An Alternate Directive

ATTACHMENT:

Aerial photograph of subject property.
AGENDA ITEM: Other Business
Utility Project
Requested by Council District 6

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION:
Approve the expenditure of up to $6,000 from Council District 6 Utility Funding Allocation for a Water Line Extension on Renee Circle.

FUNDING SOURCE:

[ ] Infrastructure  [ ] Road System Maintenance  [XXX] Utility

Requested by Councilmember:
Signed: ____________________________
Russell W. Culberson

Date: __________

ATTACHMENTS:

Correspondence from the City of Florence

I, Connie Y. Haselden, Clerk to County Council, certify this item was approved by the Florence County Council at the above-referenced meeting, at which a majority of members were present.

Connie Y. Haselden, Clerk to Council
RENEE CIRCLE
WATER LINE EXTENSION
ECONOMIC FEASIBILITY ANALYSIS

COST

$23,000 X 1.00 = $23,000
TOTAL PRESENT WORTH OF COST

REVENUES

TAP FEES

2 X $2.670 = $5,340
PAID CUSTOMERS
(FY12 FEE)

9 X 0.6 X $2.670 X 0.6136 = $7,576
FUTURE CUSTOMERS
(FY12 FEE) (PV: 5%, 10-YR.)

WATER BILLINGS:

2 X $32.07 X 12 X 0.26 X 12.4622 = $2,398
PAID CUSTOMERS
(FY12 RATE) (PV: 8%, 20-YR.)

9 X 0.5 X $32.07 X 12 X 0.26 X 7.7217 X 0.6136 = $2,052
FUTURE CUSTOMERS
(FY12 RATE) (PV: 5%, 10-YR.)

TOTAL PRESENT WORTH OF REVENUES

$17,166

$17,166 / $23,000 = 0.75
TOTAL REVENUES / TOTAL COST

REVENUE / COST RATIO

If revenue / cost ratio is 1.0 or greater, recommend project.
If revenue / cost ratio is less than 1.0, reject project.

Note: The above analysis is designed to be used only as a guide
for the study of economic feasibility in the consideration
of the extension of water service to a prospective
customer(s) in the city's service area.

September 21, 2011
## RENEE CIRCLE
### WATER LINE EXTENSION

<table>
<thead>
<tr>
<th>Item</th>
<th>Description</th>
<th>Quantity</th>
<th>Unit Price</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>TIE TO EX. WATER LINE</td>
<td>1 EA</td>
<td>$1,000</td>
<td>$1,000</td>
</tr>
<tr>
<td>2</td>
<td>6&quot; PVC WATER LINE</td>
<td>950 LF</td>
<td>$10</td>
<td>$9,500</td>
</tr>
<tr>
<td>3</td>
<td>6&quot; GATE VALVE &amp; BOX</td>
<td>2 EA</td>
<td>$600</td>
<td>$1,200</td>
</tr>
<tr>
<td>4</td>
<td>FIRE HYDRANT (POST TYPE)</td>
<td>1 EA</td>
<td>$2,000</td>
<td>$2,000</td>
</tr>
<tr>
<td>5</td>
<td>3/4&quot; WATER SERVICES</td>
<td>11 EA</td>
<td>$400</td>
<td>$4,400</td>
</tr>
<tr>
<td>6</td>
<td>ASPHALT REPAIR</td>
<td>20 LF</td>
<td>$50</td>
<td>$1,000</td>
</tr>
<tr>
<td>7</td>
<td>EROSION CONTROL/STABILIZATION</td>
<td>1 LS</td>
<td>$1,000</td>
<td>$1,000</td>
</tr>
</tbody>
</table>

Estimated Construction Cost: $19,100  
Estimated Engineering: $3,900  
Estimated Project Cost: $23,000  

September 21, 2011
AGENDA ITEM: Other Business Utility Project Requested by Council District 7

DEPARTMENT: County Council

ISSUE UNDER CONSIDERATION: Approve the expenditure of up to $14,500 from Council District 7 Utility Funding Allocation for a Sewer Line Extension along the 200 block of Wilson Road.

FUNDING SOURCE:

_____ Infrastructure _____ Road System Maintenance XXX Utility

Requested by Councilmember:Signed:
Waymon Mumford

Date: __________

ATTACHMENTS:
Correspondence from the City of Florence

I, Connie Y. Haselden, Clerk to County Council, certify this item was approved by the Florence County Council at the above-referenced meeting, at which a majority of members were present.

Connie Y. Haselden, Clerk to Council
209 WILSON RD.
PROPOSED SEWER MAIN EXTENSION
ECONOMIC FEASIBILITY ANALYSIS

COST

\[ \$29,000 \times 1 = \$29,000 \]

TOTAL PRESENT WORTH OF COST \$29,000

REVENUES

TAP FEES

\[ 4 \times \$1,725 = \$6,900 \]

PAID CUSTOMERS

\[ 0 \times 0.5 \times \$1,750 \times 0.6139 = \$0 \]

OTHER CUSTOMERS

SEWER BILLINGS:

\[ 4 \times \$50.95 \times 12 \times 0.25 \times 12.4622 = \$7,619 \]

PAID CUSTOMERS

\[ 0 \times 0.5 \times \$35.70 \times 12 \times 0.25 \times \]

OTHER CUSTOMERS

\[ 7.7217 \times 0.6139 = \$0 \]

TOTAL PRESENT WORTH OF REVENUES \$14,519

\[ \frac{\$14,519}{\$29,000} = 0.50 \]

REVENUE / COST RATIO

IF REVENUE / COST RATIO IS 1.0 OR GREATER, RECOMMEND PROJECT
IF REVENUE / COST RATIO IS LESS THAN 1.0, REJECT PROJECT

NOTE: THE ABOVE ANALYSIS IS DESIGNED TO BE USED ONLY AS A GUIDE
FOR THE STUDY OF ECONOMIC FEASIBILITY IN THE CONSIDERATION
OF THE EXTENSION OF SEWER SERVICE TO A PROSPECTIVE
CUSTOMER(S) IN THE CITY'S SERVICE AREA

September 1, 2011
### 200 BLOCK WILSON RD. SEWER LINE EXT. COST EST.

<table>
<thead>
<tr>
<th>ITEM</th>
<th>Description</th>
<th>Quantity</th>
<th>Unit Price</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>8&quot; Gravity Sewer Line</td>
<td>235 lf</td>
<td>$50</td>
<td>$11,750</td>
</tr>
<tr>
<td>2</td>
<td>Manhole</td>
<td>1 ea</td>
<td>$2,500</td>
<td>$2,500</td>
</tr>
<tr>
<td>3</td>
<td>6&quot; Sewer Service</td>
<td>50 lf</td>
<td>$40</td>
<td>$2,000</td>
</tr>
<tr>
<td>4</td>
<td>4&quot; Sewer Service</td>
<td>70 lf</td>
<td>$25</td>
<td>$1,750</td>
</tr>
<tr>
<td>5</td>
<td>Cut &amp; Replace Pavement</td>
<td>48 lf</td>
<td>$50</td>
<td>$2,400</td>
</tr>
<tr>
<td>6</td>
<td>Driveway Cut &amp; Repair</td>
<td>15 lf</td>
<td>$25</td>
<td>$375</td>
</tr>
<tr>
<td>7</td>
<td>Resurface Wilson Rd.</td>
<td>270 sy</td>
<td>$13</td>
<td>$3,510</td>
</tr>
</tbody>
</table>

**Estimated Construction Cost** $24,285  
**Estimated Engineering** $4,715  
**Estimated Project Cost** $29,000

September 1, 2011
SITE MAP
200 BLOCK OF WILSON RD
SEWER EXTENSION
SEPTEMBER 1, 2011

1 inch = 100 feet