

**REGULAR MEETING OF THE FLORENCE COUNTY COUNCIL,
THURSDAY, APRIL 2, 2009, 9:00 A.M., COUNCIL CHAMBERS
ROOM 803, CITY-COUNTY COMPLEX, 180 N. IRBY STREET,
FLORENCE, 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
J. Ken Ard, Council Member
Alphonso Bradley, Council Member
James T. Schofield, Council Member
Richard A. Starks, County Administrator
James C. Rushton, III, County Attorney
Connie Y. Haselden, Clerk to Council

ALSO PRESENT:

Kevin Yokim, Finance Director
William H. Hoge, Planning Director
Robert Franks, IT Director
Ryon Watkins, EMS Director
Ray McBride, Library Director
Sheriff Kenney Boone
Barbara Coker, Sheriff's Office
Chuck Tomlinson, Morning News Staff Writer

A notice of the regular meeting of the Florence County Council appeared in the April 1, 2009 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 on the County's website (www.florenceco.org).

Chairman Smith called the meeting to order. Secretary-Chaplain Anderson gave the invocation and Vice Chairman Mumford led the Pledge of Allegiance to the American Flag. Chairman Smith welcomed everyone attending the meeting.

APPROVAL OF MINUTES:

Councilman Anderson made a motion Council approve the minutes of the March 5, 2009 regular meeting of County Council. Councilman Mumford seconded the motion, which was approved unanimously.

PUBLIC HEARINGS:

No Public Hearings were required or scheduled.

APPEARANCES:

RESIDENTS OF THE TOWN OF SCRANTON

Mrs. Ernestine Haselden, on behalf of a group of residents from the Town of Scranton appeared before Council to request the enactment of an ordinance banning pit bull type dogs Countywide.

SOUTHSIDE MIDDLE SCHOOL (GIFTED AND TALENTED)

Brian S. Harvey, Gifted and Talented Education, along with students Kayley Green, Emily Nance, Aliyah Roberts, Jamie Thomas, and Jeremy Romanayzyn, appeared before Council to provide a presentation on Breed Specific Legislation and state opposition to any such legislation.

LINDA D. WITOUSKI, AKC JUDGE & DELEGATE

Ms. Witouski appeared before Council to discuss Breed Specific Legislation and to state opposition to any such legislation.

COMMITTEE REPORTS:

There were no reports.

PROCLAMATIONS:

MARCH 2009 DISABILITIES AWARENESS MONTH

The Clerk published the title of the Proclamation: A Proclamation Proclaiming March 2009 Disabilities Awareness Month. Councilman Ard made a motion Council approve the Proclamation as presented. Councilman Rodgers seconded the motion, which was approved unanimously.

WEEK OF THE YOUNG CHILD

Councilman Mumford requested Council's consideration of a Proclamation Recognizing and Supporting the Efforts of North Vista Elementary School as They Celebrate the Week of April 5 – 9 as the Week of the Young Child 2009 as an addition to the Agenda. There were no objections to the item being added to the Agenda. Councilman Mumford made a motion Council approve the Proclamation. Councilman Culberson seconded the motion, which was approved unanimously.

RESOLUTIONS:

RESOLUTION NO. 14-2008/09

Chairman Smith published the title of Resolution No. 14-2008/09: A Resolution Authorizing Amendment of South Carolina Department of Commerce (DOC) Coordinating Council for Economic Development Set Aside and Governor's Closing Fund Grant Amounts Stated in the Memorandum of Understanding (MOU) Effective May 15, 2008 and Approved by Council in Resolution No. 27-2007/08 for the Heinz Project (Formerly Project Gateway). Councilman Mumford made a motion Council approve the Resolution as presented. Councilman Culberson seconded the motion, which was approved unanimously.

ORDINANCES IN POSITION:

ORDINANCE NO. 20-2008/09 – THIRD READING

The Clerk published the title of Ordinance No. 20-2008/09: An Ordinance To Adopt A New Community Facilities Element For The Florence County/Municipal Comprehensive Plan In Accordance With The 1976 South Carolina Code Of Laws, As Amended, Title 6, Chapter 29, Section 510. Councilman Schofield made a motion Council approve third reading of the Ordinance. Councilman Ard seconded the motion, which was approved unanimously.

ORDINANCE NO. 21-2008/09 – THIRD READING

The Clerk published the title of Ordinance No. 21-2008/09: An Ordinance To Zone Properties Owned By Sylvia J. Ray, Sally R. Taylor, Elvin G. And Molly C. Price Located On E. McIver Road, Florence County To RU-1, Rural Community District Shown On Florence County Tax Map No. 00175, Block 1, Parcels 26, 27, 39, And 124 Consisting Of 21.878 Acres. Councilman Mumford made a motion Council approve third reading of the Ordinance. Councilman Culberson seconded the motion, which was approved unanimously.

ORDINANCE NO. 22-2008/09 – THIRD READING

The Clerk published the title of Ordinance No. 22-2008/09: An Ordinance To Zone Properties Owned By Yvonne Jones Etal, Phillip R. Sandifer, Hilda And Latonya D. Jackson, Catherine E. Sandifer, Willow D. Sandifer Etal, Gloria Sandifer, Odell Spears, Gloria G. And June G. Sandifer, Robert Dukes, W. R. Sandifer, Sr., Phillip R. Sandifer, Sr., John W. And William H. Clarke, Jr., Sylvester L. And Lillie A. King, Kenneth W. Sallenger, Jr., Etal C/O J. W. Sallenger, Elizabeth T. Clarke, St. Jude Church Of Jesus Located On E. McIver Road And E. Old Marion Hwy, Quinby To R-1, Single-Family Residential District, RU-1, Rural Community District And B-3, General Commercial District Shown On Florence County Tax Map No. 00175, Block 1, Parcels 37, 40, 106, 107, 108 and Tax Map No. 00176, Block 1, Parcels 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 29, 32, 36, 37, 45, 46, And 52 Consisting Of 215.03 Acres. Councilman Mumford made a motion Council approve third reading of the Ordinance. Councilman Bradley seconded the motion, which was approved unanimously.

ORDINANCE NO. 23-2008/09 – INTRODUCED

The Chairman published the title of Ordinance No. 23-2008/09 and declared the Ordinance introduced: An Ordinance To Adopt The Administrative Procedures For The Florence County Comprehensive Plan In Accordance With The 1976 South Carolina Code Of Laws, As Amended, Title 6, Chapter 29, Section 510

ORDINANCE NO. 24-2008/09 – INTRODUCED

The Chairman published the title of Ordinance No. 24-2008/09 and declared the Ordinance introduced: An Ordinance To Amend Section 30-113 Of The Florence County Code Of Ordinances To Provide Consistent Application Of The Requirements Regarding Tattoo Facilities.

ORDINANCE NO. 25-2008/09 – INTRODUCED

The Chairman published the title of Ordinance No. 25-2008/09 and declared the Ordinance introduced: An Ordinance To Amend Florence County Code, Chapter 5, Ambulance Services, In Its Entirety To Establish Procedures Relating To Private Ambulance Services And Other Matters Relating Thereto.

ORDINANCE NO. 26-2008/09 – INTRODUCED

The Chairman published the title of Ordinance No. 26-2008/09 and declared the Ordinance introduced: An Ordinance To Amend Sections: 30-30. Table III: Zoning Setbacks; 30-111. Development Standards For Unzoned Areas; 30-202. Table VIII Number, Dimension, And Location Of Permitted Signs By Zoning District; 30-246. Accessory Buildings And Uses; And Other Matters Relating Thereto.

APPOINTMENTS TO BOARDS AND COMMISSIONS:

FLORENCE COUNTY MUSEUM BOARD

Council Unanimously Approved The Following Appointments To The Florence Museum Board: Ben Zeigler, Representing Council District 5, and Dr. Fred Carter, Representing Council District 8, With Appropriate Expiration Terms.

REPORTS TO COUNCIL:

ADMINISTRATION

MONTHLY FINANCIAL REPORTS

Monthly Financial Reports Were Provided To Council For Fiscal Year 2009 Through February 28, 2009 As An Item For The Record.

LIBRARY SECURITY

Chairman Smith Deferred The Addition Of Two (2) Deputy Sheriff I – Library Resource Officer Positions (Grade 13) To The County Pay Plan At A Cost Of \$20,000 For The Remainder Of The 2008/2009 Fiscal Year, To Be Funded With Existing Budget Savings In The Library Budget, Pending Clarification On Questions By Members Of Council.

EMERGENCY MANAGEMENT

PURCHASE OF PROPERTY

Councilman Ard made a motion Council Authorize The Purchase Of Property Consisting Of 38.25 Acres, Located At 3030 Cash Road, Johnsonville And Designated As Tax Map No. 00415-02-026 For \$139,500 And Authorize The County Administrator To Proceed, Subject To Review By The County Attorney. Councilman Schofield seconded the motion, which was approved unanimously.

INFORMATION TECHNOLOGY DEPARTMENT

DECLARATION AND DONATION OF SURPLUS PROPERTY

Councilman Kirby made a motion Council Declare Computer Equipment As Surplus Property And Allow For Said Property To Be Donated To The Town Of Timmons ville For Daily Operations. Councilman Rodgers seconded the motion, which was approved unanimously.

PLANNING AND BUILDING INSPECTIONS DEPARTMENT

MORATORIUM REGARDING PORTABLE SIGNS

Councilman Kirby made a motion Council Adopt A One-Year Moratorium On The Enforcement Of The Portable Sign Regulation Section 30-202 And 30-205, Including Table VII, Of The Florence County Code Of Ordinances, Pending Consideration By County Council To Revise The Regulations, And Further Directing That These Regulations Be Referred To The Public Services And County Planning Committee To Provide Guidance On The Matter, Subsequently Referring The Regulation To The Planning Commission For Consideration Of Any Proposed Revisions Through Routine Procedures. Councilman Mumford seconded the motion, which was approved unanimously.

PROCUREMENT DEPARTMENT

AWARD BID #26-08/09

Councilman Anderson made a motion Council Award Bid #26-08/09 For The General Cage Banks (cat cages) For The New Animal Control Facility To General Cage, LLC, Elwood, IN, In The Amount Of \$24,699.81. Councilman Mumford seconded the motion, which was approved unanimously.

AWARD BID #30-08/09

Councilman Ard made a motion Council Award Bid #30-08/09 For One (1) Water Truck For Florence County Public Works Department To Carolina International Trucks, Florence, SC In The Amount Of \$106,942.41. Councilman Rodgers seconded the motion, which was approved unanimously.

AWARD BID #31-08/09

Councilman Kirby made a motion Council Award Bid #31-08/09 For One (1) Street Sweeper For Florence County Public Works Department To Carolina Industrial Equipment, Charlotte, NC, In The Amount Of \$194,795.00. Councilman Rodgers seconded the motion. There being no objection, Jody Moses with Carolina Industrial Equipment, Charlotte, NC was allowed to comment on this item. After some discussion on this matter, Councilman Kirby withdrew the motion and Councilman Rodgers withdrew the second. There being no objection, this item was deferred to the April 16, 2009 meeting and the Public Works Director was requested to be present to discuss.

AWARD BID #32-08/09

Councilman Mumford made a motion Council Award Bid #32-08/09 For The Construction And Installation Of Inmate Beds At The Florence County Detention Center To Bob Barker Co., Fuquay Varina, NC In The Amount Of \$12,409.20 To Be Funded From FY09 Detention Center Budget. Councilman Bradley seconded the motion, which was approved unanimously.

AWARD BID #34-08/09

Councilman Bradley made a motion Council Award Bid #34-08/09 For The Paving Of Briarcliff Drive And Memory Lane In The Amount Of \$36,939.54 To Palmetto Corporation Of Conway, SC. (District 3 RSMF Funds Previously Approved.) Councilman Kirby seconded the motion, which was approved unanimously.

AWARD BID #36-08/09

Councilman Ard made a motion Council Award Bid #36-08/09 For The Resurfacing Of Hurst Street In The Amount Of \$9,206.25 To Palmetto Corporation Of Conway, SC To Be Funded By CTC Funds Under CPCN #38542. Councilman Rodgers seconded the motion, which was approved unanimously.

AWARD BID #37-08/09

Councilman Rodgers made a motion Council Award Bid #37-08/09 For The Splash Pad Deck Refurbishment At Lynches River County Park To Strickland Waterproofing Company, Charlotte, NC In The Amount Of \$34,920. Councilman Mumford seconded the motion, which was approved unanimously. Councilman Ard requested Council be provided updated 2008 end-of-season information on the use of the Splash Pad.

DECLARATION OF SURPLUS PROPERTY

Councilman Kirby made a motion Council Declare Various Computer Equipment As Surplus Property And Authorize Disposal By Global Investment Recovery, Inc. In An Amount Not To Exceed \$3,500 To Be Funded From General Fund Contingency. Councilman Ard seconded the motion, which was approved unanimously.

JAIL SIREN SYSTEM

Councilman Rodgers made a motion Council Approve The Purchase Of A Jail Siren System To Provide Notification To Citizens Living Within An Approximate Five Mile Radius Of The Florence County Law Enforcement Center Of A Potential Emergency In The Amount Of \$20,560 To Be Funded From FY09 General Fund Contingency. Councilman Mumford seconded the motion, which was approved unanimously.

SHERIFF'S OFFICE

DECLARATION OF SURPLUS PROPERTY

Councilman Mumford made a motion Council Declare One (1) Glock G-26 9 mm Handgun, Serial Number MZM800, And One (1) Glock G-17, Serial Number CTC56us, As Surplus Property Of The Florence County Sheriff's Office And Award To Retiring Employees. Councilman Kirby seconded the motion, which was approved unanimously.

GRANT APPLICATION US DEPARTMENT OF JUSTICE

Councilman Rodgers made a motion Council Approve A Grant Application For Funding In The Amount Of \$199,960 Under The Fiscal Year 2010 Community Oriented Policing Services (COPS) Hiring Recovery Program Through The United States Department Of Justice To Provide For The Personnel Costs Of Five Additional Patrol Deputies For The Florence County Sheriff's Office. Councilman Anderson seconded the motion, which was approved unanimously.

GRANT APPLICATION US DEPARTMENT OF JUSTICE

Councilman Ard made a motion Council Approve A Grant Application To The United States Department Of Justice Edward Byrne Memorial JAG Local Solicitation Recovery Program In The Amount Of \$272,523 To Provide Start-Up/Capital For Two (2) Library Deputies And Five (5) Additional Patrol Deputies For The Florence County Sheriff's Office. Councilman Schofield seconded the motion, which was approved unanimously.

OTHER BUSINESS:

INFRASTRUCTURE FUND

ANIMAL CONTROL FACILITY

Councilman Anderson made a motion Council Approve The Expenditure Of Up To \$4,000.00 From Council District 9 Infrastructure Funding Allocations For MBC Stone, Grass Sod And Grass Seed For The New Animal Control Facility In Effingham, SC. Councilman Rodgers seconded the motion, which was approved unanimously.

ROAD SYSTEM MAINTENANCE FEE (RSMF) FUND

IVY LANE, QUINBY, SC

Councilman Bradley made a motion Council Approve The Expenditure Of Up To \$28,000.00 From Council District 3 RSMF Funding Allocation To Re-Surface Ivy Lane In Quinby, SC. Ivy Lane Is In The Florence County Road System. Councilman Anderson seconded the motion, which was approved unanimously.

MAGNOLIA STREET, QUINBY, SC

Councilman Bradley made a motion Council Approve The Expenditure Of Up To \$20,000.00 From Council District 3 RSMF Funding Allocation To Re-Surface Magnolia Street In Quinby, SC. Magnolia Street Is In The SCDOT Road System. Councilman Rodgers seconded the motion, which was approved unanimously.

The following item was approved as an addition to the agenda:

UTILITY FUND:

SAM HARRELL ROAD DRAINAGE PROJECT

Councilman Mumford made a motion Council Approve The Expenditure Of Funds From Council District 7 Utility Funding Allocation In An Amount Up To \$4,536.33 For Palmer Work Release Center Costs And Required Tools, Etc. For Workers To Complete The Sam Harrell Road Drainage Project. Councilman Kirby seconded the motion, which was approved unanimously.

COUNCILMAN KIRBY

Councilman Kirby asked that a letter be drafted to the Senators regarding Council's position on the Local Government Fund. Chairman Smith asked the County Administrator to follow-up on the matter.

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

COUNCIL MEETING ADJOURNED AT 10:34 A.M.