REGULAR MEETING OF THE FLORENCE COUNTY COUNCIL, THURSDAY, FEBUARY 18, 2010, 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:

Carlie Gregg, Public Works Director
Kevin V. Yokim, Finance Director
Robert Franks, IT Director
Ryon Watkins, EMS Director
Kevin Griffin, Planning & Building Department Director
Ray McBride, Library Director
David Alford, Voter Recreation/Elections Director
Sheriff Kenney Boone
Barbara Coker, Sheriff Office
Chuck Tomlinson, Morning News Staff Writer

A notice of the regular meeting of the Florence County Council appeared in the February 17, 2010 edition of the <u>MORNING NEWS</u>. 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 (<u>www.florenceco.org</u>).

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.

APPROVAL OF MINUTES:

Councilman Anderson made a motion Council approve the minutes of the January 14, 2010 regular meeting of County Council. Councilman Rodgers seconded the motion, which was approved unanimously.

PUBLIC HEARINGS:

There were no public hearings required, scheduled, or held.

APPEARANCES:

SHERIFF KENNEY BOONE

Chairman Smith recognized Sheriff Kenney Boone, Who Announced That The Law Enforcement Complex Installed An Alarm To Alert Residents Of The Escape Of An Inmate. The Alarm Was Scheduled To Be Tested At 10 A.M. Today And Would Be Tested For 60 Seconds Every Third Thursday Of The Month At 10 A.M.

HOLLY YOUNG BEAUMIER, DIRECTOR – FLORENCE CVB

Mrs. Beaumier, Director Of The Florence Convention & Visitors Bureau (CVB) Provided Council With A Presentation Regarding A Regional Tourism Product Development Plan As It Relates To Florence County. Mrs. Beaumier stated several other counties experienced a decrease in accommodations tax receipts but Florence County experienced an increase of 1.7%.

MAYOR STEVE DUKES - CITY OF JOHNSONVILLE

Mayor Dukes Appeared Before Council To Discuss Possible Funding Of A Tourism Project For The City Of Johnsonville. Mayor Dukes unveiled a model of a statue that was being prepared to mark a historical trail in the Johnsonville area in honor of Francis Marion, the "Swamp Fox." He requested Council's consideration of partnering with the City of Johnsonville on the project.

SHARON M. TAYLOR

Mrs. Taylor Appeared Before Council To Request Favorable Consideration Of The Rezoning Requests for 3508 and 3514 James Turner Road (Ordinance No. 26-2009/10 and Ordinance No. 27-2009/10).

KEVIN V. YOKIM – FINANCE DEPARTMENT DIRECTOR

Mr. Yokim Appeared Before Council To Announce An Award By The South Carolina Counties Workers' Compensation Trust (SCCWCT) To Florence County. Florence County Earned The 2009 Outstanding Safety Achievement Award, As A Direct Result Of The Work Of The Vehicle Collision Review Board (A 6 Member Board Comprised Of Billy Sweat, Co-Chair - Central Dispatch, John Lee McWhite, Co-Chair - Public Works, Mike Owens - Recreation, Eddie Parnell - EMS, Genevieve Eaddy - Magistrate Office, and Jeff Thomas - Planning Department), As Well As Tony Lewis, the Florence County Risk Manager and His Staff Person, Wendy Harrell. Councilman Mumford (Who Serves On The SCCWCT Board) Commended Tony Lewis, the VCR Board, staff, and County Administrator Richard Starks For A Job Well Done In Improving Safety. He Stated When the SCCWCT Board Reviewed Information On All 46 Counties Across The State that Florence County Had Made a Tremendous Improvement. As a Result, Insurance Rates Would Be Reduced Thanks To The Improved Safety Measures The County Implemented.

COMMITTEE REPORTS:

COMMITTEE ON PUBLIC SERVICE & COUNTY PLANNING

Committee Chairman Schofield Stated The Committee Met Prior To The Regular Meeting To Discuss Ordinance No. 13-2009/10 (Abatement Of Unsafe Structures) And Voted To Move The Amended Ordinance To The County Council Agenda For Third Reading Consideration At The March 18th Meeting.

RESOLUTIONS:

RESOLUTION NO. 16-2009/10

The Clerk published the title of Resolution No. 16-2009/10: A Resolution Authorizing The Submission Of An Application To The Office Of Senator Lindsey Graham For A FY2011 Appropriation Request To Provide Mobile Data Units (MDU) To Allow Access To The National Database And Other Information Systems And To Provide Motorcycles To Assist With Drug Interdiction Along I-95 And For Escort Duties; And Authorize The County Administrator To Increase The Fleet. Councilman Mumford made a motion Council approve the Resolution as presented. Councilman Schofield seconded the motion, which was approved unanimously.

RESOLUTION NO. 17-2009/10

The Clerk published the title of Resolution No. 17-2009/10: A Resolution Making Application To The State Budget And Control Board Of South Carolina For Approval Of The Issuance By Florence County, South Carolina, Of Special Source Revenue Bonds (H.J. Heinz, Monster, And MIT Project) In One Or More Series Of Bonds, Pursuant To The Provisions Of Title 4, Chapter 29 Of The Code Of Laws Of South Carolina 1976, As Amended, In The Principal Amount Of Not Exceeding \$3,000,000. Councilman Culberson made a motion Council approve the Resolution as presented. Councilman Rodgers seconded the motion, which was approved unanimously.

RESOLUTION NO. 18-2009/10

The Clerk published the title of Resolution No. 18-2009/10: A Resolution Authorizing The Submission Of An Application To The South Carolina Department Of Public Safety For A FY2011 Office Of Highway Safety Grant To Enhance The Five Member P.A.C.E. Team And Patrol Capabilities In An Effort To Reduce Speeding, Reduce DUI, And Prevent Traffic Collisions, Injuries And Fatalities In Florence County. Councilman Mumford made a motion Council approve the Resolution as presented. Councilman Bradley seconded the motion, which was approved unanimously.

RESOLUTION NO. 19-2009/10

The Clerk published the title of Resolution No. 19-2009/10: A Resolution Authorizing The Submission Of An Application To The Office Of Congressman James E. Clyburn For A FY2011 Funding Allocation To Provide Advanced Firewall Protection For The County Computer Network System To Assist With The Prevention Of Viruses And Attacks By Outside Sources. Councilman Rodgers made a motion Council approve the Resolution as presented. Councilman Mumford seconded the motion, which was approved unanimously.

ORDINANCES IN POSITION:

ORDINANCE NO. 25-2008/09

The Clerk published the title of Ordinance No. 25-2008/09: 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. Councilman Anderson made a motion Council approve third reading of the Ordinance. Councilman Rodgers seconded the motion, which was approved unanimously.

ORDINANCE NO. 21-2009/10 – THIRD READING DEFERRED

The Chairman stated third reading of Ordinance No. 21-2009/10 would be deferred: An Ordinance Authorizing The Execution And Delivery Of A Fee In Lieu Of Tax Agreement By And Between Florence County, South Carolina And Wellman Plastics Recycling, With Respect To Certain Economic Development Property, Whereby Such Property Will Be Subject To Certain Payments In Lieu Of Taxes And Other Matters Related Thereto.

ORDINANCE NO. 22-2009/10 – THIRD READING DEFERRED

The Chairman stated third reading of Ordinance No. 22-2009/10 would be deferred: An Ordinance Authorizing The Execution And Delivery Of A Fee In Lieu Of Tax Agreement By And Between Florence County, South Carolina, And J.P. Morgan Chase, With Respect To Certain Economic Development Property, Whereby Such Property Will Be Subject To Certain Payments In Lieu Of Taxes And Other Matters Related Thereto.

ORDINANCE NO. 23-2009/10 – THIRD READING DEFERRED

The Chairman stated third reading of Ordinance No. 23-2009/10 would be deferred: An Ordinance To Amend The Agreement For Development Of A Joint County Industrial Park Dated As Of December 1, 1998 Between Florence County, South Carolina And Williamsburg County, South Carolina To Include Additional Properties In The County As Part Of The Multi-County Industrial Or Business Park.

ORDINANCE NO. 25-2009/10 – THIRD READING

The Clerk published the title of Ordinance No. 25-2009/10: An Ordinance To Amend Florence County Code, Chapter 30, Zoning Ordinance, Article V, Sign Regulations, Section 30-206, Prohibited Signs, And Section 30-209, Removal Of Signs, And Article VII, General And Ancillary Regulations, Section 30-249, Nonconformities, And Article X, Definitions, Regarding The Removal Of Dilapidated, Dangerous, And Illegal Signs, And The Definitions For Those Signs And Abandoned Signs. Councilman Schofield made a motion Council approve third reading of the Ordinance. Councilman Mumford seconded the motion, which was approved unanimously.

ORDINANCE NO. 26-2009/10 – SECOND READING

The Clerk published the title of Ordinance No. 26-2009/10: An Ordinance To Rezone Property Owned By Cynthia Matthews Located At 3434 And 3508 James Turner Road, Florence County From R-1, Single-Family Residential District To RU-1, Rural Community District Shown On Florence County Tax Map No. 00127, Block 01, Parcel 072 Consisting Of Approximately 15.7 Acres. Councilman Anderson made a motion Council approve second reading of the Ordinance. Councilman Kirby seconded the motion, which was approved unanimously.

ORDINANCE NO. 27-2009/10 – SECOND READING

The Clerk published the title of Ordinance No. 27-2009/10: An Ordinance To Rezone Property Owned By Pamela S. Truesdale Located At 3514 James Turner Road, Florence County From R-1, Single-Family Residential District To RU-1, Rural Community District Shown On Florence County Tax Map No. 00127, Block 01, Parcel 090 Consisting Of Approximately 4.81 Acres. Councilman Rodgers made a motion Council approve second reading of the Ordinance. Councilman Anderson seconded the motion, which was approved unanimously.

ORDINANCE NO. 28-2009/10 – INTRODUCED BY TITLE ONLY

The Clerk published the title of Ordinance No. 28-2009/10 and the Chairman declared the Ordinance introduced by title only: An Ordinance Authorizing The Issuance And Sale Of Florence County, South Carolina, Special Source Revenue Bonds (H.J. Heinz, Monster, And MIT Projects), Series 2010, In The Principal Amount Of \$3,000,000; The Application Of The Proceeds Of Said Bonds To Reimburse The County For Expenditures Previously Made By The County With Respect To Economic Development Projects In The County; And Other Matters Relating Thereto.

APPOINTMENTS TO BOARDS AND COMMISSIONS:

PEE DEE MENTAL HEALTH CENTER BOARD OF DIRECTORS

Council unanimously approved the Recommendation Of The Pee Dee Mental Health Center Board Of Directors For The Submission Of The Following Individuals For Appointment/Re-Appointment To The Board Representing Florence County With Appropriate Expiration Terms: Dr. Gregory V. Browning – Seat 2, John Lochart – Seat 5, Dr. Cecilia Farina-Morin – Seat 4 And Nadine Livingston – Seat 8.

FLORENCE COUNTY MUSEUM BOARD

Council unanimously appointed Dewey Ervin, Jr. to represent Council District 4 on the Florence County Museum Board with appropriate expiration term.

REPORTS TO COUNCIL:

ADMINISTRATION

ACCEPT RURAL DEVELOPMENT ACT FUNDING

Councilman Mumford made a motion Council Authorize Acceptance Of Rural Development Act (RDA) Funding In The Amount Of \$65,000 From Pee Dee Electric Cooperative For Future Infrastructure Improvements At The Pee Dee Touchstone® Energy Commerce Center. Councilman Culberson seconded the motion, which was approved unanimously. Chairman Smith expressed appreciation to Toy Nettles and the Pee Dee Electric Board for being the consummate corporate citizen.

FLORENCE COUNTY FORWARD SCOPE APPROVAL

Councilman Mumford made a motion Council Approve The Scopes Of The Following Florence County Forward Component Projects: 1) Project No. 4/TV Road Widening – Installation Of Sidewalks As Recommended By SCDOT; And 2) Project No. 5/SC 51 Widening – To Be Established As A Five (5) Lane Design. Councilman Kirby seconded the motion, which was approved unanimously.

MONTHLY FINANCIAL REPORTS

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

EMERGENCY MANAGEMENT DEPARTMENT

AWARD OF BID #12-09/10

Councilman Rodgers made a motion Council Approve Award Of Bid #12-09/10 For A 2010 2500 Series Truck With Crew Cab To Modern Chevrolet, Winston Salem, NC In The Amount Of \$26,140.56 For The Emergency Management Department To Be Funded From FY10 Departmental Funds. Councilman Culberson seconded the motion, which was approved unanimously.

EMERGENCY MEDICAL SERVICES (EMS)

AUTHORIZATION TO PROCURE EQUIPMENT

Councilman Rodgers made a motion Council Authorize Procurement Of Compatible Software And Hardware Necessary To Transmit Electrocardiograms (EKGs) From The Field To McLeod Regional Medical Center And/Or Carolinas Hospital System By The Emergency Medical Services Department From Philips Healthcare In The Amount Of \$33,037 And General Devices In The Amount Of \$13,347, To Be Funded From FY10 Budgeted Funds And McLeod Hospital And Carolinas Hospital System Donations. Councilman Mumford seconded the motion, which was approved unanimously.

AUTHORIZATION TO PURCHASE UPGRADES

Councilman Anderson made a motion Council Authorize The Procurement Of Compatible Software And Accessory Upgrades For Fourteen (14) Philips MRx Cardiac Monitors In Emergency Medical Services Department From Philips Healthcare In The Amount Of \$53,913, To Be Funded From FY10 Budgeted Funds. Councilman Mumford seconded the motion, which was approved unanimously.

PROCUREMENT DEPARTMENT

AWARD BID #13-09/10

Councilman Ard made a motion Council Approve The Award of Bid #13-09/10 For The Johnsonville High School Storm Drainage Project To Mid Atlantic Drainage, Gallivants Ferry, SC In The Amount Of \$32,501; Funded By South Carolina Department Of Transportation (SC DOT) Under The C Funds Program. Councilman Anderson seconded the motion, which was approved unanimously.

DECLARATION OF SURPLUS PROPERTY

Councilman Ard made a motion Council Declare Nine (9) Vehicles, One (1) Pick-Up Truck, One (1) Van, And One (1) Dump Truck As Surplus Property For Disposal Through Public Internet Auction Via GovDeals. Councilman Anderson seconded the motion, which was approved unanimously.

PUBLIC WORKS DEPARTMENT

AWARD RFP #07-09/10

Councilman Anderson made a motion Council Award RFP #07-09/10 For The Design-Build Of The Office Addition At Environmental Services To GBD Construction, LLC, Florence, South Carolina In The Amount Of \$138,277.96. Councilman Mumford seconded the motion, which was approved unanimously.

SHERIFF OFFICE

AUTHORIZE PROCUREMENT OF GUNS

Councilman Anderson made a motion Council Authorize The Procurement Of Glock Guns On State Contract From Lawmen's, Raleigh, NC In The Amount Of \$81,043 For The Florence County Sheriff Office And Declare Surplus And Approve The Trade-In Of Used Glock Guns To Lawmen's In The Amount Of \$43,215, For A Net Amount Of \$37,828 To Be Funded From The Florence County Sheriff Office Seized Auction Proceeds. Councilman Rodgers seconded the motion, which was approved unanimously.

TREASURER'S OFFICE – DELINQUENT TAX DIVISION

QUARTERLY REPORTS

Pursuant To The Policies Approved September 17, 1998 And Amended June 5, 2003, The Florence County Treasurer's Office, Delinquent Tax Division Provided Council With Quarterly Reports On Properties Coded "I" For Investigation And Tax Notices Processed As Nulla Bona As An Item For The Record.

OTHER BUSINESS:

INFRASTRUCTURE FUND

TOWN OF PAMPLICO

Councilman Ard made a motion Council Approve The Expenditure Of Up To \$6,599.00 From Council District 2 Infrastructure Funding Allocation To Assist The Town Of Pamplico With The Replacement Of Three (3) Older Heating/Cooling Units At Its Court/Council Chamber Room, Fire Chief/Public Works Director's Offices And Fire Vehicle's Storage Areas. Councilman Kirby seconded the motion, which was approved unanimously.

SENIOR CITIZENS ASSOCIATION

Councilman Mumford made a motion Council Approve The Expenditure Of Up To \$2,214.04 From Council Districts 3 and 7 Infrastructure Funding Allocations (\$1,107.02 From Each District) To Assist The Senior Citizens Association With The Purchase/Installation Of A Double Fryer And Meat Slicer To Enhance Senior Services At The Leatherman Senior Center. Councilman Bradley seconded the motion, which was approved unanimously.

TIMMONSVILLE RESCUE SQUAD

Councilman Kirby made a motion Council Declare Vehicle #V0848 A 2003 Dodge Durango As Surplus; Authorize The Sale Of The Vehicle To The Timmonsville Rescue Squad In The Amount Of \$5,000; And Approve The Expenditure Of Up To \$5,000.00 From Council District 4 Infrastructure Funding Allocation For The Purchase Of The Vehicle For The Timmonsville Rescue Squad. Councilman Mumford seconded the motion, which was approved unanimously.

TOWN OF OLANTA

Councilman Rodgers made a motion Council Approve The Expenditure Of An Amount Estimated At \$4,900.00 From Council District 5 Infrastructure Funding Allocation To Install Wood Carpet In A Playground Area In A Town Of Olanta Community Park In Conjunction With A PRT Grant To The Town. Councilman Culberson seconded the motion, which was approved unanimously.

CITY OF FLORENCE

Councilman Schofield made a motion Council Approve The Expenditure Of Up To \$50,000.00 From Council District 8 Infrastructure Funding Allocation To Assist The City Of Florence With The Performance Of A Major Cleanup Of The Hallmark Ditch. Councilman Anderson seconded the motion, which was approved unanimously.

ROAD SYSTEM MAINTENANCE FEE (RSMF)

RESURFACING PROJECTS/DISTRICT 8

Councilman Schofield made a motion Council Approve The Expenditure Of Up To \$198,896.00 From Council District 8 RSMF/Utility Funding Allocations To Fund The Cost of 1½" Type C Hot Laid Asphalt for Berkeley Avenue #1, Berkeley Avenue #2, Linden Drive, Nottingham Drive, Canterbury Road, Windsor Road, Cardinal Circle, Raven Drive #1, Raven Drive #2, Partridge Circle, Hummingbird Road, and Pinckney Avenue. [Contingent upon acquiring Encroachment Permits from the proper Entities (SCDOT or City of Florence).] Councilman Rodgers seconded the motion, which was approved unanimously.

<u>UTILITY FUNDING</u>

TOWN OF SCRANTON

Councilman Rodgers made a motion Council Approve The Expenditure Of Up To \$40,000.00 From Council Districts 1, 2, and 5 Utility Funding Allocations (Approximately \$13,333.33 From Each District) To Assist The Town of Scranton With Matching Funds for a \$500,000 CDBG Grant to Provide Water in the Rural Areas. Councilman Ard seconded the motion, which was approved unanimously.

JOHNSONVILLE SENIOR CENTER

Councilman Ard made a motion Council Approve The Expenditure Of Up To \$1,610.00 From Council District 2 Utility Funding Allocation To Put Two (2) Loads (50 Tons) of MBC Stone at the Senior Citizens Center in Johnsonville, SC. Councilman Rodgers seconded the motion, which was approved unanimously.

The following items were additions to the agenda:

AWARD OF BID #14-09/10

Councilman Ard made a motion Council Approve The Award Of Bid #14-09/10 For A Used Fire/Rescue Pumper Truck For Hannah-Salem-Friendfield Fire District To Palmetto Fire Apparatus, Hardeeville, SC In The Amount Of \$61,000 To Be Funded From Previously Approved FY10 Funds. Councilman Kirby seconded the motion, which was approved unanimously.

DECLARE VEHICLE SURPLUS/AUTHORIZE SALE/INFRASTRUCTURE

Councilman Kirby made a motion Council Declare Vehicle #V0896 A 2004 Ford F150 As Surplus; Authorize The Sale Of The Vehicle To The Town Of Timmonsville In The Amount Of \$4,200; Approve The Expenditure Of Up To \$4,200.00 From Council District 4 Infrastructure Funding Allocation For The Purchase Of The Vehicle For The Town Of Timmonsville. Councilman Culberson seconded the motion, which was approved unanimously.

UTILITY FUNDING

Councilman Kirby made a motion Council Approve The Expenditure Of Up To \$25,000.00 From Council District 4 Utility Funding Allocation To Provide Emergency Assistance To The Town Of Timmonsville With Replacing Lift Station Pumps. Councilman Rodgers seconded the motion, which was approved unanimously.

EXECUTIVE SESSION:

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, To Discuss The Following: Contractual Matter Concerning Voter Registration/Election Commission Services, Pending Real Property Transactions; Legal Briefing, Sheriff Office Personnel Matter, And Contractual Matter Concerning The Florence Museum Corporation. Councilman Kirby seconded the motion, which was approved unanimously.

Council entered executive session at 10:03 a.m. Council reconvened at 10:43 a.m.

Subsequent to Executive Session, Council took the following actions (Councilman Culberson left the meeting during executive session and did not return to the main meeting):

PERSONNEL MATTER – SHERIFF OFFICE

Councilman Ard made a motion Council Approve A Personnel Item Requested By The Sheriff. Councilman Mumford seconded the motion, which was approved unanimously.

ORDINANCE NO. 29-2009/10 INTRODUCED

Councilman Mumford made a motion Council Approve Introduction and Published the Title for Ordinance No. 29-2009/10: An Ordinance Accepting The Transfer By The City Of Florence To The Florence County Election Commission Of The Authority To Conduct The General Election And Associated Primaries And Runoffs Of The City Of Florence And Authorizing The Execution Of An Agreement Providing For Such Transfer And Other Matters Related Thereto. Councilman Anderson seconded the motion, which was approved unanimously.

FLORENCE MUSEUM CORPORATION

Councilman Schofield made a motion Council Approve First Amendment To The Memorandum Of Understanding Between Florence County And The Florence Museum Corporation Dated September 9, 2008. Councilman Mumford seconded the motion, which was approved unanimously.

PROPERTY PURCHASE

Councilman Rodgers made a motion Council Approve The Purchase Of Approximately 13.4 Acres Of Tax Parcel No. 00192-03-007 From Wayne Lynch For \$80,000; \$30,000 Of That Amount To Be Funded From District Allocations From Each Of The Nine (9) Council Districts, Utility Allocations First And Infrastructure Second and \$50,000 to Come From Proceeds of the Sale of the Former Florence County Library Building. Councilman Kirby seconded the motion, which was approved unanimously.

PEE DEE AIR SHOW AND FESTIVAL

Councilman Mumford made a motion Council Approve \$9,900.00 To Come From The Hospitality Tax Fund To Assist With The Sponsoring Of The Pee Dee Air Show And Festival In June. Councilman Kirby seconded the motion, which was approved unanimously.

JOHNSONVILLE TOURISM PROJECT

Councilman Ard made a motion Council Approve \$30,000.00 From The Florence County Local Hospitality Fund In Support Of The Johnsonville Tourism Project In Relation To Francis Marion. Councilman Mumford seconded the motion, which was approved unanimously.

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

COUNCIL MEETING ADJOURNED AT 10:47 A.M.