

**REGULAR MEETING OF THE FLORENCE COUNTY COUNCIL,
THURSDAY, JULY 15, 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
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 V. Yokim, Finance Director
J. Kevin Griffin, Planning Director
Ray McBride, Library Director
David Alford, Voter Registration/Elections Director
Chuck Tomlinson, Morning News Staff Writer

ABSENT:

Johnnie D. Rodgers, Jr., Council Member

A notice of the regular meeting of the Florence County Council appeared in the July 14, 2010 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 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 Kirby made a motion Council approve the minutes of the June 17, 2010 regular meeting of County Council. Councilman Culberson seconded the motion, which was approved unanimously.

PUBLIC HEARINGS:

Chairman Smith opened the public hearing and the Clerk published the title for the following:

ORDINANCE NO. 37-2009/10

An Ordinance To Provide For The Issuance And Sale Of A Not Exceeding Nine Hundred Thousand Dollar (\$900,000) General Obligation Bond Of Florence County, South Carolina (Windy Hill/Olanta Rural Volunteer Fire District), To Prescribe The Purposes For Which The Proceeds Of Said Bond Shall Be Expended, To Provide For The Payment Of Said Bond, And Other Matters Relating Thereto.

APPEARANCES:

VERMELLE P. SIMMONS, PARTNERSHIP SPECIALIST 2010 CENSUS

Ms. Simmons Shared Information On The Participation Rate For The 2010 Census In Florence County, South Carolina raised its return rate by 8% and was the only state in the Nation with that type of increase.

CRYSTINE M. RATHBURN, GISP – GIS MANAGER

Ms. Rathburn Provided A Presentation On The Damage Assessment Relay Tool (DART) Developed By The Florence County GIS Department. Members of Council commended the GIS department for the development of the new tool/program.

PRESENTATION OF RESOLUTION

Councilman Mumford made a motion Council approve A *Resolution Of Recognition* For John Taylor In Recognition Of His Meritorious Achievements. Councilman Kirby seconded the motion, which was approved unanimously. The Clerk published the Resolution in its entirety and Councilman Culberson presented Mr. Taylor with the framed Resolution.

COMMITTEE REPORTS:

PUBLIC SERVICE & COUNTY PLANNING

Committee Chairman Schofield Announced The Committee Would Be Holding A Public Hearing On Tuesday, July 20th At 6:00 P.M. In Council Chambers To Receive Public Comment On A Proposed Ordinance For Portable Sign Regulations.

EDUCATION, RECREATION, HEALTH & WELFARE

Committee Chairman Anderson updated Council and the public on a recent animal abuse case in which the defendant had placed tethering chains on a group of dogs that were too heavy for the dogs. He commended Environmental Services Officers and Magistrate Lynch for the manner in which they investigated and handled the case. Councilman Anderson made a motion Council Direct The County Administrator To Draft An Ordinance Addressing The Size And Length Of Any Tethering Device Used to Confine An Animal That Would Take Into Consideration Size And Weight Of The Animal. Councilman Mumford seconded the motion, which was approved unanimously.

RESOLUTIONS:

None presented.

ORDINANCES IN POSITION:

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

The Chairman stated third reading of Ordinance No. 22-2009/10 was 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 was 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. 36-2009/10 – THIRD READING

The Clerk published the Title of Ordinance No. 36-2009/10: An Ordinance To Rezone Property Owned By Bryan Gardner Located At 3414 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 012 Consisting Of Approximately 25 Acres. Councilman Culberson made a motion Council approve third reading of the Ordinance. Councilman Schofield seconded the motion, which was approved unanimously.

PUBLIC HEARINGS:

There being no signatures on the sign-in sheet Chairman Smith closed the public hearing.

ORDINANCE NO. 37-2009/10 – SECOND READING

The Clerk published the Title of Ordinance No. 37-2009/10: An Ordinance To Provide For The Issuance And Sale Of A Not Exceeding Nine Hundred Thousand Dollar (\$900,000) General Obligation Bond Of Florence County, South Carolina (Windy Hill/Olanta Rural Volunteer Fire District), To Prescribe The Purposes For Which The Proceeds Of Said Bond Shall Be Expended, To Provide For The Payment Of Said Bond, And Other Matters Relating Thereto. Councilman Culberson made a motion Council approve second reading of the Ordinance. Councilman Kirby seconded the motion, which was approved unanimously.

ORDINANCE NO. 02-2010/11 – INTRODUCED

The Clerk published the Title of Ordinance No. 02-2010/11 and the Chairman Declared the Ordinance Introduced: An Ordinance To Adopt A Transportation Element For The Florence County Comprehensive Plan In Accordance With The 1976 South Carolina Code of Laws, As Amended, Title 6, Chapter 29, Section 510.

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ORDINANCE NO. 03-2010/11 - INTRODUCED

The Clerk published the Title of Ordinance No. 03-2010/11 and the Chairman Declared the Ordinance Introduced: An Ordinance To Amend The Comprehensive Plan Land Use Map For Properties In Florence County For Areas Bounded On The West By Oak Street, North By East Sixth Avenue, East By Human Street, And South By The Intersection Of River Road And South Pine Street, Pamplico, SC From Residential Preservation And/Or Variable Residential To Suburban Development As Shown On Florence County Tax Map No. 00376, Block 02, Parcels 8, 14, 15, 17-19, 22-25, 27-34, 39-41, 56, 58-60, 63, 64, 66, 72-77, 79, 81-86, 95-97; Tax Map No. 00377, Block 2, Parcel 3; Tax Map No. 60006, Block 9, Parcels 2-5, 7-15, 27-30; Tax Map No. 60006, Block 10, Parcels 11-14, 26; Tax Map No. 60006, Block 11, Parcels 1-3, 5-10, 12; Tax Map No. 60006, Block 12, Parcels 1-7; Tax Map No. 60006, Block 13, Parcels 1-10; Tax Map No. 60007, Block 12, Parcels 1-3, 5-9, 14-18; Tax Map No. 60007, Block 13, Parcels 1-6, 8, 11; Tax Map No. 60007, Block 17, Parcels 1-4, 6-8; Tax Map No. 60007, Block 18, Parcel 1; Tax Map No. 60007, Block 19, Parcels 1-9, 12, 13; Tax Map No. 60007, Block 20, Parcels 1-12; Tax Map No. 60010, Block 2, Parcels 1-23; Tax Map No. 60010, Block 3, Parcels 1-11, 13-15; Tax Map No. 60010, Block 4, Parcels 1, 3-12, 14, 16-21; Tax Map No. 60010, Block 5, Parcels 1-4; Tax Map No. 60010, Block 6, Parcels 2-7, 9-12 Consisting Of 215 Parcels.

ORDINANCE NO. 04-2010/11 - INTRODUCED

The Clerk published the Title of Ordinance No. 04-2010/11 and the Chairman Declared the Ordinance Introduced: An Ordinance To Rezone Properties Owned By Property Owners As Shown On Attachment "A" Located On East Sixth Avenue, East Fifth Avenue, East Main Street, East Third Avenue, East Second Avenue, East First Avenue, North And South Oak Street, North And South Pine Street, North And South Elm Street, Allison Alley, Self Alley, Felly's Alley, Cockfield Drive, Cain Street, McElveen Street And Human Street, Town Of Pamplico From R-5, Multi-Family Residential District To RU-1, Rural Community District Shown On Florence County Tax Map No. 00376, Block 02, Parcels 008, 014, 015, 017-019, 022-025, 027-034, 039-041, 056, 058-060, 063, 064, 066, 072-077, 079, 081-086, 095-097; Tax Map No. 00377, Block 02, Parcel 003; Tax Map No. 60006, Block 09, Parcels 002-005, 007-015, 027-030; Tax Map No. 60006, Block 10, Parcels 011-014, 026; Tax Map No. 60006, Block 11, Parcels 001-003, 005-010, 012; Tax Map No. 60006, Block 12, Parcels 001-007; Tax Map No. 60006, Block 13, Parcels 001-004; Tax Map No. 60007, Block 12, Parcels 001-003, 005-009, 014-018; Tax Map No. 60007, Block 13, Parcels 001-006, 008, 011; Tax Map No. 60007, Block 17, Parcels 001-004, 006-008; Tax Map No. 60007, Block 18, Parcel 001; Tax Map No. 60007, Block 19, Parcels 001-009, 012, 013; Tax Map No. 60007, Block 20, Parcels 001-012; Tax Map No. 60010, Block 02, Parcels 001-011, 016-019, 021, 023; Tax Map No. 60010, Block 03, Parcels 01-011, 013-015; Tax Map No. 60010, Block 04, Parcels 001, 003-012, 014, 016-021; Tax Map No. 60010, Block 05, Parcels 001-004; Tax Map No. 60010, Block 06, Parcels 002-007, 009-0012 Consisting Of 205 Parcels.

ORDINANCE NO. 05-2010/11 - INTRODUCED

The Clerk published the Title of Ordinance No. 05-2010/11 and the Chairman Declared the Ordinance Introduced: An Ordinance To Zone Properties Owned By Property Owners As Shown On Attachment "A" Located On Harmony Street, West Dixie Street, West Sumter Street, Carver Circle, West Marion Street, North Hartwell Drive, North Schofield Street, Dewey Road, Bunch Street, Curry Lane, North Trinity Street, Cumberland Drive, And North Alexander Street, Florence County To R-3A, Single-Family Residential District Shown On Florence County Tax Map No. 90044, Block 02, Parcels 002-011; Tax Map No. 90044, Block 03, Parcels 002, 004-006, 008-010, 012-015; Tax Map No. 90044, Block 04, Parcels 001-003, 005-021; Tax Map No. 90044, Block 06, Parcels 001-003, 005; Tax Map No. 90044, Block 08, Parcels 002-006, 010; Tax Map No. 90044, Block 09, Parcels 001-021, 025, 026; Tax Map No. 90044, Block 10, Parcels 001-014, 017, 019, 021, 024, 029-043, 045-066; Tax Map No. 90045, Block 02, Parcels 004, 007; Tax Map No. 90059, Block 08, Parcels 007, 010; Tax Map No. 90059, Block 09, Parcels 012, 017; Tax Map No. 90060, Block 08, Parcels 001, 002, 007-011; Tax Map No. 90060, Block 13, Parcels 003, 005, 006; Tax Map No. 00122, Block 01, Parcel 097 Consisting Of 154 Parcels.

MORATORIUM

After some discussion, Councilman Schofield made a motion Council Extend The Current Moratorium On All Building Permits Within The West Sumter Street Community For Another 90 Days While The Planning Commission Continues Its Study Of The Potential Zoning In The Area. Councilman Bradley seconded the motion, which was approved unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS:

LIBRARY BOARD OF TRUSTEES

Council Unanimously Approved The Appointment Of Karen Keels To Serve On The Florence County Library Board of Trustees, Representing Council District 4, With Appropriate Expiration Term.

BUILDING COMMISSION OF THE CITY AND COUNTY OF FLORENCE

Council Unanimously Approved The Nomination To The Governor For Julian Graham To Serve In Seat 1 Of The Building Commission of the City and County of Florence, Representing School District 1.

MUSEUM BOARD

Council Unanimously Approved The Re-Appointment Of Andrew Kampiziones To Serve On The Florence County Museum Board, Representing Council District 9, With Appropriate Expiration Term.

PLANNING COMMISSION

Council Unanimously Approved The Re-Appointment Of Linda Borgman To The Florence County Planning Commission, Representing Council District 9, With Appropriate Expiration Term.

PEE DEE REGIONAL AIRPORT AUTHORITY

Council Unanimously Approved The Nomination To The Governor For The Re-Appointment Of Leroy Edwards To Serve On The Pee Dee Regional Airport Authority, Representing Florence County.

REPORTS TO COUNCIL:

ADMINISTRATION

MONTHLY FINANCIAL REPORTS

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

SCDOT ALLOCATION FOR THE VOTERS REGISTRATION & ELECTION COMMISSION BUILDING

Councilman Schofield made a motion Council Accept Allocation From The South Carolina Department Of Transportation (SCDOT) Under The Florence County Transportation Committee (FCTC) C Funds Program, PCN #40332 In The Amount Of \$100,000 For Pavement Improvements At The New Voter Registration And Election Commission Building. Councilman Kirby seconded the motion, which was approved unanimously.

EMERGENCY MEDICAL SERVICES (EMS)

NON-EXCLUSIVE AMBULANCE FRANCHISES

Councilman Kirby made a motion Council Award A Non-Exclusive Ambulance Franchise To Wilson Medical Transport and Ambunet Inc. Councilman Culberson seconded the motion, which was approved unanimously.

LIBRARY

GRANT AWARD DRS. BRUCE & LEE FOUNDATION

Councilman Culberson made a motion Council Accept A \$50,000 Grant Award From The Drs. Bruce & Lee Foundation To Purchase Library Materials For Use By The Branches Specified In The Florence County Library System. Councilman Mumford seconded the motion, which was approved unanimously.

GRANT AWARD SCSL LSTA

Councilman Kirby made a motion Council Accept A \$10,216 Grant Award From The South Carolina State Library (SCSL) For Approved Books And Materials Under Library Services And Technology Act (LSTA) Project Category IID Fast Track Grants To Be Used By The Florence County Library System. Councilman Culberson seconded the motion, which was approved unanimously.

PROCUREMENT

AWARD OF BID #29-09/10

Councilman Culberson made a motion Council Approve Award Of Bid #29-09/10 For Parking Expansion/Realignment At The Lower Florence County Public Service Building To Osborne Construction, Turbeville, SC In The Amount Of \$31,425. Councilman Ard seconded the motion, which was approved unanimously.

VOTER REGISTRATION AND ELECTIONS

AWARD OF BID #24-09/10

Councilman Schofield made a motion Council Approve Award Of Bid #24-09/10 For The Construction Of The Voter Registration And Elections Commission Building To Walker Industries, LLC, Florence, South Carolina In The Amount Of \$995,858. Councilman Ard seconded the motion, which was approved unanimously.

OTHER BUSINESS:

ROAD SYSTEM MAINTENANCE FEE (RSMF) FUND

EAST BLACK CREEK ROAD

Councilman Mumford made a motion Council Approve The Expenditure Of Up To \$40,562.50 From Council District 7 RSMF Funding Allocation To Pay For Re-Asphalting East Black Creek Road. Councilman Anderson seconded the motion, which was approved unanimously.

UTILITY/INFRASTRUCTURE

CITY OF FLORENCE WATER LINE EXTENSION

Councilman Anderson made a motion Council Approve The Expenditure Of Up To \$25,140.00 From Council Districts 2, 4, and 5 Utility/Infrastructure Funding Allocations (\$8,380.00 From Each District) To Assist The City Of Florence With A Water Line Extension Along Friendfield Road. Councilman Mumford seconded the motion, which was approved unanimously.

The following two items were additions to the agenda:

TOWN OF TIMMONSVILLE

Councilman Kirby made a motion Council Approve The Expenditure Of An Amount Not To Exceed \$17,000.00 From Council District 4 Utility Funding Allocation To Assist The Town Of Timmons ville With Water And Waste Water Facility Rural Development Capitol Improvement Payments. Councilman Mumford seconded the motion, which was approved unanimously.

CITY OF LAKE CITY

Councilman Mumford made a motion Council Approve The Expenditure Of An Amount Not To Exceed \$20,000.00 From Council District 1 Infrastructure Funding Allocation To Assist The City of Lake City With Improvements/Repairs To The Tennis Courts At Lions Park On Charles Street In Lake City. Councilman Ard seconded the motion, which was approved unanimously.

EXECUTIVE SESSION:

Councilman Schofield 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 Matters Concerning Solid Waste, Legal Briefing – number of items, And Contractual Matters Concerning Economic Development. Councilman Mumford seconded the motion, which was approved unanimously.

Council entered executive session at 9:49 a.m.

(Councilman Kirby left prior to Council entering the Conference Room for Executive Session. Councilmen Mumford and Bradley left during Executive Session.)

Council reconvened at 11:03 a.m.

Subsequent to Executive Session, Council took the following action:

WASTE MANAGEMENT

Councilman Anderson made a motion Council Authorize The County Administrator To Execute An Agreement With Waste Management For The Application Of Credits For Corrected Amounts On Manned Convenience And Hauling Contract Invoices. Councilman Schofield seconded the motion, which was approved unanimously by the members present.

GODLEY MORRIS COMMERCE CENTER

Councilman Ard made a motion Council Authorize The Construction Of A Postal Delivery Center In The Godley Morris Commerce Center At An Estimated Cost Of \$27,000 To Be Funded From Economic Development Capital Project Funds. Councilman Culberson seconded the motion, which was approved unanimously by the members present.

AUDIT CONSIDERATION

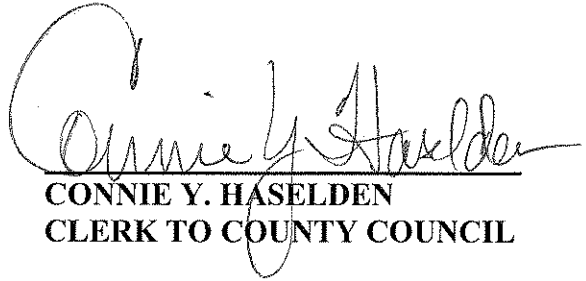
As Council directed pursuant to a legal briefing, County Administrator Richard Starks related for the record that there was an apparent incident where the Treasurer issued a check without a legal warrant, and that the case had been turned over to legal counsel and the independent auditors for review.

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.

COUNCIL MEETING ADJOURNED AT 11:05 A.M.



**H. MORRIS ANDERSON
SECRETARY-CHAPLAIN**



**CONNIE Y. HASELDEN
CLERK TO COUNTY COUNCIL**

PUBLIC HEARING

July 15, 2010

ORDINANCE NO. 37-2009/10

An Ordinance To Provide For The Issuance And Sale Of A Not Exceeding Nine Hundred Thousand Dollar (\$900,000) General Obligation Bond Of Florence County, South Carolina (Windy Hill/Olanta Rural Volunteer Fire District), To Prescribe The Purposes For Which The Proceeds Of Said Bond Shall Be Expended, To Provide For The Payment Of Said Bond, And Other Matters Relating Thereto.

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