

**REGULAR MEETING OF THE FLORENCE COUNTY COUNCIL,
THURSDAY, FEBRUARY 17, 2011, 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
Russell W. Culberson, Council Member
Johnnie D. Rodgers, Jr., Council Member
Alphonso Bradley, Council Member
James T. Schofield, Council Member
Richard A. Starks, County Administrator
Malloy McEachin, County Attorney
Connie Y. Haselden, Clerk to Council

ALSO PRESENT:

Sheriff Kenney Boone
Kevin Yokim, Finance Director
Ryon Watkins, EMS Director
Ray McBride, Library Director
David Alford, Voter Registration/Elections Director
Chuck Tomlinson, Morning News

ABSENT:

H. Morris Anderson, Secretary-Chaplain
Mitchell Kirby, Council Member

A notice of the regular meeting of the Florence County Council appeared in the February 16, 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 on the County's website (www.florenceco.org).

Chairman Smith called the meeting to order. Vice Chairman Mumford provided the invocation and Councilman Bradley led the Pledge of Allegiance to the American Flag. Chairman Smith welcomed everyone attending the meeting.

APPROVAL OF MINUTES:

Councilman Rodgers made a motion Council approve the minutes of the January 20, 2011 regular meeting of County Council. Councilman Culberson seconded the motion, which was approved unanimously.

PUBLIC HEARINGS:

No public hearings were required, scheduled, or held.

APPEARANCES:

There were no 'Appearances.'

COMMITTEE REPORTS:

JUSTICE & PUBLIC SAFETY COMMITTEE

Committee Chairman Mumford Reported That The Committee Met Prior To The Regular Meeting To Discuss Matters Pertaining To The Magistrate's Bonding Schedule, As Presented At The January 20, 2011 Regular Meeting Of County Council. It Was The Consensus Of The Committee To Continue The Process Currently In Place By The Magistrate's Office Relating To The Established Bonding Schedule.

RESOLUTIONS:

RESOLUTION NO. 10-2010/11

The Clerk published the title of Resolution No. 10-2010/11: A Resolution Calling For A Public Hearing Pursuant To Section 4-9-30(5)(E) Of The Code Of Laws Of South Carolina, 1976, As Amended, With Respect To The Dissolution Of The Johnsonville Rural Fire District As A Special Tax Fire District Created Pursuant To Said Code Section Incident To The Establishment Of Said District As A Special Tax Fire District Under Article 19 Of Title 4 Of The Code Of Laws Of South Carolina, 1976, As Amended, Providing For Notice Of Said Public Hearing, And Other Matters Related Thereto. Councilman Mumford made a motion Council approve the Resolution. Councilman Culbertson seconded the motion, which was approved unanimously.

RESOLUTION NO. 11-2010/11

The Clerk published the title of Resolution No. 11-2010/11: A Resolution Calling For A Public Hearing On The Question Of The Creation And Reestablishment Of The Johnsonville Rural Fire District In Florence County, South Carolina Pursuant To Title 4, Chapter 19 Of The Code Of Laws Of South Carolina 1976, As Amended, And Other Matters Relating Thereto. Councilman Schofield made a motion Council approve the Resolution. Councilman Rodgers seconded the motion, which was approved unanimously.

ORDINANCES IN POSITION:

ORDINANCE NO. 15-2010/11 – SECOND READING

The Clerk published the title of Ordinance No. 15-2010/11: An Ordinance To Rezone Property Owned By Jack R. Chamberlain Located At 716 Cooktown Road, Lake City From R-4, Multi-Family Residential District To RU-1, Rural Community District Shown On Florence County Tax Map No. 00142, Block 31, Parcel 217 Consisting Of Approximately 3.18 Acres. Councilman Rodgers made a motion Council approve second reading of the Ordinance. Councilman Mumford seconded the motion, which was approved unanimously.

ORDINANCE NO. 16-2010/11 – INTRODUCED

The Chairman published the title of Ordinance No. 16-2010/11 and declared the Ordinance introduced: An Ordinance Amending Florence County Code, Chapter 11, Finance And Revenue, To Remove Outdated Sections And Other Matters Relating Thereto.

ORDINANCE NO. 17-2010/11 – INTRODUCED BY TITLE ONLY

The Clerk published the title of Ordinance No. 17-2010/11 and the Chairman declared the Ordinance introduced: An Ordinance Dissolving Pursuant To Section 4-9-30(5)(E) Of The Code Of Laws Of South Carolina, 1976, As Amended, The Johnsonville Rural Fire District As A Special Tax Fire District Created Pursuant To Section 4-9-30 Of The Code Of Laws Of South Carolina, 1976, As Amended, Incident To The Establishment Of Said District As A Special Tax Fire District Under Article 19 Of Title 4 Of The Code Of Laws Of South Carolina, 1976, As Amended, Providing For The Conditions With Respect To Said Dissolution, And Other Matters Related Thereto.

ORDINANCE NO. 18-2010/11 – INTRODUCED BY TITLE ONLY

The Clerk published the title of Ordinance No. 18-2010/11 and the Chairman declared the Ordinance introduced: An Ordinance To Create And Reestablish The Johnsonville Rural Fire District In Florence County, South Carolina Pursuant To Title 4, Chapter 19 Of The Code Of Laws Of South Carolina, 1976, As Amended, To Approve The Annual Levy And Collection Of Ad Valorem Taxes And The Imposition Of Rates And Charges For The Operation And Maintenance Thereof, To Authorize The Issuance Of General Obligation Bonds On Behalf Of The District From Time To Time, And Other Matters Relating Thereto.

APPOINTMENTS TO BOARDS AND COMMISSIONS:

There were no appointments.

REPORTS TO COUNCIL:

ADMINISTRATION

MONTHLY FINANCIAL REPORTS

Monthly Financial Reports Were Provided To Council For Fiscal Year 2011 Through December 31, 2010 As An Item For The Record.

PROCUREMENT

DECLARATION OF SURPLUS PROPERTY

Councilman Rodgers made a motion Council Declare Various Computer Equipment As Surplus Property And Authorize Disposal By Global Investment Recovery, Inc. In An Estimated Amount of \$900. Councilman Culberson seconded the motion, which was approved unanimously.

OTHER BUSINESS:

INFRASTRUCTURE

AMERICAN LEGION STADIUM

Councilman Culberson made a motion Council Approve The Expenditure Of Up To \$7,000 From Council Districts Infrastructure Funding Allocations (\$875 From Each District) To Assist With Repairs/Maintenance At The American Legion Stadium. Councilman Mumford seconded the motion, which was approved unanimously.

SOUTH LYNCHES FIRE DISTRICT

Councilman Rodgers made a motion Council Approve The Expenditure Of Up To \$30,000.00 From Council Districts Infrastructure Funding Allocations (\$3,750.00 From Each District) To Assist The South Lynch Fire Department With Improvement To The Regional Training Facility. Councilman Mumford seconded the motion, which was approved unanimously.

BROOKS MCCALL PARK

Councilman Bradley made a motion Council Approve The Expenditure Of Up To \$6,000.00 From Council District 3 Infrastructure Funding Allocation To Construct An Outdoor Stage At Brooks McCall Park. Councilman Rodgers seconded the motion, which was approved unanimously.

LAKE CITY FIRE DEPARTMENT

Councilman Rodgers made a motion Council Approve The Expenditure Of Up To \$20,000.00 From Council Districts 1 and 5 Infrastructure Funding Allocations (\$13,000.00 From District 1 And \$7,000.00 From District 5) To Assist The City Of Lake City Fire Department With Purchasing A Replacement Set Of Jaws Of Life. Councilman Culberson seconded the motion, which was approved unanimously.

OLANTA RURAL FIRE DEPARTMENT

Councilman Rodgers made a motion Council Approve The Expenditure Of Up To \$12,000.00 From Council Districts 1 And 5 Infrastructure Funding Allocations (\$6,000 From Each District) To Assist The Olanta Rural Fire Department With The Construction Of A Sub-Station. Councilman Culberson seconded the motion, which was approved unanimously.

UTILITY

CITY OF FLORENCE – DRAINAGE PROJECT

Councilman Schofield made a motion Council Approve The Expenditure Of Up To \$25,000.00 From Council Districts Utility Funding Allocations (\$3,125.00 From Each District) To Assist The City Of Florence With A Drainage Improvement Project On Cheves Street. Councilman Rodgers seconded the motion, which was approved unanimously.

CITY OF LAKE CITY – WATER/SEWER PROJECT

Councilman Rodgers made a motion Council Approve The Expenditure Of Up To \$20,000.00 From Council District 1 Utility Funding Allocation To Assist The City Of Lake City With An Upgrade To The Water And Sewer System In The Downtown Square. Councilman Culberson seconded the motion, which was approved unanimously.

The following items were additions to the agenda:

REPORTS TO COUNCIL:

RECREATION

Councilman Rodgers made a motion Council Authorize The Sale Of Trees/Shrubs In Conjunction With The Initial Clearing Of Approximately 13.4 Acres Identified As TMP#00192-03-059 In Coward. Councilman Culberson seconded the motion, which was approved unanimously.

OTHER BUSINESS:

ROAD SYSTEM MAINTENANCE FEE (RSMF)

BUNCOMBE ROAD

Councilman Mumford made a motion Council Approve An Amount Up To \$21,021.00 From Council District 7 RSMF Funding Allocation To Pay For The Resurfacing Of Buncombe Road. Councilman Bradley seconded the motion, which was approved unanimously.

INFRASTRUCTURE

PROSSER YOUTH ORGANIZATION

Councilman Rodgers made a motion Council Approve The Expenditure Of An Amount Up To \$11,400.00 From Council District 2 Infrastructure Funding Allocation To Assist The Prosser Youth Organization With Facility Improvements. Councilman Culbertson seconded the motion, which was approved unanimously.

EXECUTIVE SESSION:

Councilman Mumford 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 Legal Brief, A Contractual Matter Concerning PDCOG, A Contractual Matter Concerning Pending Real Property Transactions, And A Personnel Matter Concerning Magistrate's Office. Councilman Rodgers seconded the motion, which was approved unanimously.

Council entered executive session at 9:14 a.m. Council reconvened at 10:09 a.m.

Subsequent to Executive Session, Council took the following actions:

CONTRACTUAL MATTER – PD COG

Councilman Bradley made a motion Council Set The Interest Rate Of The Promissory Note Dated April 16, 1999 Between The Pee Dee Regional Council Of Governments (PD COG) And The County To Four Percent (4%) Per Annum Effective The February 28, 2011 Payment Date And Extending To The Maturity Date To February 28, 2017. Councilman Culbertson seconded the motion, which was approved unanimously.

PERSONNEL MATTER – MAGISTRATE POSITION

Councilman Mumford made a motion Council Provide Up To \$20,000 From The General Fund Contingency To The Magistrate's Office For Personnel. Councilman Rodgers seconded the motion, which was approved unanimously.

RESOLUTION NO. 12-2010/11

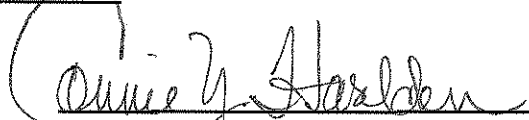
Councilman Schofield made a motion Council Approve A Resolution Requesting The Participation And Assistance Of The South Carolina Association Of Counties In The Resolution Of Legal Issues In The Case Of Dean Fowler Vs. Florence County, Et Al., Civil Action No. 2010-CP-21-1248, And Other Matters Relating Thereto. Councilman Mumford seconded the motion, which was approved unanimously.

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

COUNCIL MEETING ADJOURNED AT 10:11 A.M.



H. MORRIS ANDERSON
SECRETARY-CHAPLAIN



CONNIE Y. HASELDEN
CLERK TO COUNTY COUNCIL