

**REGULAR MEETING OF THE FLORENCE COUNTY COUNCIL,  
THURSDAY, JUNE 18, 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  
Joe Eason, Parks & Recreation Department Director  
Bonnie K. Andrews, Human Resources Director  
William H. Hoge, Planning Director  
Robert Franks, IT Director  
Andrew Stout, Museum Department Director  
Jack Newsome, Tax Assessor  
Sheriff Kenney Boone  
Barbara Coker, Sheriff's Office  
Connie Reel-Shearin, Clerk of Court  
Rick Walden, Veteran's Affairs Officer  
Judge Eugene Cooper, Chief Magistrate  
Ray McBride, Library Director  
David Alford, Voter Registration/Elections Director  
Chuck Tomlinson, Morning News Staff Writer

A notice of the regular meeting of the Florence County Council appeared in the June 17, 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](http://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 Culberson made a motion Council approve the minutes of the June 4, 2009 regular meeting of County Council. Councilman Kirby seconded the motion, which was approved unanimously.

### **PUBLIC HEARINGS:**

The Clerk published the titles and the Chairman declared the public hearing open for the following:

#### **ORDINANCE NO. 35-2008/09**

An Ordinance To Re-Establish And Revise Florence County Procurement Policies And Procedures As Chapter 25.5, Procurement, And To Delete All Conflicting Sections Of The Code; And Other Matters Relating Thereto.

#### **ORDINANCE NO. 36-2008/09**

An Ordinance To Ratify FY09 Budget And Grant Resolutions Previously Authorized By Council And Other Matters Related Thereto.

### **APPEARANCES:**

There were no appearances.

### **COMMITTEE REPORTS:**

#### **COMMITTEE ON ADMINISTRATION & FINANCE**

Chairman Smith stated the Committee on Administration & Finance met on June 10, 2009 and made the following recommendation regarding Ordinance No. 01-2009/10: The Administration and Finance Committee recommended that Ordinance No. 01-2009/10 be amended to address the negative impact on the budget by the State by cutting the expenditure portion of the budget by 1%, by increasing the use of the General Fund balance by \$740,000, and by increasing the Solid Waste Household Fee to \$58 (down from the \$89 originally submitted in the budget); the increased use of General Fund balance will be facilitated by moving only \$900,000 of General Fund balance to the Florence Museum project, rather than the \$3,900,000 originally committed by Council at its March 5, 2009 meeting with the remaining \$3,000,000 museum commitment being met by the issuance of a General Obligation Bond in a future fiscal year. Councilman Culberson made a motion Council amend the Ordinance based on the recommendation of the Committee. Councilman Mumford seconded the motion, which was approved unanimously.

## **COMMITTEE ON PUBLIC SERVICE & COUNTY PLANNING**

Committee Chairman Schofield stated the Committee met prior to the regular meeting to discuss the Voter Registration/Election Office Building. Councilman Ard made a motion Council accept the recommendation of the working Committee to begin negotiations first with Collins & Associates, secondly with Goforth Brown & Associates for architectural services relating to the new Voter Registration/Election facilities. Councilman Culberson seconded the motion, which was approved unanimously.

## **RESOLUTIONS:**

There were no resolutions presented or considered at the meeting.

## **ORDINANCES IN POSITION:**

### **ORDINANCE NO. 32-2008/09 – THIRD READING**

The Clerk published the title of Ordinance No. 32-2008/09: An Ordinance Authorizing Pursuant To Title 4, Chapter 1 Of The South Carolina Code Of Laws, 1976, As Amended, The Execution And Delivery Of An Infrastructure Financing Agreement Between Florence County, South Carolina And David C. Poole Company, Inc. Councilman Ard made a motion Council approve third reading of the Ordinance. Councilman Mumford seconded the motion, which was approved unanimously.

### **ORDINANCE NO. 33-2008/09 – THIRD READING**

The Clerk published the title of Ordinance No. 33-2008/09: An Ordinance To Declare As Surplus Property And Authorize The Sale Of A Portion Of Real Property Owned By Florence County And Designated As Tax Map Number 90089-02-027 (Lot “B”), 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. 01-2009/10 AS AMENDED – THIRD READING**

The Clerk published the title of Ordinance No. 01-2009/10: An Ordinance To Provide For The Levy Of Taxes In Florence County For The Fiscal Year Beginning July 1, 2009 And Ending June 30, 2010; To Provide For The Appropriation Thereof; To Provide For Revenues For The Payment Thereof; And To Provide For Other Matters Related Thereto. Councilman Mumford made a motion Council approve third reading of the Ordinance as amended. Councilman Culberson seconded the motion, which was approved unanimously. Councilman Schofield requested Council be more involved in the purchase of capital equipment.

### **ORDINANCE NO. 34-2008/09 – SECOND READING**

The Clerk published the title of Ordinance No. 34-2008/09: An Ordinance To Rezone Property Owned By Thurman L. Graham Located At 1140 N. Matthews Road, Lake City From RU-1, Rural Community District To B-3, General Commercial District Shown On Florence County Tax Map No. 00166, Block 31, Parcel 065 Consisting Of 1.268 Acres. Councilman Kirby 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 sheets, the Chairman closed the public hearings.

### **ORDINANCE NO. 35-2008/09 – SECOND READING**

The Clerk published the title of Ordinance No. 35-2008/09: An Ordinance To Re-Establish And Revise Florence County Procurement Policies And Procedures As Chapter 25.5, Procurement, And To Delete All Conflicting Sections Of The Code; And Other Matters Relating Thereto. Councilman Schofield made a motion Council approve second reading of the Ordinance. Councilman Culberson seconded the motion. Councilman Schofield amended the motion to include approval of second reading of the Ordinance and referral of the Ordinance to the Committee on Administration & Finance. Councilman Culberson seconded the motion, which was approved unanimously. Second reading of the Ordinance was approved unanimously.

### **ORDINANCE NO. 36-2008/09 – SECOND READING**

The Clerk published the title of Ordinance No. 36-2008/09: An Ordinance To Ratify FY09 Budget And Grant Resolutions Previously Authorized By Council And Other Matters Related Thereto. Councilman Ard made a motion Council approve second reading of the Ordinance. Councilman Culberson seconded the motion, which was approved unanimously.

### **ORDINANCE NO. 37-2008/09 – SECOND READING**

The Clerk published the title of Ordinance No. 37-2008/09: An Ordinance Authorizing The Sale Of Property Owned By Florence County Designated As Tax Map Nos. 90087-08-003, 90087-08-004 And 90087-08-005 To LIBRIS Redevelopment, LLC, And To Authorize The County Council Chairman To Execute An Option To Purchase Real Estate, Subject To County Attorney Review. Councilman Anderson made a motion Council approve second reading of the Ordinance. Councilman Culberson seconded the motion, which was approved unanimously.

### **ORDINANCE NO. 38-2008/09 – INTRODUCED**

The Clerk published the title of Ordinance No. 38-2008/09 and the Chairman declared the Ordinance introduced: An Ordinance To Rezone Property Owned By Randy H. Coker Located On Devonshire Road, Lake City From R-1, Single-Family Residential District To R-2, Single-Family Residential District Shown On Florence County Tax Map No. 00167, Block 31, Parcel 127 Consisting Of 4.00 Acres.

## **APPOINTMENTS TO BOARDS AND COMMISSIONS:**

### **ECONOMIC DEVELOPMENT PARTNERSHIP BOARD**

Councilman Mumford made a motion Council re-appoint Odell Spears to the Economic Development Partnership Board representing District 7 with appropriate expiration term. Councilman Culberson seconded the motion, which was approved unanimously.

### **FLORENCE CITY-COUNTY HISTORICAL COMMISSION**

Councilman Mumford made a motion Council recommend to the Governor the re-appointment of Randy McAllister to serve on the Florence City-County Historical Commission, with appropriate expiration term. Councilman Anderson seconded the motion, which was approved unanimously.

### **LIBRARY BOARD OF TRUSTEES**

Councilman Mumford made a motion Council re-appoint Margie Smith to serve on the Library Board of Trustees representing District 7, with appropriate expiration term. Councilman Culberson seconded the motion, which was approved unanimously.

### **PEE DEE REGIONAL TRANSPORTATION AUTHORITY**

Councilman Mumford made a motion Council re-appoint Rev. Bennie King, Jr. to serve on the Pee Dee Regional Transportation Authority, representing Florence County with appropriate expiration term. Councilman Culberson seconded the motion, which was approved unanimously.

### **FLORENCE CITY-COUNTY MEMORIAL STADIUM COMMISSION**

Councilman Mumford made a motion Council re-appoint Oliver Davis to serve on the City-County Memorial Stadium Commission. Councilman Culberson seconded the motion, which was approved unanimously.

## **REPORTS TO COUNCIL:**

### **FACILITIES MANAGEMENT DEPARTMENT**

#### **AWARD OF BID #42-08/09**

Councilman Culberson made a motion Council Award Bid #42-08/09 For Roof Replacement At A County Building Located At 1705 West Evans Street To Gardner Roofing, Hartsville, SC In The Amount Of \$89,331, Contingent Upon Receipt Of Funding For The Entire Project From South Carolina Department Of Health And Environmental Control (SCDHEC), Who Currently Leases The Building, And Execution Of An Agreement Concerning The Roof Replacement With SCDHEC, Including The 20-Year Lease. Councilman Anderson seconded the motion, which was approved unanimously.

### **FINANCE DEPARTMENT**

#### **FY2010 STATE ACCOMMODATIONS TAX ALLOCATIONS**

It Was The Consensus Of Council To Defer Approval Of The Expenditure Of \$250,000 In State Accommodations Tax Funding Allocations As Recommended By The Accommodations Tax Advisory Committee For FY2009/2010 To The July 16, 2009 Meeting.

## **PROCUREMENT DEPARTMENT**

### **CHANGE ORDER – JOHNSONVILLE BRANCH LIBRARY**

Councilman Ard made a motion Council Approve A Change Order Recommended By The Architect In The Amount Of \$208,711 For Additional Site Work Costs At The Johnsonville Branch Library. Councilman Mumford seconded the motion. Council conveyed concern regarding the cost of fill dirt for this project. Councilman Ard stated this was a bad part of a good deal. Library Director Ray McBride expressed concern that a potential delay could cost the County additional monies on the project. A \$95,000 grant for the project included a timeline and if the County did not meet the timeline the grant would be lost. After some discussion of the matter, Councilman Ard amended the motion to approve the change order contingent upon Councilman Ard and County Administrator Richard Starks diligently seeking savings on the purchase of dirt for the project. Councilman Culberson seconded the motion, which was approved unanimously.

### **RFQ PANEL APPOINTMENT**

Chairman Smith appointed Councilman Ard to serve on the Professional Engineering Services RFQ Panel.

### **SURPLUS PROPERTY**

Councilman Ard made a motion Council Authorize Exchange Of Florence County Vehicle #940, A 2005 Ford Crown Vic For A 2000 Ford Crown Vic, Serial #2 FAFP71W8YX183569 Currently Owned By Hannah-Salem-Friendfield Fire Department. Councilman Anderson seconded the motion, which was approved unanimously.

### **SURPLUS PROPERTY**

Councilman Culberson made a motion Council Authorize The Sale Of Vehicle #610, A 1999 Ford Explorer, To Windy Hill Volunteer Fire Department In The Amount Of \$1,500. Councilman Rodgers seconded the motion, which was approved unanimously.

## **RECREATION DEPARTMENT**

### **AWARD OF BID #48-08/09**

Councilman Rodgers made a motion Council Award Bid #48-08/09 For The Exterior Water Treatment Protection (Sealing) At The Environmental Discovery Center to Pendergraft Construction Company, Lake City, SC In The Amount Of \$33,334.60. Councilman Culberson seconded the motion, which was approved unanimously.

### **AWARD OF BID #49-08/09**

Councilman Bradley made a motion Council Award Bid #49-08/09 For A Partially Enclosed Picnic Shelter For Brooks McCall Park To Ascent Construction, Murrells Inlet, SC, In The Amount Of \$106,000.00. Councilman Anderson seconded the motion, which was approved unanimously.

## **SHERIFF'S OFFICE**

### **UNITED STATES DEPARTMENT OF JUSTICE (USDOJ) GRANT**

Councilman Culberson made a motion Council Accept A USDOJ Recovery Act Edward Byrne Memorial Justice Assistance JAG Grant Program Local Solicitation Award From The USDOJ In The Amount Of \$272,523 For Equipment For Five (5) Additional Law Enforcement Officers And Standard Operating Equipment At The Florence County Sheriff's Office. Councilman Rodgers seconded the motion, which was approved unanimously.

## **OTHER BUSINESS:**

### **INFRASTRUCTURE FUND**

#### **SPAULDING HEIGHTS COMMUNITY PARK**

Councilman Mumford made a motion Council Approve The Expenditure Of Funds From Council District 7 Infrastructure Funding Allocation In An Amount Up To \$6,000.00 To Assist With The Replacement Of A Shelter Roof At Spaulding Heights Community Park. Councilman Culberson seconded the motion, which was approved unanimously.

## **COUNCILMAN MUMFORD**

Councilman Mumford commended Sheriff Kenney Boone and Florence Chief of Police Anson Shells for organizing a summer youth program under the name "Operation Safe Summer."

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

## **COUNCIL MEETING ADJOURNED AT 9:53 A.M.**