

**REGULAR MEETING OF THE FLORENCE COUNTY COUNCIL,  
THURSDAY, NOVEMBER 20, 2008, 9:00 A.M., COUNCIL  
CHAMBERS, ROOM 803, CITY-COUNTY COMPLEX, 180 N. IRBY  
ST., 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 V. Yokim, Finance Director  
William H. Hoge, Planning & Building Department Director  
Ray McBride, Library Director  
Connie Reel-Shearin, Clerk of Court  
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 November 19, 2008 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 Anderson made a motion Council approve the minutes of the October 16, 2008 regular meeting of County Council. Councilman Rodgers seconded the motion, which was approved unanimously.

Councilman Mumford made a motion Council approve the minutes of the November 6, 2008 special called meeting of County Council. Councilman Anderson seconded the motion, which was approved unanimously.

### **PUBLIC HEARINGS:**

The Chairman opened the public hearing for the following items and the Clerk published the titles:

#### **ORDINANCE NO. 11-2008/09**

An Ordinance To Provide For The Issuance And Sale Of A Not Exceeding One Million Five Hundred Thousand Dollar (\$1,500,000) General Obligation Bond Of Florence County, South Carolina (Howe Springs Fire District), Series 2009, 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.

#### **ORDINANCE NO. 12-2008/09**

An Ordinance Amending The Florence County Code To Remove Job Descriptions Maintained Officially In Human Resources, And Other Matters Relating Thereto.

### **APPEARANCES:**

#### **2008 CHRISTMAS CARD CONTEST WINNER RECOGNITION**

County Council recognized Miss Maxwell Grimsley, 5 year old daughter of Steve and Sissy Grimsley, as the winner of the 2008 Annual Christmas Card Contest and Councilman Mumford presented Miss Grimsley with a framed copy of the artwork.

#### **KYLE EDNEY AND JESSICA GRIGGS – ECONOMIC DEVELOPMENT**

Mr. Edney and Ms. Griggs presented each member of Council with a commemorative bottle of Heinz ketchup with the date of the groundbreaking on the label from H. J. Heinz as a token of appreciation.

#### **JOHN CHASE, JR. – 2009 LEGISLATIVE DAY CHAIR**

Mr. Chase appeared before Council to brief Council on the plans for the 7<sup>th</sup> Annual Florence County Legislative Day, scheduled to be held in Columbia on March 24, 2009.

#### **ROBERT FRANKS, DIRECTOR – INFORMATION TECHNOLOGY**

Mr. Franks briefed Council on the completed Post-Assessment Analysis, including probable additional capital and annual recurring costs for the implementation of the proposed SCJD Statewide Case Management System. Mrs. Joan Assey with the South Carolina Judicial Department (SCJD) provided an update on information from the State. Solicitor Clements, Clerk of Court Connie Reel-Shearin, and Sheriff Boone expressed appreciation to Council for moving forward with the project. Councilman Anderson made a motion Council authorize the County Administrator to proceed with full implementation of the SCJD Case Management System and associated software/hardware solutions, and all requirements for said implementation; accept the

SCJD/federal equipment, software, and any funds or other identified resources for deployment of the system; and utilize up to \$295,000 of funds appropriated in FY09 for capital improvements in Fund 19 appropriations. Councilman Mumford seconded the motion, which was approved unanimously.

## **COMMITTEE REPORTS:**

### **EDUCATION, RECREATION, HEALTH & WELFARE**

Committee Chairman Anderson stated the Committee met on November 19<sup>th</sup> to discuss matters relating to air quality. The Committee provided information relative to its recommendation to each member of Council for review. He also stated the new Animal Facility would be opened in April.

### **AD HOC WATER STUDY COMMITTEE**

Committee Chairman Ard commented that the City and County co-exist in relation to water and the County was very dependent upon the City and its willingness to work with the County. He stated he would like to see the Committee and Mr. Starks engage with the new City Council in some capacity to come up with some new solutions.

## **RESOLUTIONS:**

### **RESOLUTION NO. 06-2008/09**

The Chairman published the title of Resolution No. 06-2008/09: A Resolution Authorizing The Cessation Of Maintenance On And Abandonment Of Aline Circle Located In Johnsonville. Councilman Ard made a motion Council approve the Resolution. Councilman Anderson seconded the motion, which was approved unanimously.

## **ORDINANCES IN POSITION:**

### **ORDINANCE NO. 08-2008/09 – THIRD READING**

The Clerk published the title of Ordinance No. 08-2008/09: An Ordinance To Amend Section 30-4 Adoption Of Flood Hazard Area Maps, Section 30-61 General Development Standards, Section 30-62 Specific Development Standards, Section 30-264 Responsibility Of Administrative Official, Section 30-267 Certificates Of Zoning Compliance, And Section 30-311 Definitions Of Chapter 30 – Zoning Ordinance Of The Code Of Ordinances Of Florence County. Councilman Ard made a motion Council approve third reading of the Ordinance. Councilman Anderson seconded the motion, which was approved unanimously.

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

The Clerk published the title of Ordinance No. 09-2008/09: An Ordinance To Amend Section 30-28 Table I: Schedule Of Permitted And Conditional Uses And Off-Street Parking Requirements For Residential Districts And Section 30-29 Table II: Schedule Of Permitted And Conditional Uses And Off-Street Parking Requirements For Business And Rural District Of Chapter 30 – Zoning Ordinance Of The Code Of Ordinances For

Florence County For Provisions Of Libraries. Councilman Anderson made a motion Council approve third reading of the Ordinance. Councilman Rodgers seconded the motion, which was approved unanimously.

**ORDINANCE NO. 10-2008/09 – THIRD READING**

The Clerk published the title of Ordinance No. 10-2008/09: An Ordinance To Revise Chapter 2, Administration, Article V, Boards, Commissions, Committees and Agencies of Florence County Code regarding the Florence County Cultural Commission and other matters related thereto. Councilman Schofield made a motion Council approve third reading of the Ordinance. Councilman Anderson seconded the motion, which was approved unanimously.

**PUBLIC HEARINGS:**

There being no signatures on the sign-in sheets, the Chairman closed the public hearings for Ordinance No. 11-2008/09 and Ordinance No. 12-2008/09.

**ORDINANCE NO. 11-2008/09 – SECOND READING**

The Clerk published the title of Ordinance No. 11-2008/09: An Ordinance To Provide For The Issuance And Sale Of A Not Exceeding One Million Five Hundred Thousand Dollar (\$1,500,000) General Obligation Bond Of Florence County, South Carolina (Howe Springs Fire District), Series 2009, 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 Rodgers made a motion Council approve second reading of the Ordinance. Councilman Kirby seconded the motion, which was approved unanimously.

**ORDINANCE NO. 12-2008/09 – SECOND READING**

The Clerk published the title of Ordinance No. 12-2008/09: An Ordinance Amending The Florence County Code To Remove Job Descriptions Maintained Officially In Human Resources, And Other Matters Relating Thereto. Councilman Rodgers made a motion Council approve second reading of the Ordinance. Councilman Kirby seconded the motion, which was approved unanimously.

**ORDINANCE NO. 13-2008/09 – INTRODUCED**

The Clerk published the title of Ordinance No. 13-2008/09 and the Chairman declared the Ordinance introduced: An Ordinance To Rezone Property Owned By Dorothy Ann Arzu Located At 2951 Whippoorwill Road, Florence From R-1, Single-Family Residential District To R-3, Single-Family Residential District Shown On Florence County Tax Map No. 00127, Block 1, Parcel 275 Consisting Of 1.00 Acre.

**ORDINANCE NO. 14-2008/09 – INTRODUCED**

The Clerk published the title of Ordinance No. 14-2008/09 and the Chairman declared the Ordinance introduced: An Ordinance To Rezone Property Owned By Real Estate Asset Management Located At 1133 East Howe Springs Road, Florence From R-1, Single-Family Residential District To B-3, General Commercial District Shown On Florence County Tax Map No. 00180, Block 1, Parcel 202 Consisting Of 2.9 Acres.

**EMERGENCY ORDINANCE NO. 01-2008/09**

The Clerk published the title of Emergency Ordinance No. 01-2008/09: An Emergency Ordinance For The Purpose Of Temporarily Suspending Sunday Work Prohibitions As Provided For In Title 53 Of The South Carolina Code Of Laws, From Sunday, November 30, 2008 Through Sunday, December 28, 2008 In Florence County, South Carolina, Maintaining Existing Restrictions On The Sale Of Alcohol. Councilman Culberson made a motion Council approve the Emergency Ordinance. Councilman Bradley seconded the motion, which was approved unanimously.

**APPOINTMENTS TO BOARDS AND COMMISSIONS:**

There were no appointments.

**REPORTS TO COUNCIL:**

**ADMINISTRATION**

**AWARD OF BID #05-08/09**

Councilman Mumford made a motion Council Award Bid #05-08/09 For Wilson Road Sidewalk Project To The Lowest Responsive Bidder, RWF Construction Of Effingham, SC In The Amount Of \$154,458.00 To Be Funded By SCDOT "C" Funds Program; And Authorize The County Administrator To Execute All Associated Documents To Proceed. Councilman Kirby seconded the motion, which was approved unanimously.

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

Councilman Culberson made a motion Council Award Bid #09-08/09 For Guardrail Construction Project To The Lowest Responsive Bidder, Bagwell Fence Co. of Spartanburg, SC In The Amount Of \$18,634.00 To Be Funded Through Pee Dee Electric Cooperative/Florence County 2006 Agreement; And Authorize The County Administrator To Execute All Associated Documents To Proceed. Councilman Rodgers seconded the motion, which was approved unanimously.

**GRANT AWARD SOUTH CAROLINA DEPARTMENT OF COMMERCE**

Councilman Mumford made a motion Council Accept An Increase Of \$250,000 In South Carolina Department Of Commerce Economic Development Set-Aside Grant #S1811 For Completion Of The Frontage Road Near Monster Worldwide, Inc.'s New Facility Site In The Pee Dee Electric Touchstone Energy Commerce City Industrial Park, Subject To Formal Action By The SC Coordinating Council And Authorize The Use Of Matching Funds In The Amount Of \$50,000 From The Pee Dee Electric Cooperative Rural Development Act Funds. Councilman Culberson seconded the motion, which was approved unanimously.

**RECORDS RETENTION SCHEDULE – ACCOMMODATIONS TAX FILES**

Councilman Anderson made a motion Council Approve The Records Retention Schedule Recommended By The South Carolina Department Of Archives And History To Retain Accommodation Tax Files In The Finance Department For A Period Of Four (4) Years Before Destruction. Councilman Bradley seconded the motion, which was approved unanimously.

## **EMERGENCY MANAGEMENT**

### **FIRE DISPATCH PROTOCOL SOFTWARE**

Councilman Rodgers made a motion Council Authorize The Procurement Of Fire Dispatch Software From The Current Vendor, Priority Dispatch Corporation, To Interface With Current Computer Aided Dispatch (CAD) Software Configuration For The Emergency Management Department Utilizing \$40,372.24 Budgeted In E-911 System Fund 48. Councilman Culberson seconded the motion, which was approved unanimously.

### **SPRINT NEXTEL RE-BANDING FUNDS**

Councilman Rodgers made a motion Council Accept Funding From Sprint Nextel In The Amount Of \$66,179.69 To Offset Costs Associated With Re-Banding The 800 MHz Radio System For The Florence County Emergency Management Department. Councilman Anderson seconded the motion, which was approved unanimously.

## **EMERGENCY MEDICAL SERVICES**

### **DONATION OF SURPLUS PROPERTY**

Councilman Rodgers made a motion Council Declare The On-Site Fuel Tank At Emergency Medical Services Headquarters Facility No Longer Used By The County As Surplus Property And Allow For Donation Of Said Property To The Olanta Rural Fire Department. Councilman Kirby seconded the motion, which was approved unanimously.

### **REQUEST FOR QUALIFICATIONS (RFQ) AWARD**

Councilman Ard made a motion Council Approve The Panel's Recommendation To Accept The Proposal From Goforth, Brown And Associates For The Architectural Design Services For The New Pamplico Emergency Medical Services Station In Pamplico For \$40,000, Plus Reimbursables Estimated To Cost \$4,500, To Be Funded From The FY00 General Obligation Bond; And Authorize The County Administrator To Execute All Associated Documents To Proceed. Councilman Mumford seconded the motion, which was approved unanimously.

## **PARKS & RECREATION DEPARTMENT**

### **CONTRACT EXTENSION**

Councilman Anderson made a motion Council Approve The Amendment To The Original Architectural Services Contract With Drakeford Architects For Additional Services At The Lynches River County Park Environmental Discovery Center In The Amount Of \$58,800, Plus Reimbursables Estimated To Cost \$7,000, To Be Funded From A South Carolina Department Natural Resources Grant. Councilman Mumford seconded the motion, which was approved unanimously.

**GRANT AWARD – THE WAL-MART FOUNDATION**

Councilman Rodgers made a motion Council Accept The Grant From The Wal-Mart Foundation In The Amount Of \$1,000 To Cover Costs Incurred To Acquire Artists For Children’s Programming In Association With The Annual Fall Frenzy At Lynches River County Park Hosted By Florence County Parks And Recreation Department. Councilman Anderson seconded the motion, which was approved unanimously.

**PROCUREMENT DEPARTMENT**

**DECLARATION OF SURPLUS PROPERTY**

Councilman Ard made a motion Council Authorize Donation Of Vehicle #752, A 2000 Ford Ranger Previously Declared Surplus Property By County Council To The Town Of Pamplico. Councilman Rodgers seconded the motion, which was approved unanimously.

**DONATION OF SURPLUS PROPERTY**

Councilman Rodgers made a motion Council Authorize The County Administrator To Select One (1) Crown Victoria Scheduled To Be Declared Surplus Property And Donate Said Property To Florence County School District Three For Use In The Driver Education Program At Lake City High School. Councilman Mumford seconded the motion, which was approved unanimously.

**PANEL MEMBER – GENERAL ARCHITECTURAL SERVICES**

Chairman Smith appointed Councilman Schofield to serve on a General Architectural Services Request For Qualifications (RFQ) Panel.

**SHERIFF’S OFFICE**

**AWARD BID – NATURAL GAS TILT SKILLET**

Councilman Culberson made a motion Council Accept The Bid Of The Lowest Responsive Bidder, Sam Tell & Son, Inc., For The Purchase Of A Natural Gas Tilt Skillet For The Florence County Sheriff’s Office In The Amount Of \$11,897.85; And Authorize The County Administrator To Execute All Associated Documents To Proceed. Councilman Mumford seconded the motion, which was approved unanimously.

**GRANT AWARD USDOJ BVP FY2008**

Councilman Anderson made a motion Council Accept The FY2008 Bulletproof Vest Partnership (BVP) Grant From The United States Department Of Justice (USDOJ) In The Amount Of \$562.65 For The Florence County Sheriff’s Office. Councilman Bradley seconded the motion, which was approved unanimously.

**OTHER BUSINESS:**

**INFRASTRUCTURE FUND:**

**BELLEVUE DRIVE AND SECOND LOOP ROAD TURN LANE WIDENING**

Councilman Schofield made a motion Council Approve The Expenditure Of Funds From Council District 8 Infrastructure Funding Allocation In An Amount Up To \$31,015.00 For The Bellevue Drive And Second Loop Road Turn Lane Widening And Signal Light Addition Project And Authorize The County Administrator To Reimburse The Infrastructure Funds For Council District 8 In The Amount Of Any Funding Formally Appropriated Through The Florence County Transportation Commission "C" Funds Program For The Project. Councilman Anderson seconded the motion, which was approved unanimously.

**UTILITY SYSTEM FUND**

**CITY OF LAKE CITY/TOWN OF COWARD**

Councilman Rodgers made a motion Council Approve The Expenditure Of Funds From Council Districts 1 And 5 Funding Allocations In An Amount Up To \$20,000.00 (\$10,000 Each) To Assist The City Of Lake City In Engineering Costs For A New Wastewater Collection System In The Town Of Coward. Councilman Culberson seconded the motion, which was approved unanimously.

**ROAD SYSTEM MAINTENANCE FEE (RSMF) FUND**

**WILLOW POND ROAD**

Councilman Ard made a motion Council Approve the expenditure of funds from Council District 2 RSMF funding allocation in an amount up to \$32,685.71 for MBC stone and 2" of crushed asphalt for a portion of Willow Pond Road. Councilman Rodgers seconded the motion, which was approved unanimously.

**INFRASTRUCTURE FUND:**

**CUSAACS CROSSROADS MANNED CONVENIENCE CENTER**

Councilman Kirby made a motion Council Approve The Expenditure Of Funds From Council District 4 Infrastructure Funding Allocation In An Amount Up To \$2,000.00 For Rocking Of The Cusaacs Crossroads Manned Convenience Center And Current Associated Access Ways. Councilman Rodgers seconded the motion, which was approved unanimously.

**LYNCHEs RIVER COUNTY PARK**

Councilman Anderson made a motion Council Approve The Expenditure Of Funds From Each Council District's Infrastructure Funding Allocations In An Amount Up To \$9,988.00 (Equal Portions From Each District - \$1,109.78) For A 20' X 30' Picnic Shelter At Lynches River County Park. Councilman Kirby seconded the motion, which was approved unanimously.

## **EXECUTIVE SESSION:**

Councilman Anderson made a motion Council enter executive session to discuss some contractual matters concerning real property transactions and a couple of legal matters. Councilman Rodgers seconded the motion, which was approved unanimously.

Council entered executive session at 10:18 a.m. Council reconvened at 11:05 a.m.

Subsequent to executive session, Council took the following actions:

### **IRBY STREET ACCESS PROPERTY**

Councilman Bradley made a motion Council Authorize The Purchase Of Property Designated As Tax Map No. 90089-02-019 For \$110,000 And Associated Transaction Costs With Funds Appropriated In The FY08/09 Budget And Authorize The County Administrator To Execute All Related Documents. Councilman Mumford seconded the motion, which was approved unanimously.

### **DEMOLITION OF DARGAN STREET PROPERTY**

Councilman Mumford made a motion Council authorize the demolition of existing structures located at 715 South Dargan Street, TMP No. 90089-02-009; also 717 South Dargan Street, TMP No. 90089-02-010 and 242 Baroody Street, TMP No. 90167-01-017; authorizing use of FY09 capital improvement funds included in Fund 19 appropriations. Councilman Anderson seconded the motion, which was approved unanimously.

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 11:07 A.M.**