

REGULAR MEETING OF THE FLORENCE COUNTY COUNCIL, THURSDAY, JULY 17, 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
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
Sheriff Kenney Boone
Barbara Coker, Sheriff's Office
Kevin Smetana, Morning News Staff Writer

ABSENT:

J. Ken Ard, Council Member

A notice of the regular meeting of the Florence County Council appeared in the July 16, 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 and on the County's website (HYPERLINK "http://www.florenceco.org" 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 Rodgers made a motion Council approve the minutes of the June 19, 2008 regular meeting of County Council. Councilman Mumford seconded the motion, which was approved unanimously.

Councilman Schofield made a motion Council approve the minutes of the June 26, 2008 special called meeting of County Council. Councilman Anderson seconded the motion, which was approved unanimously.

PUBLIC HEARINGS:

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

CONVEYANCE NO. 1

A Conveyance By Florence County To The City Of Florence Of Property Shown And Designated On Tax Assessor's Map No. 90168-01-007.

CONVEYANCE NO. 2

A Conveyance By Florence County To The City Of Florence Of Property Shown And Designated On Tax Assessor's Map No. 90168-01-011.

APPEARANCES:

There were no appearances.

COMMITTEE REPORTS:

EDUCATION, RECREATION, HEALTH & WELFARE COMMITTEE

Committee Chairman Anderson stated the new Environmental Services Animal Control Facility was progressing and encouraged Council and the public to visit the site.

RESOLUTIONS:

RESOLUTION NO. 01-2008/09

The Clerk published the title of Resolution No. 01-2008/09: A Resolution For The Naming Of A Private Road Located Off South Firetower Road In Florence County Shown On Florence County Tax Map Number 308, Block 1, Parcel 110 To H & M Lane; For The Naming Of A Private Road Located Off John Paul Jones Road In Florence County Shown On Florence County Tax Map Number 127, Block 1, Parcel 48 To Randy Lane; For The Naming Of A Private Road Located Off North Irby Street In Florence County Shown On Florence County Tax Map Number 175, Block 1, Parcel 3 To Moses Lane; For The Naming Of A Private Road Located Off South Irby Street Located In Florence County Shown On Tax Map 150, Block 1, Parcels 8, 9, 95 To Banker's Court; For The Naming Of A Private Road Located Off Creek Road In Florence County Shown On Florence County Tax Map Number 63, Block 1, Parcel 1 To Noop Drive. Councilman Rodgers made a motion Council approve the Resolution. Councilman Culberson seconded the motion, which was approved unanimously.

RESOLUTION NO. 02-2008/09

The Clerk published the title of Resolution No. 02-2008/09: A Resolution Designating Sources Of Payment Of Grant Funds By Florence County Relative To The Respective Economic Development Projects Of H. J. Heinz Company And Monster Worldwide, Inc. In An Aggregate Amount Not To Exceed Two Million Four Hundred Seventy-Five Thousand Dollars And Expressing The Intent Of Florence County Council That Florence County Reimburse Itself For Such Payments From The Proceeds Of Special Source Revenue Bonds Of Florence County. Councilman Mumford made a motion Council approve the Resolution. Councilman Culberson seconded the motion, which was approved unanimously.

ORDINANCES IN POSITION:

ORDINANCE NO. 37-2007/08 – THIRD READING

The Clerk published the title of Ordinance No. 37-2007/08: An Ordinance Authorizing And Providing For The Issuance And Sale Of A Not To Exceed \$600,000 General Obligation Bond Of Florence County, South Carolina (Windy Hill/Olanta Rural Volunteer Fire District), Series 2008, Or Such Other Appropriate Series Designation; Fixing The Form And Details Of The Bond; Authorizing The County Administrator To Determine Certain Matters Relating To The Bond; Providing For The Payment Of The Bond And Disposition Of The Proceeds Thereof; And Other Matters Related Thereto. Councilman Rodgers made a motion Council approve third reading of the Ordinance. Councilman Culberson seconded the motion, which was approved unanimously.

ORDINANCE NO. 41-2007/08 – THIRD READING

The Clerk published the title of Ordinance No. 41-2007/08: An Ordinance To Rezone Properties Owned By Cedell And Sylvia C. Burgess Located At 605 Davis Street, Lake City And Leroy Burgess Located In The 400 Block Of Green Haven Avenue, Lake City From R-4, Multi-Family Residential District To RU-1, Rural Community District Shown On Florence County Tax Map No. 00169, Block 31 Parcels 54 And 12 Consisting Of 11.53 +/- Acres. Councilman Rodgers made a motion Council approve third reading of the Ordinance. Councilman Culberson seconded the motion, which was approved unanimously.

ORDINANCE NO. 40-2007/08 – SECOND READING

The Clerk published the title of Ordinance No. 40-2007/08: An Ordinance To Rezone Property Owned By GBA Ships Florence, Inc. Located At 781 St. Andrews Road, Florence From R-1, Single-Family Residential District To PD, Planned Development District Shown On Florence County Tax Map No. 00074, Block 1, Parcel 12 Consisting Of 12.2 +/- Acres. Councilman Mumford made a motion Council approve second reading of the Ordinance. Councilman Culberson seconded the motion, which was approved unanimously.

ORDINANCE NO. 02-2008/09 – INTRODUCED

The Clerk published the title of Ordinance No. 02-2008/09 and the Chairman declared the Ordinance introduced: An Ordinance To Amend Section 6.20 Water And Sewer Systems For New Subdivisions And Section 6.25 Small Family And Private Development-D Of The Florence County Land Development And Subdivision Ordinance And Section 28.6-8 Water And Sewer Systems For New Subdivisions And Section 28.6-85 Small Family And Private Development-D Lots Of The Code Of Ordinances Of Florence County To Provide Additional Exemptions For Percolation Tests And Related Septic Permits.

ORDINANCE NO. 03-2008/09 – INTRODUCED

The Clerk published the title of Ordinance No. 03-2008/09 and the Chairman declared the Ordinance introduced: An Ordinance To Zone Properties Owned By Bryan Miller And Danette P. And Ricky H. Foshee Located Off Of Country Club Drive, Johnsonville To R-1, Single-Family Residential District Shown On Florence County Tax Map No. 00441, Block 5, Parcel 188 Consisting Of 1.2 +/- Acres And Parcel 215 Consisting Of 1.8 +/- Acres.

ORDINANCE NO. 04-2008/09 – INTRODUCED

The Clerk published the title of Ordinance No. 04-2008/09 and the Chairman declared the Ordinance introduced: An Ordinance Classifying Facilities Engaged In The Area Of Research And Development For The Purposes Of Section 53-1-130 Of The Code Of Laws Of South Carolina, 1976, As Amended, Or To Operations Involving A Customer Service Center And/Or Call Center, And Suspending The Application Of The Work Prohibitions Contained In

Chapter 1 Of Title 53 With Respect To Such Facilities Pursuant To Section 53-1-160 Of The Code Of Laws Of South Carolina, 1976, As Amended, And Other Matters Relating Thereto.

APPOINTMENTS TO BOARDS AND COMMISSIONS:

PEE DEE REGIONAL AIRPORT AUTHORITY

Councilman Mumford appointed Mr. Leroy Edwards to serve on the Pee Dee Regional Airport Authority representing Florence County, with the appropriate expiration date. (If approved by the Governor, Mr. Edwards will replace Eralphia “Jimmy” Echols who withdrew his application.)

FLORENCE COUNTY POLICY COMMISSION ON RECREATION

Councilman Schofield appointed Mr. Ronnie Summersett to serve on the Florence County Policy Commission on Recreation representing Council District 8. Mr. Summersett will fill the unexpired term (June 30, 2010) of Ms. Shelby Phillips who resigned.

PUBLIC HEARINGS:

There being no signatures on the sign-in sheets, the Chairman closed the public hearings.

REPORTS TO COUNCIL:

ADMINISTRATION

MONTHLY FINANCIAL REPORTS

Monthly financial reports were provided to Council for fiscal year 2008 through May 31, 2008 as an item for the record.

FLORENCE REGIONAL ARTS ALLIANCE

Councilman Anderson made a motion Council approve the temporary use of the former Library by the Arts Alliance for a Holiday Visual Arts Showcase and Sale and ArtsFest 2009 and authorize the County Administrator to execute a temporary letter-form, lease agreement, subject to review by the County Attorney. Councilman Bradley seconded the motion, which was approved unanimously.

LIMITED WARRANTY DEED AND QUIT-CLAIM DEED

Councilman Culberson made a motion Council authorize the Chairman to execute a limited Warranty Deed for Parcel No. 90168-01-007 and a Quit-Claim Deed for Parcel 90168-01-011, the former Planning Building located at 218 W. Evans Street, conveying said parcels to the City of Florence. Councilman Schofield seconded the motion, which was approved unanimously.

EMERGENCY MANAGEMENT DEPARTMENT

GRANT AWARD SOUTH CAROLINA BUDGET AND CONTROL BOARD

Councilman Anderson made a motion Council accept the grant from the South Carolina Budget and Control Board in the amount of \$50,899.78 for the Fiscal Year 2008 First Responder Interoperability Grant to maintain the County’s 800 MHz radio system and authorize the designation of appropriate general ledger accounts within the Grant Fund.

Councilman Rodgers seconded the motion, which was approved unanimously.

PARKS & RECREATION DEPARTMENT

GRANT AWARD – THE KYLE FOUNDATION, INC.

Councilman Rodgers made a motion Council accept the grant from The Kyle Foundation, Inc. in the amount of \$1,000 to cover costs 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 and authorize the designation of appropriate general ledger accounts within the Grant Fund. Councilman Anderson seconded the motion, which was approved unanimously.

SHERIFF'S OFFICE

GRANT AWARD – SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY

Councilman Kirby made a motion Council accept the grant from the South Carolina Department of Public Safety in the amount of \$44,727 to provide funding for one Criminal Domestic Violence Investigator at the Florence County Sheriff's Office and authorize the designation of appropriate general ledger accounts within the Grant Fund to appropriately account for the FY2009 JAG grant. Councilman Anderson seconded the motion, which was approved unanimously.

GRANT AWARD – SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY

Councilman Mumford made a motion Council accept the grant from the South Carolina Department of Public Safety in the amount of \$47,191 to provide funding for one Gang/Juvenile Crime Investigator at the Florence County Sheriff's Office and authorize the designation of appropriate general ledger accounts within the Grant Fund to appropriately account for the FY2009 JAG grant. Councilman Schofield seconded the motion, which was approved unanimously.

TREASURER'S OFFICE

AWARD BID #01-08/09

Councilman Schofield made a motion Council accept the bid of the low responsive bidder, Florence Toyota Scion, for the purchase of one (1) Truck, Pick-up, Compact, 4-Door Extended, Double Cab for Florence County Delinquent Tax in the amount of \$26,591 from funds budgeted within the department; and authorize the County Administrator to execute all associated documents to proceed. Councilman Bradley seconded the motion, which was approved unanimously.

OTHER BUSINESS:

INFRASTRUCTURE FUND:

EBENEZER SITE

Councilman Anderson made a motion Council approve the expenditure of funds from Council District 9 infrastructure funding allocation in an amount up to \$97,079.50 for concrete additions at the Ebenezer Manned Convenience Center Site. Councilman Rodgers seconded the motion, which was approved unanimously. Councilman Schofield asked if the Manned Convenience Centers were historically maintained through infrastructure funding. County Administrator Richard Starks responded that Waste Management maintains everything as it stands and Council had made no general appropriation to improve the surface areas of the individual sites. Councilman Schofield stated he had no objection to the use of infrastructure funds for that purpose but that in the future, as the sites were improved and more sites needed for the County, infrastructure funds would not be adequate. This should be handled through the County budget, not individual infrastructure funds.

UTILITY SYSTEM FUND:

ST. ANDREWS ROAD

Councilman Anderson made a motion Council approve the expenditure of funds from Council District 9 Utility System funding allocation in an amount up to \$41,000.00 for the extension of a water line to St. Andrews Road residents. Councilman Schofield seconded the motion, which was approved unanimously.

COUNCILMAN MUMFORD:

Councilman Mumford commended Sheriff Boone for applying for the grant for the Gang/Juvenile Crime Investigator. This was a very pro-active approach that would be great for Florence County.

COUNCILMAN SCHOFIELD:

Councilman Schofield asked the County Administrator to have Public Works check into any means of enhancing drainage at the Muldrow's Mill Subdivision in the South Florence area.

COUNCILMAN CULBERSON:

Councilman Culberson made a motion to redistribute County-owned equipment from the former Florence Rescue Squad as follows: Items No. 1, 4 and 5 to West Florence Fire Department, Item 2 to the Windy Hill Fire Department and Item 3 to the South Lynches Fire Department. Councilman Mumford seconded the motion, which was approved unanimously.

HONDA CONTRIBUTION:

Chairman Smith expressed appreciation to Honda for a \$25,000 contribution for the new Timmonsville Library. He commended them for their continued community support.

EXECUTIVE SESSION:

Councilman Schofield made a motion Council enter executive session to discuss pending real property transactions, personnel matter concerning Purchasing & Facilities Management, legal brief, and an economic development matter. Councilman Rodgers seconded the motion, which was approved unanimously.

Council entered executive session at 9:30 a.m. Council reconvened at 10:11 a.m.

Subsequent to executive session, Council took the following actions:

QUIT CLAIM DEED – HUGHES WAREHOUSE

Councilman Culberson made a motion Council authorize the County Attorney to proceed with a quit-claim deed for the Hughes Warehouse Road issue. Councilman Mumford seconded the motion, which was approved unanimously.

QUIT CLAIM DEED – NICHOLSON PROPERTY

Councilman Schofield made a motion Council authorize the County Attorney to proceed with a quit-claim deed on the Nicholson strip of property by Honda. Councilman Anderson seconded the motion, which was approved unanimously.

RESOLUTION NO. 03-2008/09

Councilman Anderson published the title of Resolution No. 03-2008/09 and made a motion Council approve the Resolution: A Resolution authorizing an Inducement Agreement Between Florence County, South Carolina (The "County") And General Electric Company Relating To The County's Execution And Delivery Of A Fee Agreement Pursuant To Title 12, Chapter 44, Code Of Laws Of South Carolina, 1976, As Amended.

ORDINANCE NO. 05-2008/09 – INTRODUCED

The Chairman published the title of Ordinance No. 05-2008/09 and declared the Ordinance introduced: An Ordinance Authorizing The Execution And Delivery Of A Fee In Lieu Of Tax Agreement By And Between Florence County, South Carolina (The "County") And General Electric Company (The "Company"); And Other Matters Relating Thereto.

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

COUNCIL MEETING ADJOURNED AT 10:12 A.M.

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Florence County Council Regular Meeting

July 17, 2008