

K. G. "Rusty" Smith, Jr.  
District #1

Vacant  
District #2

Alphonso Bradley  
District #3

Mitchell Kirby  
District #4

Johnnie D. Rodgers, Jr.  
District #5

Russell W. Culberson  
District #6

Waymon Mumford  
District #7

James T. Schofield  
District #8

H. Morris Anderson  
District #9

AGENDA  
FLORENCE COUNTY COUNCIL  
REGULAR MEETING  
CITY-COUNTY COMPLEX  
180 N. IRBY STREET  
COUNCIL CHAMBERS, ROOM 803  
FLORENCE, SOUTH CAROLINA  
THURSDAY, MAY 19, 2011  
9:00 A. M.

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I. **CALL TO ORDER:** K. G. RUSTY SMITH, JR., CHAIRMAN

II. **INVOCATION:** H. MORRIS ANDERSON, SECRETARY/CHAPLAIN

III. **PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG:**  
WAYMON MUMFORD, VICE CHAIRMAN

IV. **WELCOME:** K. G. RUSTY SMITH, JR., CHAIRMAN

V. **MINUTES:**

**MINUTES OF THE APRIL 21, 2011 REGULAR MEETING** [1]

Council Is Requested To Approve The Minutes Of The April 21, 2011  
Regular Meeting Of County Council.

VI. **PUBLIC HEARINGS:** [12]

Council will hold public hearing on the following:

A. **ORDINANCE NO. 19-2010/11**

An Ordinance To Amend The Comprehensive Plan Land Use Map For  
Property In Florence County Located At 122 South Georgetown Highway,  
Johnsonville, SC From Transitional Growth And Preservation To Commercial  
Growth And Preservation As Shown On Florence County Tax Map No.  
50007, Block 05, Parcel 002 Consisting Of .297 Acres.

**B. ORDINANCE NO. 21-2010/11**

An Ordinance Authorizing The Lease Of Property Owned By Florence County Designated As Tax Map No. 60006-03-014 To The Town Of Pamplico And Other Matters Related Thereto.

**C. ORDINANCE NO. 22-2010/11**

An Ordinance To Ratify FY11 Budget And Grant Council Actions Authorized By Council And Other Matters Related Thereto.

**D. ORDINANCE NO. 23-2010/11**

An Ordinance To Amend Florence County Code Chapter 6 – Animals And Fowl, To Establish Regulations And Penalties Related To Habitually Barking Dogs; To Amend Animal Cruelty Regulations; To Amend Public Animal Adoption Policies; And Other Matters Related Thereto.

**E. ORDINANCE NO. 24-2010/11**

An Ordinance Accepting The Transfer By The Town Of Timmonsville, South Carolina To The Florence County Election Commission Of The Authority To Conduct Municipal General Elections Of The Town Of Timmonsville, South Carolina And Authorizing The Execution Of An Agreement Providing For Such Transfer And Other Matters Related Thereto.

**F. ORDINANCE NO. 25-2010/11**

An Ordinance To Amend Florence County Code Chapter 2, Administration, Article V, Boards, Commission, Committees And Agencies, Division 2, City-County Civic Center Commission, To Provide For Additional Two Appointees, One By Florence County Council And One By City Of Florence And Other Matters Related Thereto.

**G. ORDINANCE NO. 01-2011/12**

An Ordinance To Provide For The Levy Of Taxes In Florence County For The Fiscal Year Beginning July 1, 2011 And Ending June 30, 2012; To Provide For The Appropriation Thereof; To Provide For Revenues For The Payment Thereof; And To Provide For Other Matters Related Thereto.

**VII. APPEARANCES:**

**A. RAY MCBRIDE, DIRECTOR – FLORENCE COUNTY LIBRARY [13]**

Mr. McBride Requests To Appear Before Council To Provide An Update On The Lake City Library Project.

**B. BARRINGER F. WINGARD, JR., CHAIRMAN – VETERANS PARK [15]**

Mr. Wingard Requests To Appear Before Council To Solicit Support For A Significant, Unique, Patriotic, And Uplifting Cultural Addition To The Veterans Park.

**C. REP “BUTCH” WHIDDON, CPA, PARTNER – BAIRD & CO. [17]**

Mr. Rep “Butch” Whiddon, CPA, Partner In The CPA Firm Of Baird And Company, CPA’s, LLC, The County’s External Audit Firm, Will Be Appearing Before Council To Present A Procedures Report Recently Completed.

**VIII. COMMITTEE REPORTS:**

(Items assigned to the Committees in italics. Revisions by Committee Chair requested.)

Administration & Finance

(Council members K. G. “Rusty” Smith, Jr./Chair, Russell W. Culberson, Waymon Mumford and James T. Schofield)

Public Services & County Planning

(Council members James T. Schofield/Chair and Mitchell Kirby)

Justice & Public Safety

(Council members Waymon Mumford/Chair, Johnnie D. Rodgers, Jr. and Al Bradley)

*January 20, 2011 Litter*

Education, Recreation, Health & Welfare

(Council members H. Morris Anderson/Chair, Johnnie D. Rodgers, Jr., and Al Bradley)

Agriculture, Forestry, Military Affairs & Intergovernmental Relations

(Council members Russell W. Culberson/Chair and Morris Anderson)

Ad Hoc Water Study Committee

(Council members Mitchell Kirby, Russell W. Culberson, and Johnnie D. Rodgers, Jr.)

City-County Conference Committee

(Council members Alphonso Bradley/Co-Chair, Waymon Mumford, and James Schofield.)

Ad Hoc Search Committee

(Council members Waymon Mumford/Chair, Johnnie D. Rodgers, Jr., H. Morris Anderson, and Alphonso Bradley.)

**IX. RESOLUTIONS:**

**RESOLUTION NO. 19-2010/11**

**[18]**

A Resolution To Re-Issue The Florence County Personnel Policy Manual As A Single Document Consolidating All Council Approved Resolutions Since May 2006 And Minor Text Revisions For Readability For All Users To Be Effective July 1, 2011.

**X. ORDINANCES IN POSITION:**

**A. THIRD READING**

**1. ORDINANCE NO. 17-2010/11**

**[103]**

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.

**2. ORDINANCE NO. 18-2010/11**

**[107]**

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.

**B. SECOND READING**

1. **ORDINANCE NO. 19-2010/11** *(Public Hearing)* **[115]**  
An Ordinance To Amend The Comprehensive Plan Land Use Map For Property In Florence County Located At 122 South Georgetown Highway, Johnsonville, SC From Transitional Growth And Preservation To Commercial Growth And Preservation As Shown On Florence County Tax Map No. 50007, Block 05, Parcel 002 Consisting Of .297 Acres.  
*(Planning Commission approved 8 – 0.) (Council District 2)*
  
2. **ORDINANCE NO. 20-2010/11** **[121]**  
An Ordinance To Rezone Property Owned By Glenn Badger Bazen Located At 122 South Georgetown Hwy., Johnsonville From B-2, Convenience Business District To B-3, General Commercial District Shown On Florence County Tax Map No. 50007, Block 05, Parcel 002 Consisting Of Approximately 0.297 Acres.  
*(Planning Commission approved 8 – 0.) (Council District 2)*
  
3. **ORDINANCE NO. 21-2010/11** *(Public Hearing)* **[129]**  
An Ordinance Authorizing The Lease Of Property Owned By Florence County Designated As Tax Map No. 60006-03-014 To The Town Of Pamplico And Other Matters Related Thereto.
  
4. **ORDINANCE NO. 22-2010/11** *(Public Hearing)* **[136]**  
An Ordinance To Ratify FY11 Budget And Grant Council Actions Previously Authorized By Council And Other Matters Related Thereto.
  
5. **ORDINANCE NO. 23-2010/11** *(Public Hearing)* **[142]**  
An Ordinance To Amend Florence County Code Chapter 6 – Animals And Fowl, To Establish Regulations And Penalties Related To Habitually Barking Dogs; To Amend Animal Cruelty Regulations; To Amend Public Animal Adoption Policies; And Other Matters Related Thereto.
  
6. **ORDINANCE NO. 24-2010/11** *(Public Hearing)* **[146]**  
An Ordinance Accepting The Transfer By The Town Of Timmons ville, South Carolina To The Florence County Election Commission Of The Authority To Conduct Municipal General Elections Of The Town Of Timmons ville, South Carolina And Authorizing The Execution Of An Agreement Providing For Such Transfer And Other Matters Related Thereto.

7. **ORDINANCE NO. 25-2010/11** *(Public Hearing)* [156]

An Ordinance To Amend Florence County Code Chapter 2, Administration, Article V, Boards, Commission, Committees And Agencies, Division 2, City-County Civic Center Commission, To Provide For Two Additional Appointees, One By Florence County Council And One By City Of Florence And Other Matters Related Thereto.

8. **ORDINANCE NO. 01-2011/12** *(Public Hearing)* [160]

An Ordinance To Provide For The Levy Of Taxes In Florence County For The Fiscal Year Beginning July 1, 2011 And Ending June 30, 2012; To Provide For The Appropriation Thereof; To Provide For Revenues For The Payment Thereof; And To Provide For Other Matters Related Thereto.

C. **INTRODUCTION**

**ORDINANCE NO. 26-2010/11** *(By Title Only)* [173]

An Ordinance Authorizing The Execution And Delivery Of A Fee Agreement Between Florence County, South Carolina, And Project Oliver, As Sponsor, And One Or More Sponsor Affiliates, To Provide For A Fee In Lieu Of *Ad Valorem* Taxes Incentive Agreement, To Include The Grant Of Certain Infrastructure Credits As Part Of The Fee-In-Lieu Of Taxes Arrangement; And Other Related Matters.

XI. **APPOINTMENTS TO BOARDS & COMMISSIONS:**

XII. **REPORTS TO COUNCIL:**

A. **ADMINISTRATION**

**MONTHLY FINANCIAL REPORTS** [175]

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

B. **PROCUREMENT**

1. **AWARD OF BID #20-10/11** [181]

Approve The Award Of Bid #20-10/11 For A Bunker And Field Rake To Revels Turf And Tractor, Myrtle Beach, SC In The Amount Of \$12,767 For The Parks And Recreation Department To Be Funded From Budgeted Departmental Funds. *(2 Compliant Bids)*

**2. RFP PANEL APPOINTMENT**

**[184]**

Appoint A Member Of Council To Serve On The Tax Forms And Processing RFP Evaluation Committee.

**XIII. OTHER BUSINESS:**

**UTILITY**

**EARL CIRCLE**

**[185]**

Approve The Expenditure Of Up To \$17,600 From Council District 3 Utility Funding Allocation To Pay For The Resurfacing Of Earl Circle.

**XIV. EXECUTIVE SESSION:**

Pursuant to Section 30-4-70 of the South Carolina Code of Laws 1976, as amended.

- Legal Briefing
- Contractual Matter: SCDOT

**XV. INACTIVE AGENDA:**

**A. ORDINANCE NO. 30-2009/10**

At its regular meeting of May 20, 2010, County Council remanded this Ordinance to the Planning Commission: An Ordinance To Zone Property Owned By KAT-ROX LLC, Located At Pamlico Highway And South Flanders Road, Florence County To PD 2010-01, Planned Development District Shown On Florence County Tax Map No. 90147, Block 03, Parcel 66, Consisting Of Approximately 22.08 Acres.

*(Planning Commission **approved** 9 – 0.) (Council District 5)*

**B. ORDINANCE NO. 13-2010/11**

At Its Regular Meeting Of December 9, 2010, Council Voted Unanimously To Move Ordinance No. 13-2010/11 To The Inactive Agenda: An Ordinance To Amend The Agreement For Development Of A Multi-County Industrial And Business Park Dated As Of February 6, 2006, By And Between Florence County And Williamsburg County, South Carolina, Providing For The Development Of A Jointly Owned And Operated Industrial/Business Park So As To Include Additional Property In Florence County As Part Of The Joint County Industrial/Business Park, And Other Matters Relating Thereto.

**XVI. ADJOURN:**