

Jason M. Springs
District 1

Roger M. Poston
District 2

Alphonso Bradley
District 3

Mitchell Kirby
District 4

Kent C. Caudle
District 5

H. Steven DeBerry, IV
District 6

Waymon Mumford
District 7

Frank J. "Buddy" Brand, II
District 8

Willard Dorriety, Jr.
District 9

AGENDA (*Revised*)
FLORENCE COUNTY COUNCIL
REGULAR MEETING
COUNTY COMPLEX
180 N. IRBY STREET
COUNTY COMPLEX
COUNCIL CHAMBERS, ROOM 803
FLORENCE, SOUTH CAROLINA
THURSDAY, NOVEMBER 19, 2020
9:00 A. M.

Please note that in response to the threat of the spread of COVID-19, Council Chambers will be restricted access to Council and required staff only. The public and press/media may view the Council meeting via live stream at www.florenceco.org.

I. CALL TO ORDER: WILLARD DORRIETY, JR., CHAIRMAN

II. INVOCATION: MITCHELL KIRBY, SECRETARY/CHAPLAIN

**III. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG:
 H. STEVEN DEBERRY, IV, VICE CHAIRMAN**

IV. WELCOME: WILLARD DORRIETY, JR., CHAIRMAN

V. SWEARING-IN OF NEWLY ELECTED COUNCIL MEMBER:

The Honorable Frank J. "Buddy" Brand, II

Administering The Oath Of Office: The Honorable Haigh Porter, Master in Equity

VI. MINUTES:

MINUTES OF THE OCTOBER 15, 2020 REGULAR MEETING

Council Is Requested To Approve The Minutes Of The October 15, 2020 Regular Meeting Of County Council.

VII. PUBLIC HEARINGS:

Council Will Hold Public Hearing To Receive Public Comment With Regard To The Following:

A. ORDINANCE NO. 06-2020/21

An Ordinance Authorizing The Execution And Delivery Of A Fee-In-Lieu-Of-Tax Agreement By And Between A Company Identified As “Project Lightning Bolt” (The “Company”) On Its Own Or Together With One Or More Of Its Subsidiaries, Affiliates, Successors, Assigns, Sponsors, Lessors, And Others, And Florence County, South Carolina (The “County”) To Provide For The Payment Of Certain Fees In Lieu Of Taxes; Authorizing And Ratifying The Assignment Of Benefits Under Certain Existing Fee In Lieu Of Tax Arrangements To The Company; Authorizing Certain Amendments To The Assigned Fee In Lieu Of Tax Arrangements Including The Provision Of Additional Infrastructure Or Special Source Revenue Credits; And Other Matters Related Thereto.

B. ORDINANCE NO. 11-2020/21

An Ordinance Authorizing The Execution And Delivery Of A First Amendment To Fee-In-Lieu-Of-Tax Agreement By And Between Ruiz Food Products, Inc., RG4 Holding Co., LLC (Collectively The “Company”) and Florence County, South Carolina (The “County”); And Other Matters Relating Thereto.

C. ORDINANCE NO. 12-2020/21

An Ordinance Authorizing Pursuant To Title 12, Chapter 44 Of The Code Of Laws Of South Carolina 1976, As Amended, The Execution And Delivery Of A Fee-In-Lieu Of Ad Valorem Taxes Agreement, By And Between Florence County, South Carolina And Santee Electric Cooperative, Inc. As Sponsor, And One Or More Sponsor Affiliates To Provide For A Fee-In-Lieu Of Ad Valorem Taxes Incentive And Certain Special Source Revenue Credits; The Expansion Of The Boundaries Of A Joint Industrial And Business Park Located In Florence And Williamsburg Counties; And Other Related Matters.

In an effort to minimize the potential spread of the Coronavirus COVID-19 and to protect County employees as well as the citizenry, Florence County buildings are currently closed to the public. Members of the public are invited to submit written comments with regard to the Ordinances for public hearings. Citizens wishing to comment may do so in writing to the Clerk to Council at chaselden@florenceco.org, fax to 843.665.3042, or mail to 180 N. Irby St., MSC-G, Florence, SC 29501 beginning November 3, 2020. Written comments submitted via email or fax will be accepted until 9:00 a.m. on November 19, 2020. Mailed comments must be received in the Clerk's office by 5:00 p.m. on November 18, 2020. All written comments received by the Clerk prior to the meeting will be provided to Council for consideration. All written comments must reference the item being addressed and will be incorporated into the minutes of the meeting for permanent record.

VIII. APPEARANCES:

In An Effort To Minimize The Spread Of The Coronavirus COVID-19, There Will Be No Public Appearances.

CHRISTMAS CARD CONTEST WINNER

Council Will Announce And Recognize The Winner Of The 2020 Annual Christmas Card Contest.

IX. COMMITTEE REPORTS:

(Items Assigned To Committees Will Appear In *Italics*.)

Administration & Finance

(Chairman Dorriety, Councilmen Mumford, DeBerry and Brand)

October 15, 2020

Accommodations Tax Reconciliation Committee

Public Services & County Planning

(Councilman Caudle/Chair, Councilmen Bradley and Springs)

Justice & Public Safety

(Councilman DeBerry/Chair, Councilmen Poston and Springs)

Education, Recreation, Health & Welfare

(Councilman Springs/Chair, Councilmen Kirby and Bradley)

Agriculture, Forestry, Military Affairs & Intergovernmental Relations

(Councilman Poston/Chair, Councilmen Kirby and Caudle)

February 20, 2020

City-County Conference Committee

X. RESOLUTIONS/PROCLAMATIONS:

A. RESOLUTION OF RECOGNITION

A Resolution Of Recognition For Robert Fulmore, Darrick and Bree Porter, Michael Alexander, Louis Grooms and Lyle Hancock, In Honor Of The Commendable Humanitarian And Heroic Acts They Performed On October 11, 2020.

B. RESOLUTION NO. 07-2020/21

A Resolution To Declare The Results Of A Referendum Held In Florence County, South Carolina On November 3, 2020.

C. RESOLUTION NO. 08-2020/21

A Resolution Requesting Florence County To Update And Renew Contracts To Administer Certain Planning And Building Code Enforcement Services For The City Of Johnsonville; And Other Matters Related Thereto.

XI. ORDINANCES IN POSITION:

A. THIRD READING

1. ORDINANCE NO. 11-2019/20 (*Deferral*)

An Ordinance Authorizing The Execution And Delivery Of A Fee-In-Lieu Of Tax Agreement By And Between A Company Or Companies Known For The Time Being As Project Star (The “Company”), Darlington County And Florence County, South Carolina (The “County”), Whereby The County Will Enter Into A Fee-In-Lieu Of Tax Agreement With The Company And Darlington County, Providing For Payment By The Company Of Certain Fees-In-Lieu Of *Ad Valorem* Taxes, The Allocation Of Fees-In-Lieu Of Taxes Payable Under The Agreement; And Other Matters Relating Thereto.

2. **ORDINANCE NO. 12-2019/20** *(Deferral)*

An Ordinance To Develop A Jointly Owned And Operated Industrial/Business Park In Conjunction With Darlington County, Such Industrial/Business Park To Be Geographically Located In Florence County And Darlington County And Established Pursuant To Sec. 4-1-170 Of The Code Of Laws Of South Carolina 1976, As Amended; To Provide For A Written Agreement With Darlington County To Provide For The Expenses Of The Park, The Percentage Of Revenue Application, And The Distribution Of Fees In Lieu Of Ad Valorem Taxation; And Other Matters Related Thereto.

3. **ORDINANCE NO. 06-2020/21** *(Deferral)*

An Ordinance Authorizing The Execution And Delivery Of A Fee-In-Lieu-Of-Tax Agreement By And Between A Company Identified As “Project Lightning Bolt” (The “Company”) On Its Own Or Together With One Or More Of Its Subsidiaries, Affiliates, Successors, Assigns, Sponsors, Lessors, And Others, And Florence County, South Carolina (The “County”) To Provide For The Payment Of Certain Fees In Lieu Of Taxes; Authorizing And Ratifying The Assignment Of Benefits Under Certain Existing Fee In Lieu Of Tax Arrangements To The Company; Authorizing Certain Amendments To The Assigned Fee In Lieu Of Tax Arrangements Including The Provision Of Additional Infrastructure Or Special Source Revenue Credits; And Other Matters Related Thereto.

4. **ORDINANCE NO. 09-2020/21**

An Ordinance To Rezone Property Owned By Jerrel And Zivia Washington On Whippoorwill Road, Effingham, SC, As Shown On Florence County Tax Map No. 00126, Block 01, Parcel 115; Consisting Of Approximately 0.708 Acres From R-1, Single-Family Residential District, To R-3, Single-Family Residential District; And Other Matters Related Thereto.

(Planning Commission approved 8 to 0)(Council District 5)

5. **ORDINANCE NO. 10-2020/21**

An Ordinance To Rezone Property Owned By Maria Pigatt At 2009 Hazelwood Lane, Effingham, SC, As Shown On Florence County Tax Map No. 00127, Block 01, Parcel 276; Consisting Of Approximately 0.883 Acres From R-3, Single-Family Residential District, To RU-1, Rural Community District; And Other Matters Related Thereto.

(Planning Commission approved 8 to 0)(Council District 5)

6. ORDINANCE NO. 11-2020/21

An Ordinance Authorizing The Execution And Delivery Of A First Amendment To Fee-In-Lieu-Of-Tax Agreement By And Between Ruiz Food Products, Inc., RG4 Holding Co., LLC (Collectively The “Company”) and Florence County, South Carolina (The “County”); And Other Matters Relating Thereto.

7. ORDINANCE NO. 12-2020/21

An Ordinance Authorizing Pursuant To Title 12, Chapter 44 Of The Code Of Laws Of South Carolina 1976, As Amended, The Execution And Delivery Of A Fee-In-Lieu Of Ad Valorem Taxes Agreement, By And Between Florence County, South Carolina And Santee Electric Cooperative, Inc. As Sponsor, And One Or More Sponsor Affiliates To Provide For A Fee-In-Lieu Of Ad Valorem Taxes Incentive And Certain Special Source Revenue Credits; The Expansion Of The Boundaries Of A Joint Industrial And Business Park Located In Florence And Williamsburg Counties; And Other Related Matters.

B. SECOND READING

There Are No Ordinances For Second Reading.

C. INTRODUCTION

1. ORDINANCE NO. 13-2020/21

An Ordinance To Zone Property Owned By Jonathan D. Chandler On Ebenezer Road And Pisgah Road, Florence, SC, As Shown Of Florence County Tax Map No. 00097, Block 01, Parcels 015 & 103; Consisting Of Approximately 78.65 Acres From Unzoned, To PD-18-2, Chandler Reserve Planned Development District; And Other Matters Related Thereto.

(Planning Commission approved 6 to 1)(Council District 3)

2. ORDINANCE NO. 14-2020/21 *(By Title Only)*

An Ordinance Authorizing A Development Agreement By And Between Florence County, South Carolina And Pee Dee Electricom, Inc. Providing For Payments Relating To The Construction Of An Industrial Development Building, Allocating Utility Tax Credit Revenues To Florence County For Public Infrastructure Projects, And Addressing Other Matters Related Thereto.

XII. APPOINTMENTS TO BOARDS & COMMISSIONS:

A. CITY-COUNTY CIVIC CENTER COMMISSION

Council Is Asked To Approve The Re-Appointment Of Mark Wade To Serve On The City-County Civic Center Commission, Representing Florence County In Seat 1 With Appropriate Expiration Term.

B. COMMISSION ON ALCOHOL & DRUG ABUSE

Council Is Asked To Approve The Re-Appointment of Ben McInville - Representing Council District 4, And The Appointment Of Bill Bridges - Serving In The At-Large Business Law Seat, To Serve On The Commission On Alcohol & Drug Abuse With Appropriate Expiration Terms.

Council Is Asked To Approve The Appointment of Reverend Ralph Singletary To Serve On The Commission On Alcohol & Drug Abuse, Representing Council District 1 With Appropriate Expiration Term.

XIII. REPORTS TO COUNCIL:

A. ADMINISTRATION

MONTHLY FINANCIAL REPORTS

Monthly Financial Reports Are Provided To Council For Fiscal Year 2021 Through September 30, 2020 As An Item For The Record.

B. ADMINISTRATION/FINANCE

CHRISTMAS BONUS

Council Is Asked To Authorize The FY2020/21 Christmas Bonus For County Employees As Budgeted And Outlined In Section 8b. Of Ordinance No. 01-2020/21 (The Budget Ordinance).

C. ADMINISTRATION/PROCUREMENT

AWARD RFP NO. 17-19/20

Council Is Asked To Award RFP No. 17-19/20, Design-Build Services For A Service Monument To Be Located At The Judicial Center To Monument Warehouse, LLC, Elberton, Ga To Be Funded From Donations, Drs. Bruce And Lee Foundation Grant Funds And Remaining Judicial Center Construction Funds. *(4 Proposals Were Received)*

D. EMS/PROCUREMENT

COOPERATIVE PURCHASING AGREEMENT/AMBULANCE PURCHASE

Council Is Asked To Authorize The Use Of The Savvik Cooperative Purchasing Agreement Awarded To Wheeled Coach Industries To Purchase Two (2) 2021 Ford E-450 Ambulances With Required Options And Up-fits From Select Custom Apparatus Of Falkland, North Carolina, An Authorized Regional Representative For Wheeled Coach Industries In The Amount Of \$342,680 And Declare Surplus Two 2011 Chevrolet G4500 Ambulances, VIN# 1GB6G5CL5B1177637 And VIN# 1GB6G5CL9B1176975, And Authorize The Trade-In Of The Two Units In The Amount Of \$17,500 For A Net Purchase Amount Of \$325,180 To Be Funded From FY 20-21 Departmental Budgeted Funds.

E. PROCUREMENT/PUBLIC WORKS

AWARD BID NO. 09-20/21

Council Is Asked To Award Bid No. 09-20/21, MBC Stone For Victor White Rd. To Hanson Aggregates Of Jefferson, SC In The Amount Of \$63,180.00 To Be Funded From CPST II District 4 Funds. *(3 Compliant Bids Received)*

XIV. OTHER BUSINESS:

A. INFRASTRUCTURE

1. BACK SWAMP SCHOOL TRUST

Council Is Asked To Approve The Expenditure Of Up To \$10,000 From Council Districts 3 And 7 Infrastructure Funding Allocations (\$5,000 From Each) To Assist The Back Swamp School Trust With The Construction Of A New Roof On The Historical Back Swamp School Building.

2. BROOKS MCCALL PARK

Council Is Asked To Approve The Expenditure Of Up To \$7,500.00 From Council District 3 Infrastructure Funding Allocation To Pay For A New Fountain In The Pond And Electrical Repairs At Brooks McCall Park.

3. TIMMONSVILLE RESCUE SQUAD

Council Is Asked To Approve The Expenditure Of Up To \$4,500.00 From Council District 4 Infrastructure Funding Allocation To Assist The Timmonsville Rescue Squad With The Purchase Of A Floor Cleaner.

B. ROAD SYSTEM MAINTENANCE FEE (RSMF)

1. ALLISON ROAD

Council Is Asked To Approve The Expenditure Of Up To \$2,625.00 From Council District 2 RSMF Funding Allocation For 75 Tons Of MBC Stone To Be Put On Allison Road.

2. DOUGS LANE

Council Is Asked To Approve The Expenditure Of Up To \$4,000.00 From Council District 6 RSMF Funding Allocation For 125 Tons Of MBC Stone To Be Put On Dougs Lane.

3. KINGSBURG FIRE STATION PARKING LOT

Council Is Asked To Approve The Expenditure Of Up To \$940.80 From Council District 2 RSMF Funding Allocation For 21 Tons Of 789 Stone To Be Put On Kingsburg Fire Station Parking Lot.

4. N. CARNABY CIRCLE

Council Is Asked To Approve The Expenditure Of Up To \$18,378.00 From Council District 7 RSMF Funding Allocation To Remove 15" HDPE Pipe, 128 LF And Install 24" RCP Pipe, 128 LF For Storm Drainage Replacement On N. Carnaby Circle, Remove Existing Catch Basin And Install New 24" RCP Pipe. *(Work Will Be Awarded To The Lowest Compliant Contractor.)*

C. ROAD SYSTEM MAINTENANCE FEE (RSMF)/UTILITY

RIVER BEND ROAD

Council Is Asked To Approve The Expenditure Of Up To \$80,000.00 From Council District 4 RSMF And Utility Funding Allocations To Pay For MBC Stone To Be Put On River Bend Road.

XV. EXECUTIVE SESSION:

Pursuant To Section 30-4-70 Of The South Carolina Code Of Laws 1976, As Amended.

XVI. INACTIVE AGENDA

ORDINANCE NO. 08-2020/21

At Its Regular Meeting Of October 15, 2020, Upon The Recommendation Of The Planning Commission And The Town Of Timmons ville Council Denied Second Reading Of Ordinance No. 08-2020/21: An Ordinance To Rezone Property Owned By Lumbee LLC Located At 406 West Smith Street, Timmons ville, SC, As Shown On Florence County Tax Map No. 70007, Block 09, Parcel 005; Consisting Of Approximately 0.884 Acres From B-3, General Commercial District, To R-3, Single-Family Residential District; And Other Matters Related Thereto.

(Planning Commission denied 8 to 0) (Council District 4)

XVII. ADJOURN: