

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

Vacant
District 8

Willard Dorriety, Jr.
District 9

AGENDA
FLORENCE COUNTY COUNCIL
REGULAR MEETING
COUNTY COMPLEX
180 N. IRBY STREET
COUNTY COMPLEX
COUNCIL CHAMBERS, ROOM 803
FLORENCE, SOUTH CAROLINA
THURSDAY, SEPTEMBER 17, 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. MINUTES:

MINUTES OF THE AUGUST 20, 2020 REGULAR MEETING

Council Is Requested To Approve The Minutes Of The August 20, 2020 Regular Meeting Of County Council.

VI. PUBLIC HEARINGS:

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

A. ORDINANCE NO. 03-2020/21

An Ordinance To Amend That Certain Agreement For The Development Of A Joint Industrial And Business Park Dated April 22, 2018 By And Between Marion And Florence Counties So As To Enlarge The Park (Project Maria).

B. ORDINANCE NO. 04-2020/21

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 Fee-In-Lieu Of Ad Valorem Taxes Agreements By And Between Florence County, South Carolina And Certain Companies, Identified Collectively For The Time Being As Florence Solar Projects, To Provide For Fee-In-Lieu Of Ad Valorem Taxes Incentives And Certain Special Source Revenue Credits; And Other Related Matters.

C. ORDINANCE NO. 05-2020/21

An Ordinance Authorizing An Amendment To The Agreement Governing The Darlington-Florence Industrial Park Dated As Of April 21, 2016 To Add Additional Park Property In Florence County, And Addressing Other Matters Related Thereto.

D. ORDINANCE NO. 07-2020/21

An Ordinance Amending Florence County Code, Chapter 28, Public Utilities, Article 1, Section 28-8 In Order To Diminish Water/Sewer System Service Area Previously Granted To The City of Lake City And Grant The Barrineau Public Utilities (BPU) A Portion Of The Water And Sewer Service Area; And Other Matters Related Thereto.

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 September 1, 2020. Written comments submitted via email or fax will be accepted until 9:00 a.m. on September 17, 2020. Mailed comments must be received in the Clerk's office by 5:00 p.m. on September 16, 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.

VII. APPEARANCES:

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

VIII. COMMITTEE REPORTS:

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

Administration & Finance
(Chairman Dorriety, Councilmen Mumford, Schofield and DeBerry)

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

IX. RESOLUTIONS/PROCLAMATIONS:

A. RESOLUTION OF APPRECIATION AND RECOGNITION

A Resolution Of Appreciation And Recognition For **Next Is Now** For Its Commendable Ministerial Service To The Community.

B. RESOLUTION NO. 06-2020/21

A Resolution Identifying A Project To Satisfy The Requirements Of Title 12, Chapter 44 Of The South Carolina Code, So As To Allow Investment Expenditures Incurred By Santee Electric Cooperative, Inc., Its Affiliates And Related Entities, To Qualify As Expenditures Eligible For A Fee-In-Lieu Of Taxes Arrangement With Florence County, South Carolina; Providing For Other Related Economic Development Incentives, Including Special Source Revenue Credits; And Other Matters Related Thereto.

X. 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. 02-2020/21

An Ordinance For Text Amendments To The Florence County Code Of Ordinances, Chapter 21, NUISANCES, ARTICLE I. – IN GENERAL, Sec. 21-2. – Specific Nuisances.; And Other Matters Related Thereto.
(Planning Commission approved 8 to 0)

4. **ORDINANCE NO. 03-2020/21** *(Public Hearing)*
An Ordinance To Amend That Certain Agreement For The Development Of A Joint Industrial And Business Park Dated April 22, 2018 By And Between Marion And Florence Counties So As To Enlarge The Park (~~Project Maria~~ DMA Holdings, Inc.).

5. **ORDINANCE NO. 04-2020/21** *(Public Hearing)*
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 Fee-In-Lieu Of Ad Valorem Taxes Agreements By And Between Florence County, South Carolina And ~~Certain Companies, Identified Collectively For The Time Being As Florence Solar Projects Whitehall Solar LLC, Pearl Solar LLC, Hummingbird Solar LLC, and Azalea Solar LLC~~, To Provide For Fee-In-Lieu Of Ad Valorem Taxes Incentives And Certain Special Source Revenue Credits; And Other Related Matters.

6. **ORDINANCE NO. 05-2020/21** *(Public Hearing)*
An Ordinance Authorizing An Amendment To The Agreement Governing The Darlington-Florence Industrial Park Dated As Of April 21, 2016 To Add Additional Park Property In Florence County, And Addressing Other Matters Related Thereto.

B. SECOND READING

1. **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.

2. **ORDINANCE NO. 07-2020/21** *(Public Hearing)*
An Ordinance Amending Florence County Code, Chapter 28, Public Utilities, Article 1, Section 28-8 In Order To Diminish Water/Sewer System Service Area Previously Granted To The City of Lake City And Grant The Barrineau Public Utilities (BPU) A Portion Of The Water And Sewer Service Area; And Other Matters Related Thereto.

C. INTRODUCTION

1. **ORDINANCE NO. 08-2020/21**
An Ordinance To Rezone Property Owned By Lumbee LLC Located At 406 West Smith Street, Timmonsville, 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)

2. **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)

3. **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)

4. **ORDINANCE NO. 11-2020/21** *(By Title Only)*
An Ordinance Authorizing The Execution And Delivery Of A First Amendment To Fee-In-Lieu-Of-Tax Agreement By And Between Project Horseshoe Falls (The “Company”) and Florence County, South Carolina (The “County”); And Other Matters Relating Thereto.

5. ORDINANCE NO. 12-2020/21 (By Title Only)

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.

XI. APPOINTMENTS TO BOARDS & COMMISSIONS:

A. CITY-COUNTY MEMORIAL STADIUM COMMISSION

Council Is Asked To Approve The Recommendation Of The City Of Florence For The Re-Appointment Of Chappel Jones To Serve On The City-County Memorial Stadium Commission, Representing The City Of Florence With Appropriate Expiration Term.

B. COMMISSION ON ALCOHOL & DRUG ABUSE

Council Is Asked To Approve The Re-Appointment Of David P. Milligan To Serve On The Commission On Alcohol & Drug Abuse, Representing Council District 9 With Appropriate Expiration Term.

C. SENIOR CENTER COMMISSION

Council Is Asked To Approve The Appointment Of Larry Hill To Serve On The Senior Center Commission, Representing Council District 9 With Appropriate Expiration Term.

XII. REPORTS TO COUNCIL:

A. ADMINISTRATION

WORKFORCE INNOVATION AND OPPORTUNITY ACT PLANS

Council Is Asked To Approve The Workforce Innovation And Opportunity Act (WIOA) Local Plan For The Pee Dee Local Workforce Development Area And The Plan For The Pee Dee Planning Region As Presented By The Pee Dee Regional Council Of Governments Workforce Development Director.

B. ECONOMIC DEVELOPMENT/PROCUREMENT

AWARD BID NO. 10-19/20

Council Is Asked To Award Bid No. 10-19/20 Commercial Boulevard At I-95 And South Carolina 327 Phase IA Improvements To Palmetto Corp, Conway, SC In The Amount Of \$2,783,530 To Be Funded From A US Department Of Commerce Economic Development Act (EDA) Grant Contingent Upon The EDA's Approval Of The Award. *(6 Compliant Bids Received)*

C. PROCUREMENT

1. DECLARATION OF SURPLUS PROPERTY

Council Is Requested To Declare Two (2) Dodge Chargers, Three (3) Ford F-150 Trucks And A Chevy Impala As Surplus Property For disposal Through Public Internet Auction Via GovDeals.

2. DECLARATION OF SURPLUS PROPERTY

Council Is Requested To Declare Various Office Furniture And Equipment As Surplus Property For Disposal In The Manner Most Advantageous To The County.

D. PROCUREMENT/BUILDING & PLANNING

PROPOSAL REVIEW PANEL – RFP NO. 02-20/21

The Chairman Is Asked To Appoint A Member Of Council To Serve On The Proposal Review Panel For RFP No. 02-20/21, Comprehensive Plan Update.

XIII. OTHER BUSINESS:

A. INFRASTRUCTURE

TOWN OF QUINBY

Council Is Asked To Approve The Expenditure Of Up To \$20,000.00 From Council District 7 Infrastructure Funding Allocation To Assist The Town Of Quinby With Completion Of Its Community Center.

B. ROAD SYSTEM MAINTENANCE FEE (RSMF)

1. E. SHIRLEY ROAD

Council Is Asked To Approve The Expenditure Of Up To \$2,250.00 From Council District 2 RSMF Funding Allocation To Pay For 3 Loads Of MBC Stone To Be Put On E. Shirley Road.

2. TROON DRIVE

Council Is Asked To Approve The Expenditure Of Up To \$60,000.00 From Council District 9 RSMF Funding Allocation For The Resurfacing Of Troon Drive.

3. WHEELER ROAD

Council Is Asked To Approve The Expenditure Of Up To \$17,500.00 From Council District 5 RSMF Funding Allocation For Requested MBC Stone That Will Improve Conditions On The Worst Sections Of Wheeler Road, Not The Entire Length Of Road.

XIV. EXECUTIVE SESSION:

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

- Economic Development Contractual Matter.

XV. INACTIVE AGENDA

XVI. ADJOURN: