

**REGULAR MEETING
OF
FLORENCE CITY COUNCIL**



**COUNCIL CHAMBERS
324 W. EVANS STREET
FLORENCE, SOUTH CAROLINA**

**MONDAY
January 10, 2022
1:00 P.M.**



**REGULAR MEETING OF FLORENCE CITY COUNCIL
MONDAY, JANUARY 10, 2022 – 1:00PM
CITY CENTER – COUNCIL CHAMBERS
324 WEST EVANS STREET
FLORENCE, SOUTH CAROLINA**

I. CALL TO ORDER

II. INVOCATION

Pledge of Allegiance to the American Flag

III. APPROVAL OF MINUTES

December 13, 2021 – Regular Meeting

IV. APPEARANCES BEFORE COUNCIL

a. Ms. Mindy Taylor, Duke Energy

To present a check to the City of Florence for Iola Jones Park.

b. Ms. Yvette Silas, Resident

To speak to Council regarding issues at 911 West Marion Street.

V. ORDINANCES IN POSITION

a. Bill No. 2021-41 – Second Reading

An Ordinance to zone NC-15, pending annexation, 2468 Parsons Gate; identified as Florence County Tax Map Parcel 01221-01-323.

b. Bill No. 2021-42 – Second Reading

An Ordinance to abandon the City of Florence's interest in the undeveloped portion of public right-of-way for Honey Hill Drive located behind 1911 through 1923 Hayden Court.

VI. INTRODUCTION OF ORDINANCES

a. Bill No. 2021-12 – First Reading

An Ordinance to annex and zone a portion of Lake Oakdale and the Lake Oakdale dam, identified as a portion of Florence County Tax Map Parcel 00751-01-049.

(It is requested that this item be deferred.)

b. Bill No. 2021-39 – First/Final Reading

An Emergency Ordinance to replace the existing Emergency Ordinance 2021-30 in response to the COVID-19 emergency.

c. Bill No. 2022-01 – First Reading

An Ordinance adopting a redistricting plan for the three single member districts of City of Florence, South Carolina in accordance with the Federal Decennial Census of 2020.

(This item may be discussed in Executive Session should Council need legal advice.)

d. Bill No. 2022-02 – First Reading

An Ordinance to annex and zone 1146 Annelle Drive; identified as Florence County Tax Map Parcel 01794-03-010.

VII. INTRODUCTION OF RESOLUTIONS

a. Resolution No. 2021-41

A Resolution to allow the City of Florence to lease city-owned property located at 719 Walnut Street to the Pee Dee Community Action Agency Partnership as part of their homeless prevention program.

(It is requested that this item be deferred.)

b. Resolution No. 2022-01

A Resolution authorizing the expenditure of American Rescue Plan Act funds for Corridor Enhancements and Gateway Improvements by the City of Florence.

(May be discussed in Executive Session.)

c. Resolution No. 2022-02

A Resolution authorizing the expenditure of American Rescue Plan Act funds for demolition of abandoned houses in the City of Florence.

(May be discussed in Executive Session.)

d. Resolution No. 2022-03

A Resolution pursuant to Section 10 of Emergency Ordinance No. 2021-30 to extend the emergency term and application of said ordinance by an additional sixty (60) days.

e. Resolution No. 2022-04

A Resolution committing City of Florence staff to participate in the Municipal Association of South Carolina Retail Recruitment Training Program upon the City's acceptance into the program and supporting the City's application thereto.

VIII. REPORTS TO COUNCIL

a. Appointments to Boards and Commissions

IX. COMMITTEE REPORTS

a. Business Development Committee

b. Community Development Committee

c. Marketing and Public Relations Committee

d. Banking Services Evaluation and Recommendation Committee

To make a recommendation on the designation of a bank to provide banking services to the City of Florence for a five-year contract period beginning February 1, 2022 and ending January 31, 2027.

X. EXECUTIVE SESSION

a. To receive legal advice related to redistricting [30-4-70(a)(2)].

b. For a discussion of a proposed economic redevelopment project [30-4-70(a)(5)] and to receive legal advice [30-4-70(a)(2)] related to the expenditure of American Rescue Plan funds.

After returning to open session, Council may take action on items discussed in Executive Session.

XI. ADJOURN



**REGULAR MEETING OF FLORENCE CITY COUNCIL
MONDAY, DECEMBER 13, 2021 – 1:00 P.M.
CITY CENTER – COUNCIL CHAMBERS
324 WEST EVANS STREET
FLORENCE, SOUTH CAROLINA**

MEMBERS PRESENT

Mayor Teresa Myers Ervin, Mayor Pro Tempore George Jebaily, Councilwoman Lethonia Barnes, Councilman Chaquez T. McCall, Councilman Bryan A. Braddock and Councilman C. William Schofield.

MEMBERS ABSENT

Councilwoman Pat Gibson-Hye Moore

ALSO PRESENT

Mr. Randall S. Osterman, City Manager; Mr. James W. Peterson, Jr., City Attorney; Mrs. Casey Moore, Municipal Clerk; Mr. Scotty Davis, Deputy City Manager; Mr. Clint Moore, Assistant City Manager of Development; Mr. Kevin Yokim, Assistant City Manager of Administration/Finance; Chief Allen Heidler, Florence Police Department; Chief Shannon Tanner, Florence Fire Department; Mr. Jerry Dudley, Director of Planning; Mrs. Jennifer Krawiec, Director of Human Resources; Mr. Michael Hemingway, Director of Utilities; Mrs. Amanda Pope, Director of Marketing/Communications and Municipal Services; and Mr. Chuck Pope, Director of Public Works.

MEDIA PRESENT

Mr. Matthew Christian of the Florence Morning News, Mrs. Tonya Brown of WPDE News, and Ms. Lacey Lee of WBTW News were present for the meeting.

Notices of this regular meeting of City Council were provided to the media and individuals requesting a copy of the agenda informing them of the date, location and time of the meeting.

CALL TO ORDER

Mayor Ervin called the December 13, 2021 regular meeting of Florence City Council to order at 1:00 p.m.

INVOCATION

Mayor Ervin gave the invocation for the meeting. The pledge of allegiance to the American Flag followed the invocation.

APPROVAL OF MINUTES

Pro tem Jebaily made a motion to adopt the minutes of the November 8, 2021 Regular Meeting and Councilwoman Barnes seconded the motion. The minutes were unanimously adopted.



REMARKS BY COUNCIL

Mayor Ervin took a moment to acknowledge the victims and families of the recent Kentucky tornados.

Pro tem Jebaily acknowledged the passing of Senator Leatherman. Senator Leatherman was extremely important to the Florence community. Members of City Council, City Staff and the City of Florence are indebted to his passion for the community for so many years. Pro tem Jebaily extended his condolences to his family.

Mayor Ervin also acknowledged Senator Leatherman's passing and said he will be missed by the entire state. He served locally on the FLATS Committee which assisted with much of the funding for infrastructure. Mayor Ervin acknowledged his family and thanked them for supporting him through his years of service.

PUBLIC HEARING

A public hearing will be held regarding the proposed issuance by the Housing Authority of the City of Florence of its Multifamily Housing Revenue Bonds (Dillon Grade School Apartments), in the maximum principal amount of \$10,000,000.

Mayor Ervin opened the public hearing at 1:11p.m.

Mr. Randy Osterman, City Manager, reported Council passed a Resolution several months ago supporting the issuance of \$8,000,000 worth of bonds for this project in Dillon. Due to delays and supply issues related to COVID-19, they have now requested \$10,000,000. This Resolution has no effect on the city's ability to borrow money or credit rating, it is simply supporting their request.

Being no one present to speak; Mayor Ervin closed the public hearing at 1:12p.m.

APPEARANCE BEFORE COUNCIL

Mr. Don Strickland, PDRTA Director

Mr. Don Strickland appeared before Council to provide an update on transit and began by thanking Council for their support. The PDRTA has a new phone app and it has been going well with new ridership. The app has a live feed of every route in the fleet and riders can track where their bus is. The PDRTA also has a new website that also includes live tracking features for all the buses.

Mr. Strickland provided Ridership Facts for FY 2020-21. There were 345,00 total trips on the Florence Transit System and over 65,000 passenger trips on the free downtown shuttle. Over 160,000 trips were to and from the workplace and over 24,000 trips have been to the Florence Housing Authority. There were over 10,000 trips to FMU and FDTC, 60,000 trips by senior citizens and over 10,000 trips by US Veterans.

Mr. Strickland provided a service update. Service in the Johnsonville/Pamplico to Florence began a couple weeks ago and they continue to have conversations for Lake City/Scranton/Coward/Effingham to Florence loops. In 2022, the Society Hill/Dovesville/Hartsville/Darlington loop will connect with the Darlington to Florence commuter, allowing the majority of Darlington County to have access to Florence. Harbor Freight and other industries are requesting Florence to Dillon commuter service. When local funding is established, a Park-N-Ride would work well.



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For future development, there is a great need for public restroom facilities at the Florence transit center, as well as a driver break area with amenities. They are seeing a need for increased frequency of service and increased hours of service. They plan to complete a feasibility study with strategic planning in 2022.

Pro tem Jebaily said PDRTA had the opportunity to assist the School District with the bus driver shortage and asked Mr. Strickland to speak on this partnership. Mr. Strickland said the PDRTA modified routes and provided students with a fare-free ride to and from school in order to assist the School District.

Councilman Braddock said transportation is one of the leading causes of homelessness. He said he is very grateful for the PDRTA and what they do for the community.

Ms. Robynn Stembridge

Ms. Stembridge said she is before Council today as a grieving mother and a concerned citizen. She said her son, Tyrin Xavier McCullum, was shot and killed on September 30, 2021. She said the gun violence in Florence is making the city a place that residents are not proud of. She said there has been over 90-gun violence crimes in Florence County in the past year. She mentioned several instances in which suspects of violent crimes were released on bond and questioned why they are released. She said 69 people have been murdered in Florence County in the past three years according to Keith von Lutchken, the Florence County Coroner. She said her son was killed on Carver Street in West Florence. Three young men have lost their lives in the same spot, the same way and this should speak volumes to the Police Department. The West Florence community is riddled with more crime than any other part of Florence and Ms. Stembridge asked for a greater police presence in the area or a task force to monitor the crime in that area. She said there is no way to take guns off the streets, but she thinks some laws can be changed. She said individuals charged and convicted of gun violence crimes should not be let out on bond, they should spend the rest of their lives in jail. She said something needs to be done. She began the Tyrin Xavier McCullum Foundation to raise awareness and next month they will start a support group for others in the same situation. Ms. Stembridge said she will continue to advocate for justice for her son and anyone else that has lost a loved one to gun violence.

Mayor Ervin said there is a task force working on the issues Ms. Stembridge is speaking of. Mayor Ervin agreed that there is an issue with individuals committing crimes in Florence while they are out on bond or probation from crimes committed in other counties. Mayor Ervin asked Ms. Stembridge to leave her information for further contact.

Each Councilmember also spoke and shared their condolences with Ms. Stembridge. Pro tem Jebaily asked Police Chief Heidler to speak on this situation and what has been done or can be done to address this violence in the community. Chief Heidler said officers and investigators are working diligently. He said COVID has caused a loss of communication with the community. The Police Department has been working with the Florence County Sheriff's Department, as well as the Federal Bureau of Investigation, Drug Enforcement Administration and the Violent Crimes Task Force, and they are doing all they can to bring Pee Dee area law enforcement together to combat violent crime. In October, nine violent people were indicted on a federal level for crimes in Florence. He said it takes people like Ms. Stembridge to speak and be advocates for the community to make a difference.

ORDINANCES IN POSITION



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Bill No. 2021-37 – Second Reading

An Ordinance to declare surplus and donate a portion of city-owned property located at Florence County Tax Map Parcel 70012-20-002 in Timmons ville, SC to Florence County for the Timmons ville Rescue Squad.

Pro tem Jebaily made a motion to adopt Bill No. 2021-37 on second reading and Councilwoman Barnes seconded the motion.

Council voted unanimously (7-0) to adopt Bill No. 2021-37.

INTRODUCTION OF ORDINANCES

Bill No. 2021-12 – First Reading

An Ordinance to annex and zone a portion of Lake Oakdale and the Lake Oakdale dam, identified as a portion of Florence County Tax Map Parcel 00751-01-049.

Mr. Jerry Dudley, Planning Director, provided an update on this item. Mr. Dudley said this ordinance would annex a portion of Lake Oakdale, which would then make a proposed development on the old golf course contiguous with city limits. He said annexing a portion of the lake without developable property didn't seem appropriate. Staff is working with the developers for a potential development agreement that would go before Planning Commission at the first of the year and then Council. Mr. Dudley said the request is to continue to defer this Bill and allow the other property to catch up.

Without objection, this item was deferred.

Bill No. 2021-39 – First/Final Reading

An Emergency Ordinance to replace the existing Emergency Ordinance 2021-30 in response to the COVID-19 emergency.

Councilman McCall made a motion to defer Bill No. 2021-39 and Pro tem Jebaily seconded the motion.

Councilman McCall said Council challenged the city to get their vaccination rates up to 70%. Councilman McCall reported that Florence has a vaccination rate of 71%. He congratulated the residents of the city and said he still wants to defer this item because of potential spikes during the holidays. He encouraged residents to test before they gather and continue to be cautious over the holidays.

Pro tem Jebaily said he supports the deferral. He said the best protection against COVID is vaccination, as well as the booster shots.

Councilwoman Barnes asked for legal clarification on if Council has the ability to mandate face coverings city-wide. Mr. Jim Peterson, City Attorney, said the current state of the law in South Carolina does give local governments the authority to mandate masks and enforce them through civil infraction punishment.

Mayor Ervin reiterated the 4-prong approach to fighting COVID: vaccinate, wear masks, wash your hands, and socially distance.

Council voted 5-1 in favor of the motion to defer, with Mayor Ervin voting in opposition.



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Bill No. 2021-40 – First Reading

An Ordinance to rezone 1926 Second Loop Road from AC to CG; identified as Florence County Tax Map Parcel 90029-02-002.

Councilman Schofield made a motion to pass Bill No. 2021-40 on first reading and Councilwoman Barnes seconded the motion.

Mr. Dudley reported this property is currently zoned Activity Center (AC), which permits a variety of commercial uses as well as residential uses such as multifamily and live-work units. The proposed zoning is Commercial General (CG), which is a more intense commercial designation characterized by larger lots. This parcel is completely surrounded by AC, with the closest CG located approximately 2,500 feet at the intersection of Second Loop Road and Cashua Drive.

Planning Commission voted 6-1 to deny the rezoning request and staff agrees with Planning Commission's recommendation.

Council voted 6-0 to deny the rezoning request.

Bill No. 2021-41 – First Reading

An Ordinance to zone NC-15, pending annexation, 2468 Parsons Gate; identified as Florence County Tax Map Parcel 01221-01-323.

Councilman Schofield made a motion to pass Bill No. 2021-41 on first reading and Councilman McCall seconded the motion.

Mr. Dudley reported this lot is currently vacant, and a single-family detached house is proposed for construction. City water and sewer services are currently available. Planning Commission held a public hearing on this matter and voted unanimously to recommend the zoning designation of NC-15. City staff concurs with Planning Commission's recommendation.

Council voted 6-0 to pass Bill No. 2021-41.

Bill No. 2021-42 – First Reading

An Ordinance to abandon the City of Florence's interest in the undeveloped portion of public right-of-way for Honey Hill Drive located behind 1911 through 1923 Hayden Court.

Councilwoman Barnes made a motion to pass Bill No. 2021-42 on first reading and Councilman Schofield seconded the motion.

Mr. Dudley reported this requested was made by the property owner of 1915 Hayden Court and is supported by the adjacent property owners. This portion of right-of-way is undeveloped and unopened land between Malden Drive and South Honey Hill Drive. Two residential lots on Ansley Drive prohibit any future connection of the two roads. The property will be divided among seven of the adjacent property owners. All adjoining property owners have signed a Letter of Agreement confirming acceptance of the proposed plat. If the right-of-way is abandoned by City Council, the property can be conveyed to the adjacent property owners utilizing the quit-claim deed process, thus placing the right-of-way into private ownership

City of Florence departments were contacted regarding the abandonment of the right-of-way and no department found reason to maintain the City's interest in this right-of-way.



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Pro tem Jebaily said this area is susceptible to flooding and asked what conversations were had with the property owners regarding the ditch located on the right-of-way. Mr. Dudley said the property owners understand the ditch serves their properties and it should not be filled in. He further added that the City will retain an easement so maintenance can be done if necessary.

Council voted 6-0 to pass Bill No. 2021-42.

INTRODUCTION OF RESOLUTIONS

Resolution No. 2021-41

A Resolution to allow the City of Florence to lease city-owned property located at 719 Walnut Street to the Pee Dee Community Action Agency Partnership as part of their homeless prevention program.

Councilman McCall made a motion to adopt Resolution No. 2021-41 and Councilman Schofield seconded the motion.

Mr. Scotty Davis, Deputy City Manager, said Council deferred this item at last month's meeting and requested additional information. He said there is a representative from Pee Dee Community Action Agency present at the meeting today to answer any questions.

Mr. Mack Gettis, Accountant for the Community Action Agency Partnership, came forward and said he is over the Emergency Shelter Program. Councilman Braddock inquired on the program and asked how long the current residents have been there. Mr. Gettis said there is one person being sheltered in the Walnut Street property. Mr. Gettis said there is only room for one family at this location and it cannot shelter multiple families. Councilman Braddock asked if this property is long-term transitional housing and if the house is being used as program housing. Mr. Gettis replied they tried to use the home in the past for multiple families, but it did not work out. The current client has been in the house since 2017. Councilman Braddock asked what phase of the program the client is in and are they working towards a transition to permanent housing. Mr. Gettis replied the client is using the house as permanent housing.

Councilman McCall asked Mr. Gettis to explain the program. Mr. Gettis replied it is an Emergency Solutions Grants Program and there are five phases: emergency shelter, street outreach, homeless prevention, rapid rehousing and HMIS, which is used to track who is in the program. The emergency shelter serves as temporary housing until permanent housing is found for the client, street outreach is used to go out and find potential homeless individuals, homeless prevention is used to stop clients from becoming homeless, and rapid rehousing portion is used to quickly find housing for homeless individuals. Councilman McCall asked how many people the program serves, and Mr. Gettis replied approximately 170 so far this year.

Pro tem Jebaily thanked Mr. Gettis for their involvement with the community but said he can't understand how one individual can be in a home for four years and never transition out; this does not allow opportunities for other families to utilize the house. Pro tem Jebaily asked Councilman Braddock what the normal length of time a transition would take with his organization. Councilman Braddock said they typically have a 0–2-year transition period from the emergency shelter to independence. Mr. Gettis said, originally, the emergency shelter program was a transitional, two-year program. They initially tried using the Walnut Street property as an emergency shelter but having multiple individuals in the home over a period of time was not working and was difficult to maintain. They allowed the home to become permanent housing for the client and overflow clients are being placed in a hotel.



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Pro tem Jebaily asked for clarification on the terms of the lease. Mr. Davis said the lease is for 5 years with an automatic 5-year renewal, for a total of ten years. Councilman Braddock gave an example and said House of Hope was given a house and they had difficulty using it as transitional housing, so they turned it into a day center to minister to more people. He said there is a great need for cooling and warming stations for people to get out of weather elements and said he would like to see this property utilized to help more people and have a broader impact if they continue the relationship with a ten-year lease.

Mayor Ervin shared a concern. She said when the home was originally leased, it was done so with the understanding that this home would be temporary, transitional housing. She asked Mr. Gettis if there are other properties for families to utilize. Mr. Gettis replied no, the emergency shelter was originally transitional, meaning a two-year time period. He said their funding is now for emergency shelters, which is for a 90-day timeframe. If the shelters are full, they place clients into hotels. He said they are where they are now because their funding has changed. The Walnut Street house is the only house utilized for permanent housing. Mayor Ervin said there is a dilemma, because the original intent for the house was for it to be utilized temporarily and for a family in crisis. Council was never notified that the house had been changed under their program to permanent housing. Mayor Ervin asked if the permanent client paid any sort of rent or anything towards the maintenance of the home. Mr. Gettis said they maintain the home and the client pays a small rent of \$400. Mr. Gettis said they would be happy to work with Council and come to a consensus on how to utilize the property. Mayor Ervin said she would like to see this item deferred to give city staff the opportunity to meet with representatives of Pee Dee Community Action Agency and discuss this further. Councilman McCall said he wants to make sure the partnership between these two agencies continues and to make sure there is no ill-will towards this organization.

Mayor Ervin made a motion to defer Resolution No. 2021-41 Councilman Braddock seconded the motion.

Council voted 6-0 to defer Resolution No. 2021-41.

Resolution No. 2021-44

A Resolution approving the issuance by the Housing Authority of the City of Florence of its Multifamily Housing Revenue Bonds (Dillon Grade School Apartments), as required by Section 147(f) of the Internal Revenue Code in the maximum principal amount of \$10,000,000.

Pro tem Jebaily made a motion to adopt Resolution No. 2021-44 and Councilwoman Barnes seconded the motion.

Mayor Ervin said this is the Resolution that was discussed at the beginning of the meeting during the Public Hearing.

Council voted 6-0 to adopt Resolution No. 2021-44.

Resolution No. 2021-45

A Resolution honoring Aroha Afro Latin Dance for contributions to the Arts in Florence and the Greater Pee Dee.

Councilman McCall made a motion to adopt Resolution No. 2021-45 and Councilwoman Barnes seconded the motion.



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Councilman McCall read the Resolution into record and presented it to Adalia Ellis-Aroha, founder of Aroha Afro Latin Dance.

Les Echols spoke on behalf of the Greater Florence Chamber of Commerce. He thanked Council for working with the Chamber and said the Chamber works hard to promote small and minority businesses in the community. Ms. Ellis-Aroha made remarks and thanked Council for the recognition.

Resolution No. 2021-46

A Resolution approving the formation of a Community Development Corporation to focus on neighborhood redevelopment efforts and to approve the bylaws for the corporation and to appoint the initial board of directors for the corporation.

Mayor Ervin said it is notated on the agenda that this item will be discussed in Executive Session. Councilwoman Barnes said she placed this item on the agenda and asked who decided for it to be discussed in Executive Session. Mr. Osterman said he decided it should go into Executive Session following some questions he received that appeared to be legal in nature. It was placed on the agenda to give Council the opportunity to ask those legal questions prior to taking action. Had it not been placed on the agenda, the option to take it to Executive Session would be off the table. Councilwoman Barnes said it had not been communicated to her that this was being moved to Executive Session and she wants to make sure that there is no slow walking of this being completed today. She said the CDC is not just about housing, it is about poverty, education, training and what the community needs.

Councilman McCall asked for clarification on if this item has to go into Executive Session. He said he agrees with Councilwoman Barnes and any discussion should happen in public. Mr. Jim Peterson, City Attorney, approached the podium and said it would be improper to have discussion on the merits of the item in Executive Session. It was placed on the agenda in accordance with the Freedom of Information Act if someone needed legal advice on the matter, which is the lawyer giving legal advice to Council and Council asking the attorney questions on that legal advice. If Council needs legal advice on a matter, it has to be done in Executive Session and it has to be noted on the agenda. There is no requirement to enter into Executive Session if Council does not desire to.

Councilwoman Barnes made a motion to not enter into Executive Session to discuss this matter and Councilman Schofield seconded the motion.

Mayor Ervin recused herself from voting on this matter due to a conflict of interest. Council voted 5-0 to not go into Executive Session for legal advice on this matter, with Mayor Ervin having recused herself.

Councilwoman Barnes made a motion to adopt Resolution No. 2021-46 and Councilman Schofield seconded the motion.

Mr. Davis reported this Resolution is a request from the Community Redevelopment Committee. He said the Committee has worked for months to get this Resolution adopted. The initial eleven Board of Directors are included in the bylaws. Following the initial appointments, Council will have the opportunity to appoint three seats. It is also requested that the Executive Director be hired by the City Manager

Council voted 5-0 to adopt Resolution No. 2021-46, with Mayor Ervin having recused herself. (A copy of the recusal statement is attached and made part of these minutes.)



REPORTS TO COUNCIL

Presentation of City of Florence, SC Comprehensive Annual Financial Report and Audited Financial Statements by the independent Certified Public Accounting Firm of Burch, Oxner, Seale Company CPA's, PA.

Mr. Tracy Huggins of Burch, Oxner, Seale Company, CPA's, PA reported for the fiscal year ending June 30, 2021 the City had budgeted revenues of \$32,668,900 and actual revenues of \$38,854,872 in the General Fund. This resulted in a positive variance of \$6,185,972. Budgeted expenditures were (\$46,591,850). Actual expenditures were (\$44,154,561) leaving a positive variance of \$2,437,289. Budgeted operating deficiency in the general fund of revenues over expenditures was (\$13,922,950). Actual operating deficiency of revenues over expenditures was (5,299,689), leaving a positive budget variance of \$8,623,261. 49% of general fund revenue came from property tax credits, business licenses and franchise fees.

Governmental Funds: The unassigned fund balance in the General Fund is \$16,028,704, a decrease of \$2,272,777 from prior year; however, the unassigned fund balance is still 36% of general fund expenditures.

Enterprise Funds: Operating revenues last year were \$44,152,699; operating expenses were (\$29,104,184); net non-operating expenses were (\$3,956,287); capital contributions were \$3,338,645; and net transfers out were (\$4,080,000); leaving a net income in the Enterprise Fund of \$10,350,873.

Councilman Braddock asked Mr. Huggins if anything specific accounted for the increase of the budgeted \$517,000 to actual \$4,599,928 in miscellaneous revenues. Mr. Huggins said he would have Mr. Yokim get back to him on this inquiry. Council thanked Mr. Huggins for his report.

A report on designating a Banking Services Evaluation and Recommendation Committee to review the results of proposals requested to provide the City's banking services for a five-year period.

Mr. Yokim said the current contract for the City's banking services is with First Citizens Bank and it expires on January 31, 2022. On October 25, 2021 Requests for Proposals (RFP) were submitted to banks located within the Florence city limits to provide the City's banking services for a five-year contract period beginning February 1, 2022 and ending January 31, 2027. Proposals were received from First Citizens Bank, TD Bank, and Wells Fargo Bank. It is requested that the Mayor appoint three members of Council to the evaluation panel. Mayor Ervin appointed Councilman McCall, Councilman Schofield and Councilman Braddock to serve on the Banking Services Evaluation and Recommendation Committee.

Councilman McCall asked how often community banks submit bids for banking services. Mr. Yokim replied all banks within the city limits were sent the RFP giving them the opportunity to propose, only three financial institutions responded. He further explained the reason for so few proposals may have to do with the complexity of the city's transitions and size of the city's portfolio. Councilman McCall asked if the request is for all the city's banking services or if there are other stand-alone accounts. He mentioned other municipalities having relationships with community banks for their stand-alone accounts, and in return, the community banks are able to provide incentives. He said none of the three banks that submitted proposals are headquartered in South Carolina. In the future, he would like to see some involvement with community banks, as they have a higher stake in the community than national banks.



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Councilman Schofield asked how the RFPs are sent. Mr. Yokim replied it is mailed out and it is a packet containing the multi-page RFP. Councilman Schofield asked if the timeframe to receive proposals is closed and Mr. Yokim replied yes, the deadline for submittal was December 3, 2021.

Appointments to Boards and Commissions

Mr. Scotty Davis, Deputy City Manager, presented the packet of appointments to Boards and Commissions to Council.

Board of Zoning Appeals

Councilwoman Barnes deferred her appointment to the Board.

Construction & Maintenance Board of Adjustments and Appeals

Being no applicants, Mayor Ervin deferred her two nominations to the Board.

Aesthetics Advisory Committee

Being no applicants, the appointments were deferred.

Resilience and Sustainability Advisory Committee

Councilman McCall made a motion to appoint Lisa Pike as a representative from a local university to an initial term of two years to begin immediately and expire on June 30, 2023. The motion carried unanimously.

Mayor Ervin made a motion to appoint Loretta Slater to represent a conservation organization to an initial term of two years to begin immediately and expire on June 30, 2023. The motion carried unanimously.

Councilman Braddock made a motion to appoint Travis Knowles as a layperson to an initial term of three years to begin immediately and expire on June 30, 2024.

Being no additional applicants, the remaining appointments were deferred.

COMMITTEE REPORTS

Business Development Committee, Chaired by Pro tem Jebaily

Pro tem Jebaily said their November meeting was canceled and they will be holding a meeting in December.

Community Development Committee, Chaired by Councilwoman Barnes

Councilwoman Barnes expressed her gratitude on the approval of the CDC. She said the Committee has worked hard towards this effort.

Marketing and Public Relations Committee, Chaired by Councilman McCall



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Councilman McCall said Florence has reached the 70% vaccination rate. He said the “Test Before Your Gather” Public Service Announcements have been a success. There was continued discussion on the development of the City’s communication strategy, an All-American City designation, and an annexation plan. A representative from the Convention and Visitors Bureau will attend the next meeting to discuss how to move the City forward.

EXECUTIVE SESSION

Mayor Ervin said Council will be entering into Executive Session to receive an update on a proposed economic development project and to receive legal advice on redistricting. Councilman Schofield made a motion to enter into Executive Session and Councilwoman Barnes seconded the motion. Council entered into Executive Session at 3:25 p.m.

Council reconvened open session at 4:25 p.m. and Mayor Ervin said no vote or action is required.

ADJOURN

Without objection, the December 13, 2021 Regular meeting of City Council was adjourned at 4:25 p.m.

Dated this 10th day of January 2022.

Casey C. Moore, Municipal Clerk

Teresa Myers Ervin, Mayor

RECUSAL STATEMENT

Member Name: Mayor Teresa Myers Erwin

Meeting Date: 12.13.21

Agenda Item: Section Resolution Number: 2021-46

Topic: A Resolution approving the formation of a CDC

& to approve the bylaws & appoint the initial Board of Directors

The Ethics Act, SC Code §8-13-700, provides that no public official may knowingly use his office to obtain an economic interest for himself, a family member of his immediate family, an individual with whom he is associated, or a business with which he is associated. No public official may make, participate in making, or influence a governmental decision in which he or any such person or business has an economic interest. Failure to recuse oneself from an issue in which there is or may be conflict of interest is the sole responsibility of the council member (1991 Op. Atty. Gen. No. 91-37.) A written statement describing the matter requiring action and the nature of the potential conflict of interest is required.

Justification to Recuse:

Professionally employed by or under contract with principal

Owns or has vested interest in principal or property

Other: Conflict of Interest

Date: 12/13/21 Teresa Myers Erwin
Member

Approved by Parliamentarian: _____

FLORENCE CITY COUNCIL MEETING

DATE: December 13, 2021

AGENDA ITEM: Ordinance To Annex and Zone 2468 Parsons Gate, TMN 01221-01-323

DEPARTMENT/DIVISION: Department of Planning, Research & Development

I. ISSUE UNDER CONSIDERATION:

Request to annex property located at 2468 Parsons Gate, Tax Map Number 01221-01-323, into the City of Florence and zone to NC-15, Neighborhood Conservation 15. The request is being made by the property owner.

II. CURRENT STATUS/PREVIOUS ACTION TAKEN:

On November 9, 2021, the Planning Commission held a public hearing on this matter, and voted unanimously, 7-0, to recommend the zoning designation of NC-15, Neighborhood Conservation 15.

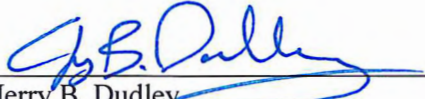
III. POINTS TO CONSIDER:

- (1) The request is being considered for first reading.
- (2) City water and sewer services are currently available; there is no cost to extend utility services.
- (3) The lot is currently vacant; a single-family detached house is proposed for construction, which is an appropriate use for the zoning district.
- (4) City staff recommends annexation and concurs with Planning Commission's recommendation to zone the property NC-15 Neighborhood Conservation 15.


IV. PERSONAL NOTES:

V. ATTACHMENTS:

- (1) Ordinance
- (2) Vicinity Map
- (3) Annexation Petition



Jerry B. Dudley
Planning Director



Randall S. Osterman
City Manager

ORDINANCE NO. 2021-_____

AN ORDINANCE TO ANNEX AND ZONE 2468 PARSONS GATE, TMN 01221-01-323.

WHEREAS, a Public Hearing was held in Council Chambers on November 9, 2021 at 6:00 P.M. before the City of Florence Planning Commission via Zoom, and notice of said hearing was duly given;

WHEREAS, application by Barubhai Patel, owner of TMN 01221-01-323, was presented requesting an amendment to the City of Florence Zoning Atlas that the aforesaid property be incorporated into the City limits of the City of Florence under the provisions of **Section 5-3-150(3) of the 1976 Code of Laws of South Carolina** and given the zoning district classification of NC-15:

The property requesting annexation is shown more specifically on Florence County Tax Map 01221, block 01, parcel 323 (0.618994 acre).

Any portions of public rights-of-way abutting the above described property are included in the annexation.

WHEREAS, Florence City Council concurs in the aforesaid application, findings and recommendations:

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FLORENCE IN MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:

- 1. That an Ordinance is hereby adopted annexing into the City Limits of the City of Florence the aforesaid property and amending the Zoning Atlas to the aforesaid zoning classifications.**
- 2. That this Ordinance shall become effective seven days upon its approval and adoption by the City Council of the City of Florence and posting of this amendment in the official Zoning Atlas.**

EXECUTED ON ONE (1) ADDITIONAL PAGE

ADOPTED THIS _____ DAY OF _____, 2021

Approved as to form:

James W. Peterson, Jr.
City Attorney

Teresa Myers Ervin,
Mayor

Attest:

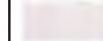


Casey C. Moore
Municipal Clerk

PC 2021-34

Vicinity Map - 2468 Parsons Gate



Legend

-  City Limits
-  Parcels
-  Proposed Parcel



DISCLAIMER:
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60 30 0 60 Feet



Date: 10/26/2021

STATE OF SOUTH CAROLINA)

PETITION FOR ANNEXATION

COUNTY OF FLORENCE)

Petition requesting Florence City Council to enact an Ordinance annexing the area described below, that area being the same property as shown by the map prepared by the City of Florence Planning, Research, and Development Department, attached and incorporated by reference herein:

The undersigned freeholder property owner(s) hereby respectfully certifies, petitions, and requests of the City Council of Florence as follows:

1. The petitioners are the sole owner(s) of real estate in the County of Florence, State of South Carolina which property lies adjacent and contiguous to the corporate limits of the City of Florence.
2. That the petitioner(s) desires to annex the property more particularly described below:

Florence County Tax Map Number: 01221-01-323

3. Annexation is being sought for the following purposes:

City services

4. That the petitioner(s) request that the City Council of Florence annex the above described property in accordance with subsection 31 of S-3-150(3) of the Code of Laws of South Carolina for 1976, such section allowing the annexation of an area without the necessity of an election and referendum.

To the Petitioner: The following information needs to be completed for submittal to the City of Florence and other government agencies for records prior to and after annexation.

Total Residents	<u>6</u>	Race	<u>INDIAN</u>
Total 18 and Over	<u>4</u>	Total Registered to Vote	<u>2</u>

APPLICANT (S) (Please print or type):

Name(s): BARBARA PATEL

Address: 915 W. HUNTER AVE HARTSVILLE SC 29550

Telephone Numbers: 917-499-7829 [work] _____ [home]

Email Address: Mayank76@hotmail.com

Signature: [Signature] Date: 10-12-21

Certification as to ownership on the date of petition:	FOR OFFICIAL USE ONLY
Date: <u>10/13/21</u>	<u>[Signature]</u>

FLORENCE CITY COUNCIL MEETING

DATE: December 13, 2021

AGENDA ITEM: An ordinance to abandon the City of Florence's interest in the undeveloped portion of public right-of-way for South Honey Hill Drive located behind 1911 through 1923 Hayden Court.

DEPARTMENT/DIVISION: Department of Planning, Research & Development

I. ISSUE UNDER CONSIDERATION:

Abandonment of the City of Florence Right of Way, specifically a portion of an unopened and undeveloped portion north of South Honey Hill Drive. The property is bounded on the North by 626 & 704 Ansley Street; Sidney Avenue to the South; 707 & 706 Wimbledon Avenue, Wimbledon Avenue proper, and 707 Sydney Avenue to the West; and Sydney Avenue proper to the East.

II. CURRENT STATUS/PREVIOUS ACTION TAKEN:

(1) On November 9, 2021 Planning Commission held a public hearing on this matter, and voted unanimously, 7-0 to recommend the Right of Way abandonment to City Council.

III. POINTS TO CONSIDER:

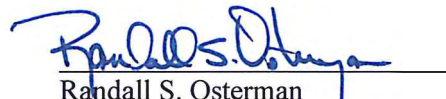
- (1) Request is being considered for first reading.
- (2) The request was made by the property owner of 1915 Hayden Court and supported by the other nine adjoining property owners. The property will be divided amongst seven of the adjacent property owners as shown on the proposed summary plat (Attachment D). The nine adjoining property owners have signed a Letter of Agreement (Attachment E) confirming acceptance of the proposed plat.
- (3) This portion of right-of-way is undeveloped and unopened land between Malden Drive and South Honey Hill Drive. Two residential lots on Ansley Drive prohibit any future connection of the two roads.
- (4) The following City of Florence departments were contacted regarding the abandonment of the right-of-way: Fire; Police; Public Works; Utilities; and Planning, Research, and Development. Engineering is requiring a sewer easement and storm drainage easement for future maintenance as shown on the proposed plat (Attachment D). None of the other aforementioned departments found reason to maintain the City's interest in this right-of-way.
- (5) If the right-of-way is abandoned by City Council, the property can be conveyed to the seven adjacent property owners utilizing the quit-claim deed process, thus placing the right of way into private ownership.

IV. PERSONAL NOTES:

V. ATTACHMENTS:

- 1) Ordinance
- 2) Vicinity Map
- 3) Location Map
- 4) Utility Map
- 5) Proposed Summary Plat
- 6) Letter of Agreement
- 7) Site Photos


Jerry B. Dudley
Planning Director


Randall S. Osterman
City Manager

ORDINANCE NO. 2021-_____

AN ORDINANCE TO ABANDON INTEREST OF THE CITY OF FLORENCE IN RIGHT-OF-WAY TO INCLUDE THE UNOPENED PORTION OF SOUTH HONEY HILL DRIVE. THE PROPERTY IS BOUNDED ON THE NORTH BY 626 & 704 ANSLEY STREET; SIDNEY AVENUE TO THE SOUTH; 707 & 706 WIMBLEDON AVENUE, WIMBLEDON AVENUE PROPER, AND 707 SYDNEY AVENUE TO THE WEST; AND SYDNEY AVENUE PROPER TO THE EAST.

WHEREAS, a request has been made for the City to abandon its interest in the unopened portions of South Honey Hill Drive located behind 1911 through 1923 Hayden Court.

WHEREAS, a Public Hearing was held in the City Center Council Chambers on November 9, 2021 at 6:00 P.M. before the City of Florence Planning Commission and notice of said hearing was duly given;

WHEREAS, a public notice was published three times in the Morning News prior to the December 13, 2021 City Council meeting as required by City Code Section 2-28(b) and adjacent property owners and utility providers were notified, and:

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FLORENCE IN MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:

1. That the City of Florence abandons its interest in the rights-of-way which will then revert to the abutting property owners after the necessary legal documents have been properly executed.
2. That this Ordinance shall become effective seven days upon its approval and adoption by the City Council of the City of Florence.

EXECUTED ON ONE (1) ADDITIONAL PAGE

ADOPTED THIS _____ DAY OF _____, 2021

Approved as to form:

James W. Peterson, Jr.
City Attorney

Teresa Myers Ervin
Mayor

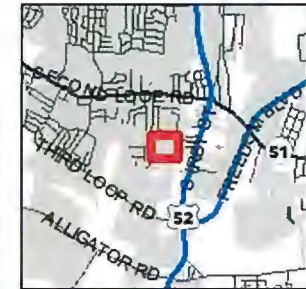
Attest:

Casey C. Moore
Municipal Clerk

South Honey Hill Drive ROW Abandonment Vicinity Map



Honey Hill Drive
Right-of-Way
Proposed
Abandonment

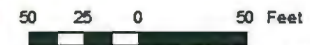


Legend

Parcels



DISCLAIMER:
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Date: 12/3/2021

South Honey Hill Drive ROW Abandonment Location Map

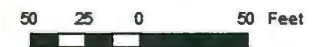


Legend

Parcels

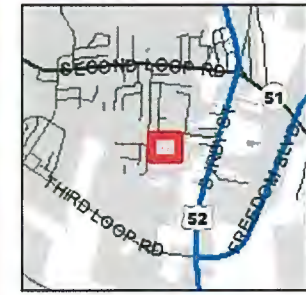
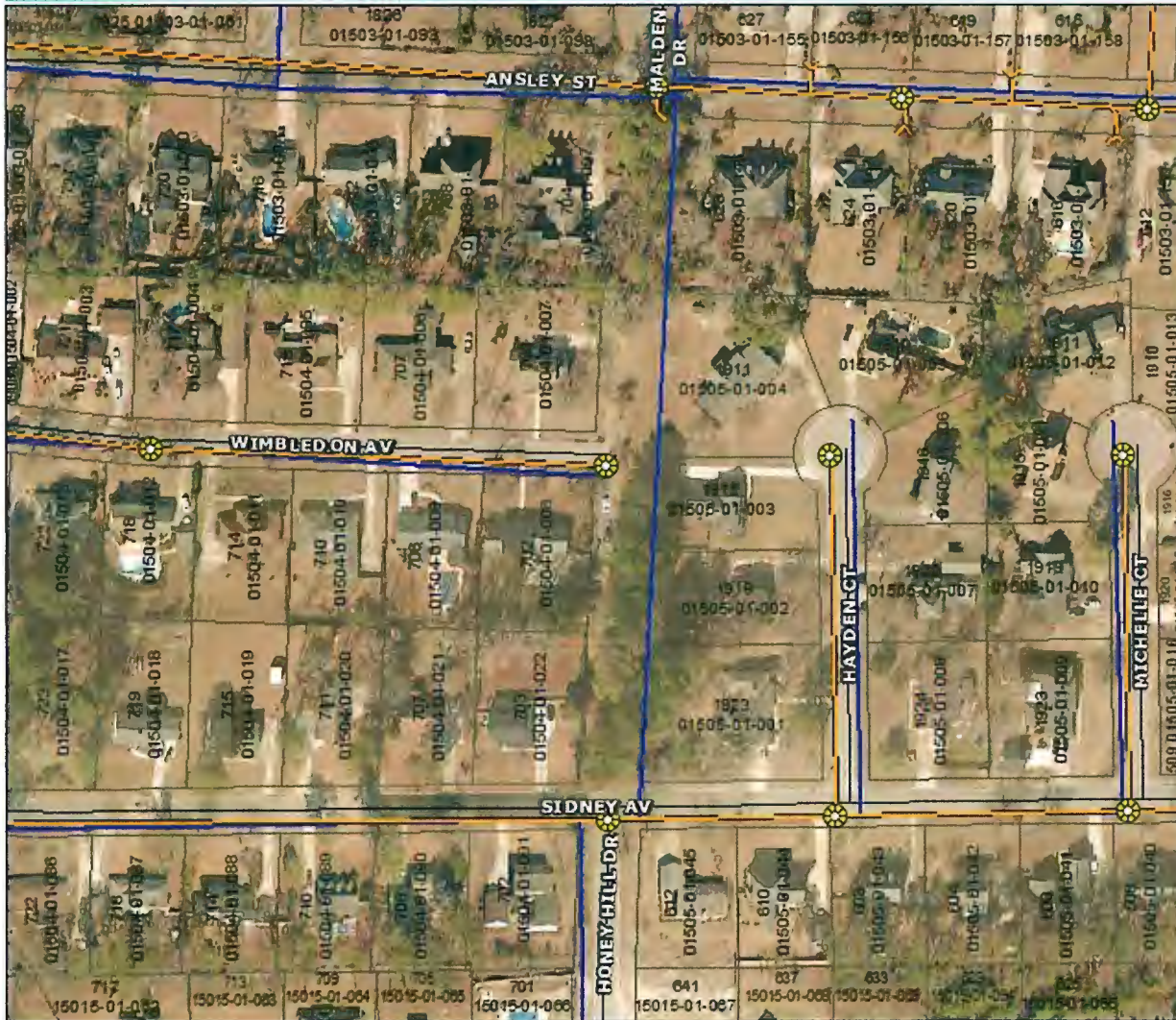


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Date: 12/9/2021

South Honey Hill Drive ROW Abandonment Utility Map

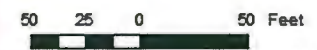


Legend

-  Manhole
-  Gravity Main
-  Water Mains
-  Parcels



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Date: 12/8/2021



LOCATION MAP

JERRY L. MASON II
TMS: 01503-01-097
D.B. A911 PG. 290

JONATHAN HILLMAN
TMS: 01503-01-148
D.B. B607 PG. 831

LINDEY H. LITTON
TMS: 01504-01-007
D.B. A782 PG. 783

CURTIS ROBERT YOUNG, JR.
TMS: 01503-01-004
D.B. A213 PG. 783

W WIMBLEDON AVENUE 50' CITY R/W

JULIE A. CORD
TMS: 01503-01-003
D.B. A851 PG. 438

LINE	LEN	BEARING
L1	33.13	S89°49'40"E
L2	33.13	S89°49'40"E
L3	175.93	S00°36'57"W
L4	100.02	S00°26'34"W
L5	100.02	S00°26'34"W
L6	145.12	S00°32'36"W
L7	33.07	S87°17'56"W
L8	33.06	S87°17'56"W
L9	158.51	N00°20'30"E
L10	185.38	N00°40'00"E
L11	33.00	S89°23'53"E
L12	25.04	N00°30'53"E
L13	24.70	N00°38'32"E
L14	33.13	N88°23'53"W
L15	150.36	N00°36'07"E
L16	150.61	S00°36'08"W
L17	33.00	S89°27'32"E
L18	165.32	S00°30'24"W
L19	9.70	S00°30'24"W
L20	33.11	S89°29'36"E
L21	33.46	N89°29'36"W
L22	146.97	S00°30'24"W
L23	33.06	N89°29'36"W
L24	90.32	N00°30'24"E
L25	75.00	N00°30'24"E

KATHLEEN W. ROSS
TMS: 01504-01-008
D.B. B566 PG. 835

ASHLEY NEAL
TMS: 01503-01-002
D.B. B496 PG. 1614

CLARENCE MATTHEWS
TMS: 01504-01-022
D.B. A439 PG. 1671

YVONNE M. STARR
TMS: 01503-01-001
D.B. A311 PG. 2168

SIDNEY AVENUE

FLORENCE COUNTY

SOUTH CAROLINA

PLAT

OF 7 TRACTS LOCATED IN THE CITY OF FLORENCE, FLORENCE COUNTY, SOUTH CAROLINA BEING A REDIVISION OF A PORTION OF A PUBLIC R/W KNOWN AS MALDEN DRIVE BEING ADDED TO THE ADJOINING LOTS AS SHOWN ABOVE.
SURVEYED FOR:

JULIE A. CORD

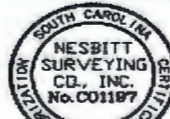
I HEREBY STATE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, THE SURVEY SHOWN HEREON WAS MADE IN ACCORDANCE WITH THE REQUIREMENTS OF THE MINIMUM STANDARDS MANUAL FOR THE PRACTICE OF LAND SURVEYING IN SOUTH CAROLINA, AND MEETS OR EXCEEDS THE REQUIREMENTS FOR A CLASS "B" SURVEY AS SPECIFIED THEREIN, ALSO THERE ARE NO ENCROACHMENTS, PROJECTIONS, OR SETBACKS AFFECTING THE PROPERTY OTHER THAN THOSE SHOWN. ALSO I HAVE CONSULTED THE FEDERAL INSURANCE ADMINISTRATION FLOOD HAZARD MAP 4521C0142E, EFFECTIVE DATE 12/16/2015, AND FOUND THE SUBJECT PROPERTY TO NOT BE IN A FLOOD ZONE.
NOTE: THIS PROPERTY IS SUBJECT OF ANY AND ALL RIGHTS-OF-WAY, EASEMENTS, COVENANTS AND RESTRICTIONS, RECORDED OR UNRECORDED, THAT MAY APPLY, UNLESS NOTED HEREON THIS MAP DOES NOT ADDRESS ENVIRONMENTAL CONCERNS OR SUBSURFACE INVESTIGATION.



NESBITT SURVEYING CO., INC.
4340 ALLIGATOR ROAD
U.S. HIGHWAY 78 & ALLIGATOR ROAD
TIMMONSVILLE, S.C. 29161
PHONE (843) 346-3362
FAX (843) 346-3802

email davidn@nesbittsurveying.com

DAVID A. NESBITT RLS NO 7023

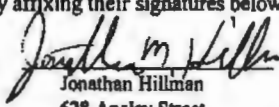
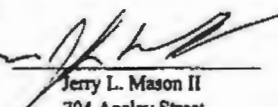
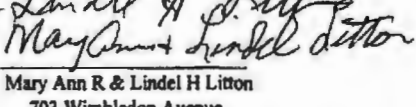
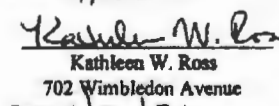
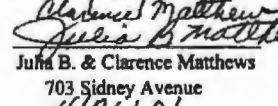
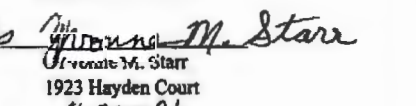
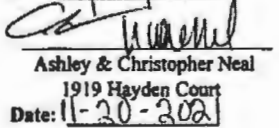
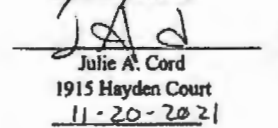
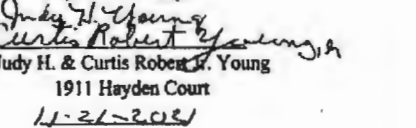


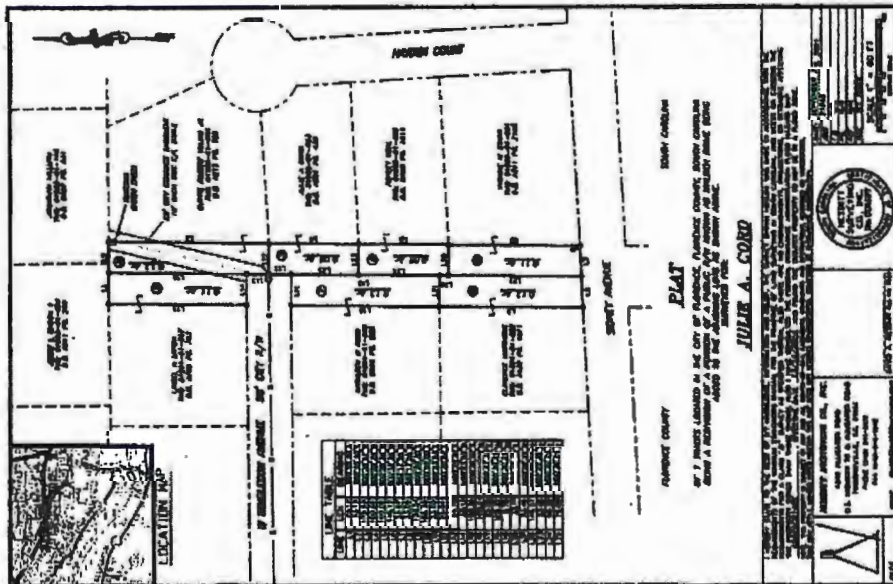
DATE: SEPTEMBER 29, 2021
JOB: 21946
F.B. N/A
P.C. N/A
REF. N/A
TMS: SEE ABOVE

SCALE 1" = 60 FT
GRAPHIC SCALE

Letter of Agreement

The following parties have come to an agreement as to the subdivision of a right-of-way that has the potential for abandonment by Florence City Council in the near future. The land in question is bounded on the North by 626 & 704 Ansley Street; Sidney Avenue to the South; 707 & 706 Wimbledon Avenue, Wimbledon Avenue proper, and 707 Sidney Avenue to the West; and Sidney Avenue proper to the East. The adjacent property owners will, by right, have the option to divide the land among themselves. A summary plat has been created and agreed upon by the adjacent property owners, which if the Right-of-Way is abandoned by the City, will be recorded with the County of Florence to subdivide the aforementioned property as shown in the attached plat dated September 29, 2021 by affixing their signatures below:

 Jonathan Hillman 628 Ansley Street Date: <u>11/20/21</u>	 Jerry L. Mason II 704 Ansley Street Date: <u>11/20/21</u>	 Mary Ann R. & Lindel H. Litton 703 Wimbledon Avenue Date: <u>11-20-2021</u>
 Kathleen W. Ross 702 Wimbledon Avenue Date: <u>11/20/21</u>	 Julia B. & Clarence Matthews 703 Sidney Avenue Date: <u>11/21/21</u>	 Vivienne M. Starr 1923 Hayden Court Date: <u>11-20-21</u>
 Ashley & Christopher Neal 1919 Hayden Court Date: <u>11-20-2021</u>	 Julie A. Cord 1915 Hayden Court Date: <u>11-20-2021</u>	 Judy H. & Curtis Robert Young 1911 Hayden Court Date: <u>11-21-2021</u>



Letter drafted by the City of Florence as Intermediary November 19, 2021
 CITY CENTER 324 WEST EVANS STREET FLORENCE, SC 29501-3456



End of Wimbledon Avenue (Right-of-Way to North(left) and South(right))



*From Wimbledon Avenue facing North
(Driveway of 702 Wimbledon Avenue to South)*



Facing North (Right-of Way Ends at Wooden Fence in Background)

FLORENCE CITY COUNCIL MEETING

DATE: May 10, 2021

AGENDA ITEM: Ordinance to Annex and Zone the North Side of Lake Oakdale and the Lake Oakdale Dam, a portion of TMN 00751-01-049.

DEPARTMENT/DIVISION: Department of Planning, Research & Development

I. ISSUE UNDER CONSIDERATION:

Request to annex a portion of Tax Map Number 00751-01-049 which includes the north half of Lake Oakdale and the dam into the City of Florence and zone to OSR, Open Space and Recreation. The request is being made by the property owner.

II. CURRENT STATUS/PREVIOUS ACTION TAKEN:

On April 13, 2021, Planning Commission held a public hearing on this matter, and voted unanimously, 7-0, to recommend the zoning request of OSR, Open Space and Recreation.

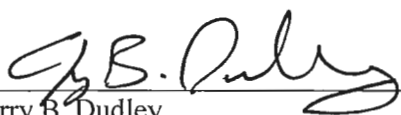
III. POINTS TO CONSIDER:

- (1) Request is being considered for first reading.
- (2) City water and sewer services are not necessary; there is no cost to extend utility services.
- (3) A Public Hearing for zoning was held at the April 13, 2021 Planning Commission meeting.
- (4) This request includes portions of Lake Oakdale and the associated dam. The proposed zoning of OSR is in agreement with the existing use of the property.

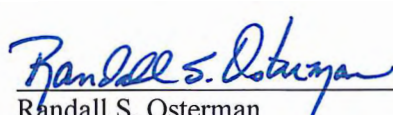
IV. PERSONAL NOTES:

V. ATTACHMENTS:

- (1) Ordinance
- (2) Vicinity Map
- (3) Parcels 1 and 2 Plat
- (4) Annexation Petition



Jerry B. Dudley
Planning Director



Randall S. Osterman
City Manager

ORDINANCE NO. 2021_____

AN ORDINANCE TO ANNEX AND ZONE THE NORTH SIDE OF LAKE OAKDALE AND THE LAKE OAKDALE DAM, A PORTION OF TMN 00751-01-049.

WHEREAS, a Public Hearing was held in the Council Chambers on April 13, 2021 at 6:00 P.M. before the City of Florence Planning Commission via Zoom, and notice of said hearing was duly given;

WHEREAS, application by Claussen Developers, LLC, owner of TMN 00751-01-049, was presented requesting an amendment to the City of Florence Zoning Atlas that the aforesaid property be incorporated into the City limits of the City of Florence under the provisions of **Section 5-3-150(3) of the 1976 Code of Laws of South Carolina** and given the zoning district classification of OSR:

The property requesting annexation is shown more specifically on Florence County Tax Map 00751, block 01, parcel 049 and on the plat filed in Plat Book 107 at page 233.

Any portions of public rights-of-way abutting the above described property will be also included in the annexation.

WHEREAS, Florence City Council concurs in the aforesaid application, findings and recommendations:

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FLORENCE IN MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:

- 1. That an Ordinance is hereby adopted annexing into the City Limits of the City of Florence the aforesaid property and amending the Zoning Atlas to the aforesaid zoning classifications.**
- 2. That this Ordinance shall become effective seven days upon its approval and adoption by the City Council of the City of Florence and posting of this amendment in the official Zoning Atlas.**

ADOPTED THIS _____ DAY OF _____, 2021

Approved as to form:

James W. Peterson, Jr.
City Attorney

Teresa Myers Ervin,
Mayor

Attest:

Casey C. Moore
Municipal Clerk

I HEREBY STATE TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF, THE SURVEY SHOWN HEREON WAS MADE IN ACCORDANCE WITH THE REQUIREMENTS OF THE MINIMUM STANDARDS MANUAL FOR THE PRACTICE OF LAND SURVEYING IN SOUTH CAROLINA, AND MEETS OR EXCEEDS THE REQUIREMENTS FOR A CLASS "B" SURVEY AS SPECIFIED THEREIN.

William F. Cox, Jr. 8/31/20
 WILLIAM F. COX, JR. PLS 11363 DATE



Florence County Plat No. 107/233
 Hereby certified that the above is a true and correct copy of the original plat as filed in the County Planner's Office on 8/31/20
 County Planner *Doreth Sibley*

LEGEND
 I.N. IRON NEW 1/2" REBAR
 I.O. IRON OLD
 PT. POINT

NOTES:
 1) TAX MAP NO. 00075-01-020 , 00751-01-049
 2) DATE OF SURVEY: AUGUST 19, 2020
 3) THIS LOT IS LOCATED IN FLOOD ZONE "X" NATIONAL FLOOD INSURANCE PROGRAM, FLOOD RATE MAP DATED DEC. 16, 2014

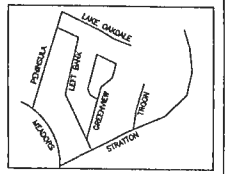
REFERENCE:
 1) PLAT BY ERVIN ENGINEERING DATED MARCH 15, 1993 FOR OKDALE COUNTRY CLUB.
 2) PB 22/555
 3) PB 23/173
 4) PB 30/210
 5) PB 36/419
 6) PB 43/135
 7) PB 84/421
 8) PB 90/170
 9) PB 92/295

L=506.93'
 R=1446.74'
 $\Delta=20^{\circ}04'34''$
 C LEN=504.34'
 BRG=S 32^{\circ}39'40'' E

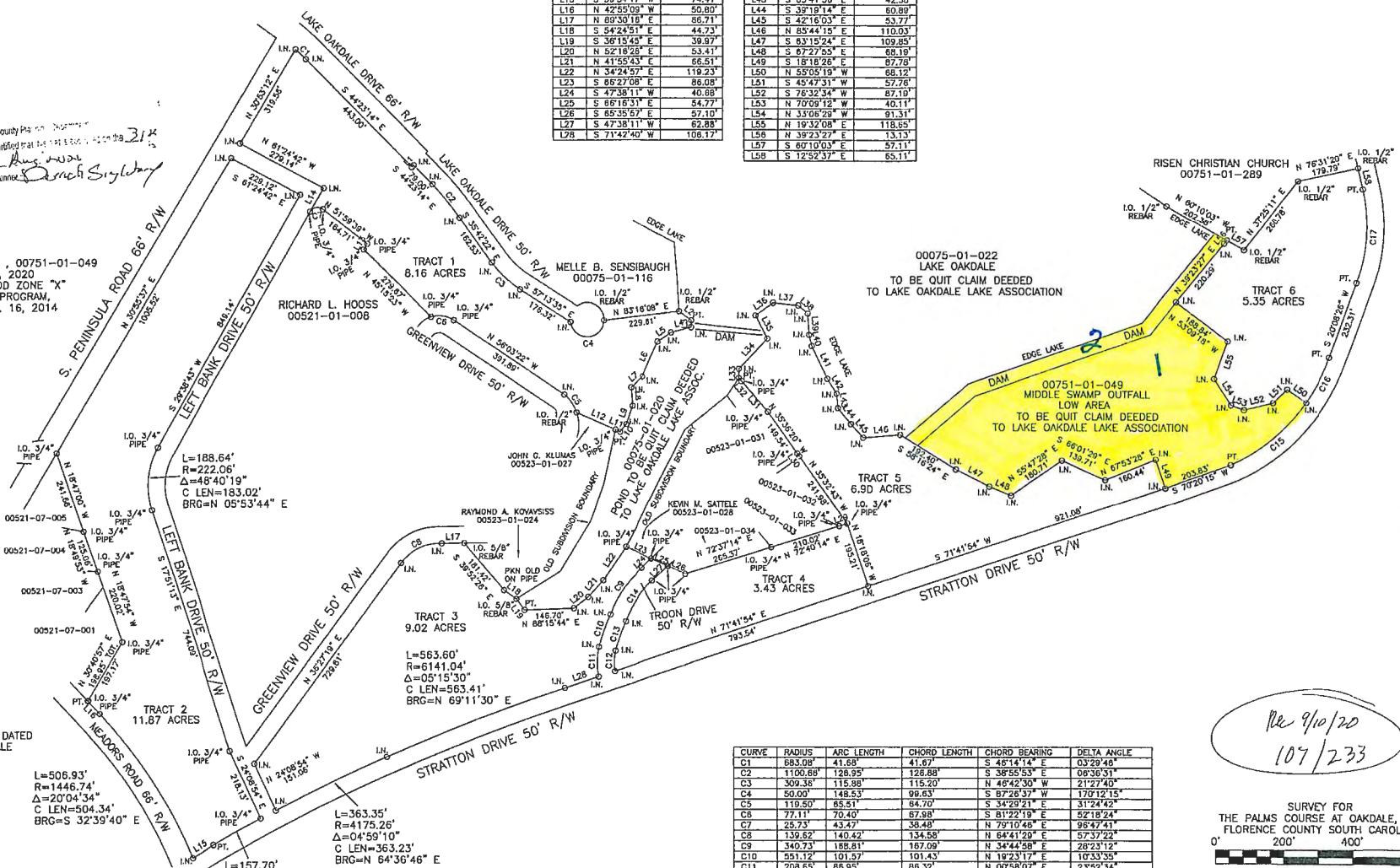
L=363.35'
 R=4175.26'
 $\Delta=04^{\circ}59'10''$
 C LEN=363.23'
 BRG=N 64^{\circ}36'46'' E

L=157.70'
 R=4010.68'
 $\Delta=02^{\circ}15'10''$
 C LEN=157.69'
 BRG=N 61^{\circ}05'21'' E

LINE	BEARING	DISTANCE	LINE	BEARING	DISTANCE
L1	N 45°36'48" E	8.00'	L29	N 72°29'36" E	24.93'
L2	S 53°04'41" E	44.59'	L30	N 35°32'43" W	10.04'
L3	S 05°53'11" W	20.00'	L31	N 40°43'32" W	118.04'
L4	S 75°22'11" W	61.45'	L32	N 40°43'34" W	12.03'
L5	S 58°40'58" W	48.73'	L33	N 00°37'28" E	27.16'
L6	S 23°50'57" W	112.87'	L34	N 43°12'51" E	121.67'
L7	S 50°59'00" W	48.77'	L35	N 26°59'42" E	78.24'
L8	S 04°28'05" E	54.26'	L36	N 54°44'50" E	62.84'
L9	S 18°58'10" W	57.50'	L37	S 84°19'27" E	74.80'
L10	S 39°22'49" W	28.79'	L38	S 50°17'24" E	38.42'
L11	N 66°01'44" W	15.00'	L39	S 03°48'57" E	62.22'
L12	N 86°01'44" W	125.58'	L40	S 13°28'31" E	33.68'
L13	N 31°03'42" E	18.65'	L41	S 25°03'17" E	107.12'
L14	N 30°29'52" E	79.73'	L42	S 32°36'46" E	50.89'
L15	S 59°34'17" W	74.41'	L43	S 05°41'58" E	42.58'
L16	N 42°55'09" W	50.80'	L44	S 39°19'14" E	60.88'
L17	N 86°30'16" E	86.21'	L45	S 42°16'03" E	53.77'
L18	S 54°24'51" E	44.73'	L46	N 85°44'15" E	110.03'
L19	S 36°15'45" E	39.97'	L47	S 83°15'24" E	109.85'
L20	N 52°19'28" E	55.41'	L48	S 67°27'55" E	68.18'
L21	N 41°55'43" E	66.51'	L49	S 18°18'26" E	67.78'
L22	N 34°24'57" E	119.23'	L50	N 55°05'19" W	68.12'
L23	S 66°27'08" E	86.08'	L51	S 45°47'31" W	57.76'
L24	S 47°38'11" W	40.89'	L52	S 76°32'34" W	87.10'
L25	S 61°83'11" E	54.77'	L53	N 70°09'12" W	40.11'
L26	S 85°35'57" E	57.10'	L54	N 33°08'28" W	91.31'
L27	S 47°38'11" W	62.88'	L55	N 19°32'08" E	118.65'
L28	S 71°42'40" W	108.17'	L56	N 39°23'27" E	13.13'
			L57	S 80°10'03" E	57.11'
			L58	S 12°52'37" E	65.11'



VICINITY MAP
 NOT TO SCALE



CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	685.08'	11.68'	41.67'	S 48°14'14" E	03°29'40"
C2	1100.88'	128.95'	128.88'	S 38°55'53" E	06°30'51"
C3	309.36'	115.88'	115.20'	N 48°42'30" W	21°27'40"
C4	50.00'	148.53'	99.63'	S 87°26'37" W	17°02'15"
C5	110.50'	83.51'	64.70'	S 34°59'11" E	31°24'42"
C6	77.11'	70.40'	67.98'	S 81°22'19" E	52°18'24"
C7	25.73'	43.47'	38.48'	N 79°10'48" E	96°47'41"
C8	139.62'	140.42'	134.58'	N 64°41'29" E	57°37'22"
C9	340.73'	158.81'	167.08'	N 54°44'58" E	28°33'12"
C10	95.12'	101.57'	101.43'	N 18°23'17" E	10°33'35"
C11	208.65'	86.95'	88.32'	N 09°58'07" E	23°52'34"
C12	158.65'	59.17'	58.83'	N 02°02'30" E	21°22'08"
C13	501.12'	92.07'	91.64'	N 19°26'04" E	10°31'59"
C14	287.66'	148.56'	148.61'	N 34°36'13" E	29°59'11"
C15	541.51'	290.45'	288.88'	S 50°20'00" W	30°43'56"
C16	541.51'	151.12'	150.83'	S 26°58'20" W	15°59'23"
C17	478.55'	279.80'	275.89'	S 03°52'42" W	33°39'07"

Plat 107/233
 107/233

SURVEY FOR THE PALMS COURSE AT OKDALE, LLC FLORENCE COUNTY SOUTH CAROLINA
 SCALE 1"=200' AUGUST 19, 2020
 SURVEY AND PLAT BY LOWER FLORENCE COUNTY SURVEYING 155 NORTH CHURCH STREET LAKE CITY, S.C. 29560 843-374-8614

STATE OF SOUTH CAROLINA)

PETITION FOR ANNEXATION

COUNTY OF FLORENCE)

Petition requesting Florence City Council to enact an Ordinance annexing the area described below, that area being the same property as shown by the map prepared by the City of Florence Planning, Research, and Development Department, attached and incorporated by reference herein:

The undersigned freeholder property owner(s) hereby respectfully certifies, petitions, and requests of the City Council of Florence as follows:

1. The petitioners are the sole owner(s) of real estate in the County of Florence, State of South Carolina which property lies adjacent and contiguous to the corporate limits of the City of Florence.
2. That the petitioner(s) desires to annex the property more particularly described below:
SEE ATTACHED SCHEDULE A
Florence County Tax Map Number: portion of 00751-01-049
3. Annexation is being sought for the following purposes: Access to City services
4. That the petitioner(s) request that the City Council of Florence annex the above described property in accordance with subsection 31 of 5-3-150(3) of the Code of Laws of South Carolina for 1976, such section allowing the annexation of an area without the necessity of an election and referendum.

To the Petitioner: The following information needs to be completed for submittal to the City of Florence and other government agencies for records prior to and after annexation.

Total Residents	<u> </u>	Race	<u> </u>
Total 18 and Over	<u> </u>	Total Registered to Vote	<u> </u>

APPLICANT (S) (Please print or type):

Name(s): Claussen Developers, LLC (B. Kendall Hiller, Attorney)

Address: P.O. Box 1461, Florence, SC 29501

Telephone Numbers: 843-669-6395 [work] _____ [home]

Email Address: khiller@mcgowanlaw.com

Signature BK Hiller, attorney Date March 4, 2021

Certification as to ownership on the date of petition:	FOR OFFICAL USE ONLY
Date <u>3/4/2021</u>	<u>AK</u>

SCHEDULE A
PROPERTY TO BE ANNEXED

Parcel 1 of 3: The parcel of land depicted as “Middle Swamp Outfall Low Area to be Quit Claim Deeded to Lake Oakdale Lake Association” on the plat filed in the Florence County Clerk of Court’s Office on September 10, 2020 in Plat Book 107 at Page 233.

Parcel 2 of 3: The strip of land abutting Parcel 1 above depicted on the plat referenced above as “DAM”, being bound as follows: on its southernmost end by Tract 5 as shown on the above referenced plat; on its eastern line by Parcel 1 above and Tract 6 depicted on the above reference plat; on its northernmost line by property of Risen Christian Church (tax parcel 00751-01-289); and on its westernmost line by Lake Oakdale.

Parcel 3 of 3: The **portion** of Tax Parcel Number 00751-01-049 comprising essentially the northern half of Lake Oakdale, bounded as follows: on the south by Parcels 00075-01-022 and 00075-01-237; on the east by a portion of Parcel 2 above; on the West by Parcels 00075-01-021 and 0051-01-003 and on its northern most line by the rear property lines of various residential parcels that front on West Lake Drive; this Parcel 3 to be annexed also abuts two (2) portions of West Lake Drive - one near its northeastern end between Tax Parcels 00751-01-285 and 00751-01-040 and the other near its southern end between Tax Parcels 00751-01-281, 00751-01-282 and 00751-01-289.

FLORENCE CITY COUNCIL MEETING

DATE: November 8, 2021
AGENDA ITEM: Emergency Ordinance
DEPARTMENT/DIVISION: City Council

I. ISSUE UNDER CONSIDERATION:

An Ordinance to replace the existing Emergency Ordinance 2021-30 in response to the COVID-19 emergency.

II. CURRENT STATUS/PREVIOUS ACTION TAKEN:


1. City Council has previously adopted Emergency Ordinances designed to properly react to the emergency presented by the pandemic including, but not limited to Emergency Ordinance No.2021-30, Emergency Ordinance No. 2020-28, which consolidated Emergency Ordinance No. 2020-13, Emergency Ordinance No. 2020-12, and Emergency Ordinance No. 2020-20, Ordinance No. 2021-08, and Resolution 2021-15.

III. POINTS TO CONSIDER:

1. This Ordinance will replace the current Emergency Ordinance No. 2021-30.

IV. ATTACHMENTS:

1. Proposed Ordinance


Randall S. Osterman
City Manager

EMERGENCY ORDINANCE NO. 2021-_____

AN ORDINANCE TO REPLACE THE EXISTING EMERGENCY ORDINANCE 2021-30 IN RESPONSE TO THE COVID-19 EMERGENCY.

WHEREAS, the 2019 Novel Coronavirus (“COVID-19”) is a respiratory disease that can result in serious illness or death by the SARS-CoV-2 virus, which is a new strain of coronavirus previously unidentified in humans and which can spread from person to person;

WHEREAS, the Delta strain of the COVID-19 has caused significant increases in number of COVID-19 cases throughout South Carolina, and these increases have been of particular note in Florence County and the metropolitan area of the City of Florence as evidenced by Exhibit A attached hereto;

WHEREAS, the Centers for Disease Control and Prevention (the “CDC”) continues to warn of the high public health threat posed by COVID-19 globally, in the United States, and in South Carolina;

WHEREAS, the CDC and South Carolina Department of Health and Environmental Controls (“SCDHEC”) advise the use of cloth face coverings to slow the spread of COVID-19;

WHEREAS, in Executive Order 2020-63 Governor Henry McMaster urged municipalities to enact measures requiring individuals to wear face coverings and the COVID-19 infection levels in South Carolina and Florence County now exceed the infection rates then existing;

WHEREAS, health authorities, including the CDC, the Surgeon General of the United States, and SCDHEC have recommended the use of face coverings as a means of preventing the spread of COVID-19;

WHEREAS, the Florence City Council has previously unanimously adopted Emergency Ordinances designed to properly react to the emergency presented by the pandemic including, but not limited to the most recent Emergency Ordinance No. 2021-30;

WHEREAS, it has been determined by the City Council that the emergency measures set forth in the prior Ordinances and Resolutions are necessary, including the reinstatement of a requirement that face coverings or masks be worn in public in the City of Florence as previously required in Ordinance No. 2021-08; and

WHEREAS, Section 5-7-250 of the South Carolina Code of Laws and Section 2-29(c) of the Florence Code of Ordinances empowers Council to enact emergency ordinances affecting life, health, or safety on one reading by affirmative two-thirds vote of members present provided that such emergency ordinance shall automatically expire on the 61st day following enactment unless extended by future action of Council;

NOW, THEREFORE, it is hereby ordained by the City Council of the City of Florence that a state of emergency continues to exist because of the COVID-19 situation, and the following emergency provisions shall apply within the City:

Section 1. Remote Meetings During the COVID-19 Crisis. The provisions of this Section shall apply to Council and to any and all boards, commissions, committees, or other subsidiary, related, or delegated bodies of the City (collectively, “Boards and Commissions”). Until the termination of this Ordinance pursuant to Section 10 below, the Council and all of its Boards and Commissions shall be entitled to conduct all regular and special meetings by telephone or other electronic means, provided that:

- a) Members attending by electronic means shall be able to hear any and all comments made by the public, staff, and other council members;
- b) All public participants and attendees, staff, and other members shall be able to hear the comments, motions, and votes of the members attending such meeting by electronic means;
- c) Other than establishing the electronic connections, there shall be no communications among the members attending electronically, unless such communication is part of the meeting and can be heard by all public participants or attendees; and
- d) The comments, motions, and votes of the members attending electronically shall be recorded in the minutes of the meeting.

Collectively, these conditions are referred to as the “Participation Requirements.”

Section 2. Physical Presence Not Required to be Counted as Part of a Quorum. The provisions of this section shall apply to Council and to all of its Boards and Commissions. During the Emergency Term, and notwithstanding any other provision of applicable State or local law, a member attending a meeting of Council or any of its Boards and Commissions by telephone or electronic means in compliance with the Participation Requirements, whether physically present or not, shall be counted as present in determining the quorum for such meeting.

Section 3. Suspension of Deadlines. The City Manager is authorized to suspend all deadlines imposed by City Ordinance, applicable to the municipality or applicant during the duration of the emergency conditions caused by COVID-19.

Section 4. Plan for Continuity of Government Services. The City Manager is authorized to develop and enact a plan to ensure continuity in the delivery of government services in light of the COVID-19 outbreak.

Section 5. Special Events Permits. The City Manager is authorized to cancel and revoke any special events permits issued prior to the date of this ordinance for events scheduled to take place during this state of emergency period.

Section 6. Use of Face Coverings. Effective immediately:

- a) All persons entering any Establishment Open to the Public or Foodservice Establishment as defined below in the City of Florence must wear a face covering while inside the establishment. For purposes of this Ordinance, the term “Establishment Open to the Public” shall mean any organization, establishment, facility, or retail business open to the public within the City of Florence. Since schools and daycares have limited public access, they are not included as an “Establishment Open to the Public” hereunder. “Foodservice Establishment” shall mean any establishment within the City of Florence that sells prepared food on a dine-in, delivery, carry-out, or drive-through basis. The business shall not have responsibility for enforcing this requirement, but it shall post conspicuous signage at all entrances informing its patrons of the requirements of this section.
- b) All Establishments Open to the Public and Foodservice Establishments in the City shall require their staff and employees to wear a face covering at all times while having face to face interaction with the public and while working in areas open to the general public and areas in which interactions with other staff are likely in which social distancing of at least six feet cannot be observed.
- c) “Face Covering” as used herein means a uniform piece of cloth, fabric, or other material that securely covers a person’s nose and mouth and remains affixed in place without the use of one’s hands. Face Coverings include, but are not limited to, bandanas, medical masks, cloth masks, scarves, and gaiters, provided they are worn such that they securely cover the person’s nose and mouth.

Section 7. Exemptions. Face Coverings shall not be required as follows:

- a) in outdoor or unenclosed areas appurtenant to Establishments Open to the Public or Foodservice Establishments in which social distancing of at least six feet is possible and observed;
- b) for people whose religious beliefs prevent them from wearing a Face Covering;
- c) for those who cannot wear a Face Covering due to a medical or behavioral condition;
- d) for children under six (6) years old, provided that adults accompanying children age two (2) through five (5) shall use reasonable efforts to cause those children to wear Face Coverings while inside the enclosed area of any Establishments Open to the Public or Foodservice Establishment;
- e) for patrons of Foodservice Establishments while they are dining;

- f) in private offices and workspaces in which social distancing of at least six feet is possible and observed;
- g) when complying with directions of law enforcement officers;
- h) in settings where it is not practical or feasible to wear a Face Covering, including when obtaining or rendering goods or services such as the receipt of dental services or while swimming; and/or
- i) while exclusively with members of a family or the same household, and no person other than such family or household is within the same enclosed area.

Section 8. Civil Infraction.

- a) Any person violating the provisions of Section 6(a) of this Ordinance by failing to wear a Face Covering when required shall be guilty of a civil infraction, punishable by a penalty of \$25.00. Each day of a continuing violation of this Ordinance shall be considered a separate and distinct offense.
- b) A person who fails to comply with Section 6(b) of this Ordinance shall be guilty of a civil infraction, punishable by a fine of not more than \$100.00. Each day of a continuing violation of this Ordinance shall be considered a separate and distinct offense. Repeated violations of this Ordinance are additionally hereby declared to be a public nuisance, which may be abated by the City by restraining order, preliminary and permanent injunction, or other means provided for by the laws of this State. The foregoing notwithstanding, every effort shall be made to bring the business into voluntary compliance with the terms of this Ordinance prior to the issuance of any citation. For the purposes of Section 6(b) of this Ordinance, “person” shall be defined as any individual associated with the business who has the control or authority and ability to enforce the requirements of the Ordinance within the business, such as an owner, manager or supervisor. “Person” may also include an employee or other designee that is present at the business but does not have the title of manager, supervisor, etc. but has the authority and ability to ensure that the requirements of this Ordinance are met while the business is open to the public.

Section 9. Suspension of Contrary Local Provisions. During the term of this Ordinance, any ordinance, resolution, policy, or bylaw of the City of Florence that conflicts with the provisions hereof shall be and is hereby suspended and superseded.

Section 10. Termination of Ordinance. This Ordinance may be terminated or expire upon the first of the following events:

(a) Upon the issuance of a Resolution by the City Council of the City of Florence declaring that COVID-19 is no longer a serious threat to the public health, safety and welfare of the citizens of the City of Florence;

(b) Absent adoption of a Resolution or Ordinance extending the term of this Emergency Ordinance, upon the 61st day following its enactment.

Section 11. Severability. Should any provision, section, paragraph, sentence, or word of this Ordinance be rendered or declared invalid by any final court action in a court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences, or words of this Ordinance as hereby adopted shall remain in full force and effect.

Effective Date and Time. This Ordinance shall take immediately upon its adoption on second reading by City Council.

ADOPTED this ____ day of November, 2021.

Approved as to form:

James W. Peterson, Jr.
City Attorney

Teresa Myers Ervin
Mayor

Attest:

Casey C. Moore
Municipal Clerk

FLORENCE CITY COUNCIL MEETING

DATE: January 10, 2022
AGENDA ITEM: Ordinance
DEPARTMENT/DIVISION: City Manager and City Attorney

I. ISSUE UNDER CONSIDERATION:

An Ordinance adopting a redistricting plan for three single member districts of the City of Florence, South Carolina in accordance with the Federal Decennial Census of 2020.

II. CURRENT STATUS/PREVIOUS ACTION TAKEN:

- a. The City of Florence, since 1977, has been governed by a City Council composed of seven members, one of whom is the mayor, with the mayor and three council members elected at large, and three council members elected from single member districts.
- b. The most recent change to the district lines occurred by the passage of Ordinance No. 2014-06 in order to realign the districts in accordance with the data from the 2010 Census.
- c. The U.S. Constitution, the South Carolina Code of Laws, §2-20 of the Florence Code of Ordinances, and the Voting Rights Act of 1965 all require that the city make sure that its three districts continue to comply with the Voting Rights Act of 1965 upon receipt and study of the new census data.
- d. The data from the 2020 Census indicates that the growth trends in the three districts since the 2010 Census have not resulted in population deviation between the districts that exceeds the standards allowed. The districts remain in compliance with all standards, the boundaries of the districts require adjustment.
- e. City Staff has analyzed the Census data, discussed the data with all council members individually, and, with the help of the South Carolina Revenue and Fiscal Affairs Office, has developed several plans for review with council and the public. Numerous neighborhood meetings will be held throughout each of the districts in order to discuss plans and receive public input prior to second reading.
- f. Based upon input from council members and the public, the redistricting plan set forth in this ordinance is submitted to Council for first reading on January 10, 2022 for council to choose which of three (3) options it desires to approve on first reading. The first option is the Benchmark, which makes no changes to the present district lines. The other two (2) options do propose some changes to the district lines. The option chosen, plus the other two options, will be presented and discussed during the

scheduled public hearings. Each of the three 3 options have population deviation among the districts in full compliance.

- g. Notice is being given for three public neighborhood meetings, one in each district, and notice will be given that, prior to second reading, Council will hold a Public Hearing on February 14, 2022 in order to receive any additional input or comments from the public on the proposed plan.

III. POINTS TO CONSIDER:

- a. This Ordinance will either leave the district lines as they are presently (Benchmark Plan) or adopt changes to the boundaries of the districts. Each of the three (3) options have population deviation among the districts in full compliance.
- b. Time is of the essence since the required notice of the election scheduled for November, 2022 will be accomplished by March 1, 2022.

IV. OPTIONS:

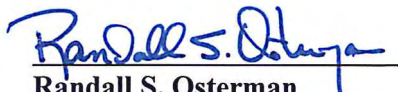
City Council may (1) adopt the Ordinance choosing one of the three (3) options on first reading as presented based on information submitted; (2) amend the Ordinance and accomplish first reading; (3) defer action should additional information be needed; or (4) suggest other alternatives.

V. RECOMMENDATION:

City Manager and City Attorney recommend adoption of the Ordinance.

VI. ATTACHMENTS:

The proposed Ordinance No. 2022-_____ with exhibits.


Randall S. Osterman
City Manager

ORDINANCE NO. 2022-_____

AN ORDINANCE ADOPTING A REDISTRICTING PLAN FOR THE THREE SINGLE MEMBER DISTRICTS OF CITY OF FLORENCE, SOUTH CAROLINA IN ACCORDANCE WITH THE FEDERAL DECENNIAL CENSUS OF 2020.

WHEREAS, in compliance with the United States Constitution, the South Carolina Code of Laws, 1976, as amended, §2-20 of the Code of Ordinances of the City of Florence, South Carolina, and the United States Voting Rights Act of 1965, as amended, the City Council of Florence, South Carolina, has determined to realign the three (3) electoral districts for the election of three (3) members of City Council in accordance with the Federal Decennial Census of 2020;

WHEREAS, there presently exists three (3) single-member districts for the election of City Council members for Florence, South Carolina;

WHEREAS, this Ordinance is for the purpose of re-defining the boundaries of the three (3) single-member districts based upon the 2020 census data in order that the population of such districts shall comply with the requirements set forth in the Voting Rights Act of 1965;

NOW, THEREFORE, be it ordained by the City Council of the City of Florence, in meeting duly assembled and by the authority thereof, as follows:

1. The pertinent demographic data in reference to the proposed districts is attached to this Ordinance as Exhibit “A” and is incorporated herein by reference as if fully set forth herein verbatim.

2. The three (3) single-member election districts for the election of City Council members for Florence, South Carolina, are hereby redistricted to be as depicted on the map of the City of Florence which is attached to this Ordinance as Exhibit “A” and incorporated herein by

reference as if fully set forth herein verbatim.

3. The City Manager is hereby authorized and directed to take such administrative actions as might be necessary to promulgate and execute such procedures and policies as may be necessary or desirable to carry into effect and implement the redistricted single-member election districts provided for in this Ordinance in accordance with any directions, suggestions, or objections from the Civil Rights Division, U. S. Department of Justice, after submittal of this Ordinance to the Department of Justice.

4. That this Ordinance shall become effective immediately upon its approval and adoption by the City Council of the City of Florence.

ADOPTED THIS _____ DAY OF _____, 2022.

Approved as to form:

JAMES W. PETERSON, JR.
City Attorney

TERESA MYERS ERVIN
Mayor

Attest:

CASEY C. MOORE
Municipal Clerk

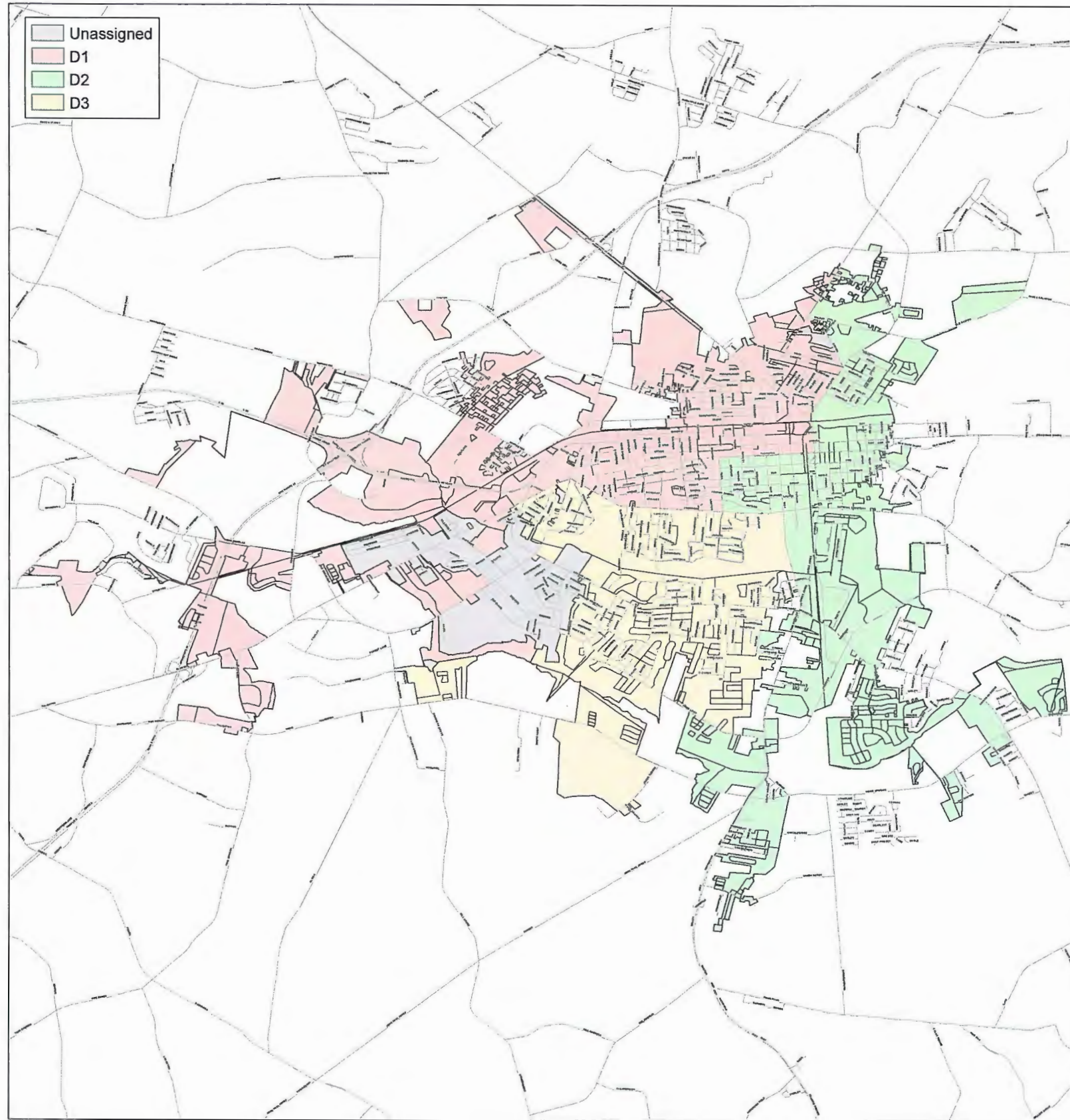


Exhibit A Option 1 (Benchmark)

	District One		District Two		District Three	
	Count	Percent	Count	Percent	Count	Percent
Population Total	13,506		12,944		13,449	
Population Deviation	206	1.55	-356	-2.68	149	1.12
	Count	Percent	Count	Percent	Count	Percent
White	4,912	36.37	3,919	30.28	9,112	67.75
Black	7,424	54.97	8,307	64.18	3,312	24.63
Other Multiple Race	755	5.59	379	2.93	674	5.01
Hispanic	415	3.07	339	2.62	351	2.61
	Count	Percent	Count	Percent	Count	Percent
VAP: Total	10,416	77.12	9,842	76.04	10,451	77.71
VAP: White	4,079	30.2	3,293	25.44	7,369	54.79
VAP: Black	5,521	40.88	6,050	46.74	2,381	17.7
VAP: Other Multiple Race	552	4.09	273	2.11	480	3.57
VAP: Hispanic	264	1.95	226	1.75	221	1.64

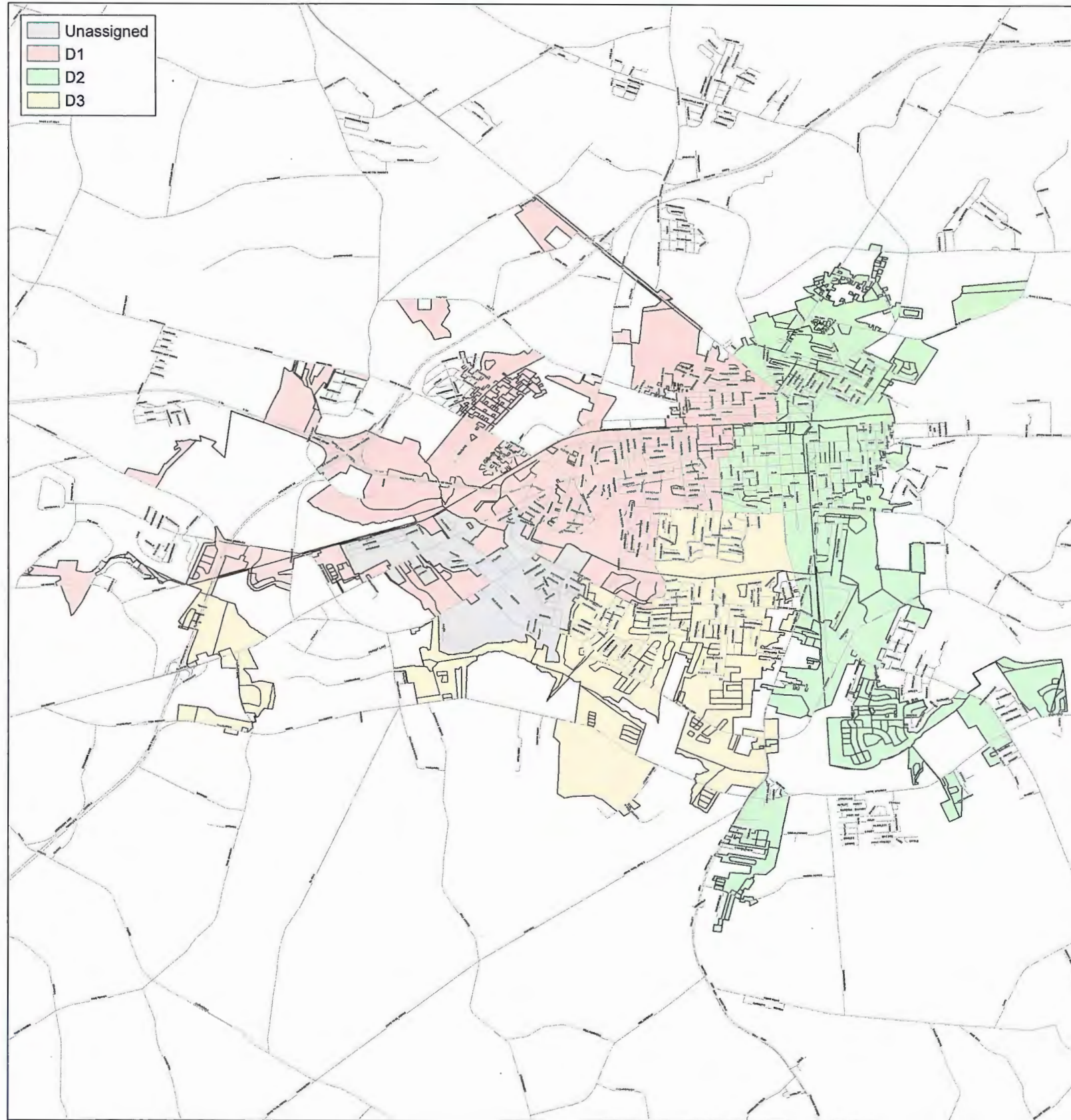


Exhibit A Option 2

	District One		District Two		District Three	
	Count	Percent	Count	Percent	Count	Percent
Population Total	13,358		13,326		13,215	
Population Deviation	58	0.44	26	0.2	-85	-0.64
	Count	Percent	Count	Percent	Count	Percent
White	6,122	45.83	3,412	25.6	8,409	63.63
Black	6,003	44.94	9,219	69.18	3,821	28.91
Other Multiple Race	798	5.97	371	2.78	639	4.84
Hispanic	435	3.26	324	2.43	346	2.62
	Count	Percent	Count	Percent	Count	Percent
VAP: Total	10,218	76.5	10,184	76.22	10,307	77.99
VAP: White	4,945	37.02	2,883	21.63	6,913	52.31
VAP: Black	4,406	33	6,824	51.21	2,722	20.6
VAP: Other Multiple Race	587	4.39	259	1.94	459	3.47
VAP: Hispanic	280	2.1	218	1.64	213	1.61

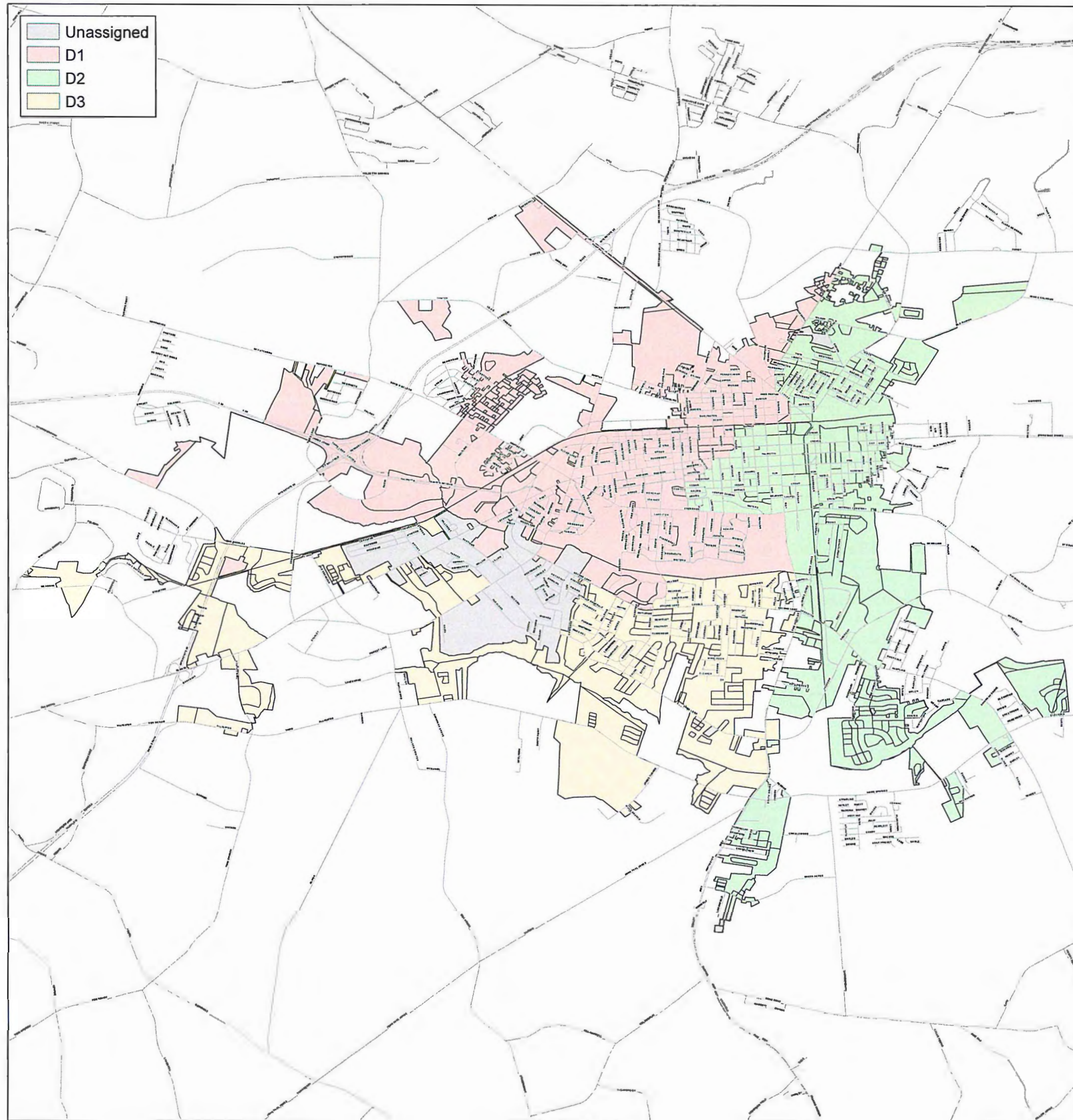


Exhibit A Option 3

	District One		District Two		District Three	
	Count	Percent	Count	Percent	Count	Percent
Population Total	13,112		13,321		13,466	
Population Deviation	-188	-1.41	21	0.16	166	1.25
	Count	Percent	Count	Percent	Count	Percent
White	6,106	46.57	3,776	28.35	8,061	59.86
Black	6,032	46	8,837	66.34	4,174	31
Other Multiple Race	596	4.55	377	2.83	835	6.2
Hispanic	378	2.88	331	2.48	396	2.94
	Count	Percent	Count	Percent	Count	Percent
VAP: Total	10,011	76.35	10,215	76.68	10,483	77.85
VAP: White	4,885	37.3	3,204	24.05	6,652	49.4
VAP: Black	4,463	34.04	6,520	48.95	2,969	22.05
VAP: Other Multiple Race	419	3.2	271	2.03	615	4.57
VAP: Hispanic	244	1.86	220	1.65	247	1.83

FLORENCE CITY COUNCIL MEETING

DATE: January 10, 2022

AGENDA ITEM: Ordinance To Annex and Zone NC-10 1146 Annelle Drive, TMN
01794-03-010

DEPARTMENT/DIVISION: Department of Planning, Research & Development

I. ISSUE UNDER CONSIDERATION:

Request to annex property located at 1146 Annelle Drive, Tax Map Number 01794-03-010, into the City of Florence and zone to NC-10, Neighborhood Conservation 10. The request is being made by the property owner.

II. CURRENT STATUS/PREVIOUS ACTION TAKEN:

On December 14, 2021, Planning Commission held a public hearing on this matter, and voted unanimously, 7-0, to recommend the zoning request of NC-10, Neighborhood Conservation 10.

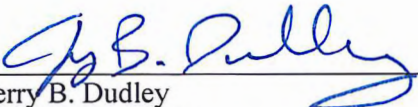
III. POINTS TO CONSIDER:

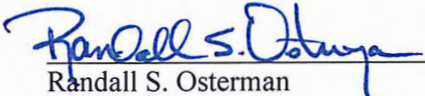
- (1) Request is being considered for first reading.
- (2) City water and sewer services are currently available; there is no cost to extend utility services.
- (3) City staff recommends annexation and concurs with Planning Commission's recommendation to zone the property NC-10 Neighborhood Conservation 10.

IV. PERSONAL NOTES:

V. ATTACHMENTS:

- (1) Ordinance
- (2) Vicinity Map
- (3) Annexation Petition


Jerry B. Dudley
Planning Director


Randall S. Osterman
City Manager

ORDINANCE NO. 2022-_____

AN ORDINANCE TO ANNEX AND ZONE 1146 ANNELLE DRIVE, TMN 01794-03-010.

WHEREAS, a Public Hearing was held in the Council Chambers on December 14, 2021 at 6:00 P.M. before the City of Florence Planning Commission, and notice of said hearing was duly given;

WHEREAS, application by Alain and Barbara Brault, owners of TMN 01794-03-010, was presented requesting an amendment to the City of Florence Zoning Atlas that the aforesaid property be incorporated into the City limits of the City of Florence under the provisions of **Section 5-3-150(3) of the 1976 Code of Laws of South Carolina** and given the zoning district classification of NC-10:

The property requesting annexation is shown more specifically on Florence County Tax Map 01794, block 03, parcel 010 (0.345904 acre).

Any portions of public rights-of-way abutting the property described above will also be included in the annexation.

WHEREAS, Florence City Council concurs in the aforesaid application, findings and recommendations:

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FLORENCE IN MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:

- 1. That an Ordinance is hereby adopted annexing into the City Limits of the City of Florence the aforesaid property and amending the Zoning Atlas to the aforesaid zoning classifications.**
- 2. That this Ordinance shall become effective seven days upon its approval and adoption by the City Council of the City of Florence and posting of this amendment in the official Zoning Atlas.**

EXECUTED ON ONE (1) ADDITIONAL PAGE

ADOPTED THIS _____ DAY OF _____, 2022

Approved as to form:

James W. Peterson, Jr.
City Attorney

Teresa Myers Ervin,
Mayor

Attest:

Casey C. Moore
Municipal Clerk

PC 2021-36

Vicinity Map - 1146 Annelle Drive



Legend

- City Limits
- Parcels
- Proposed Parcel



DISCLAIMER:
 The City of Florence Department of Planning, Research, and Development data represented on this map is the product of compilation, as produced by others. It is provided for informational purposes only and the City of Florence makes no representation as to its accuracy. Its use without field verification is at the sole risk of the user.

60 30 0 60 Feet



Date: 11/29/2021

STATE OF SOUTH CAROLINA)

PETITION FOR ANNEXATION

COUNTY OF FLORENCE)

Petition requesting Florence City Council to enact an Ordinance annexing the area described below, that area being the same property as shown by the map prepared by the City of Florence Planning, Research, and Development Department, attached and incorporated by reference herein:

The undersigned freeholder property owner(s) hereby respectfully certifies, petitions, and requests of the City Council of Florence as follows:

1. The petitioners are the sole owner(s) of real estate in the County of Florence, State of South Carolina which property lies adjacent and contiguous to the corporate limits of the City of Florence.
2. That the petitioner(s) desires to annex the property more particularly described below:

Florence County Tax Map Number: 01794-03-010

3. Annexation is being sought for the following purposes: Lower water rates Trash pick up Trash pick up
4. That the petitioner(s) request that the City Council of Florence annex the above described property in accordance with subsection 31 of 5-3-150(3) of the Code of Laws of South Carolina for 1976, such section allowing the annexation of an area without the necessity of an election and referendum.

To the Petitioner: The following information needs to be completed for submittal to the City of Florence and other government agencies for records prior to and after annexation.

Total Residents	<u>2</u>	Race	<u>White</u>
Total 18 and Over	<u>2</u>	Total Registered to Vote	<u>2</u>

APPLICANT (S) (Please print or type):

Name(s): Alain Barbara Brawlt

Address: 1146 Anwelle Dr

Telephone Numbers: _____ [work] 802 532 7767 [home]

Email Address: _____

Signature Alain Barbara Brawlt **Date** 11/8/21

Certification as to ownership on the date of petition:	FOR OFFICAL USE ONLY
Date <u>11/10/21</u>	<u>AB</u>

FLORENCE CITY COUNCIL MEETING

**VII. a.
Resolution No.
2021-41**

DATE: November 08, 2021
AGENDA ITEM: Resolution
DEPARTMENT/DIVISION: City Manager's Office

I. ISSUE UNDER CONSIDERATION

A resolution to authorize staff to lease property located at 719 Walnut Street to the Pee Dee Community Action Agency to be used in their Transitional Shelter Program.

II. CURRENT STATUS/PREVIOUS ACTION TAKEN

1. In 2009, the City of Florence allowed the Pee Dee Community Action Agency to use the house at 719 Walnut Street in their housing program for approximately three (3) years when they experienced a fire at their transitional housing shelter.
2. The City of Florence leased 719 Walnut Street to the Pee Dee Community Action Agency in January 2012 for five (5) years with an automatic renewed for one additional term of five (5) years.
3. The current lease expires in January 2022.
4. The Pee Dee Community Action Agency has requested to renew the lease on 719 Walnut Street.

III. POINTS TO CONSIDER

1. The Community Action Agency is a non-profit organization that has a Transitional Shelter Program that assists the homeless population.
2. Historically, the City of Florence has assisted the Pee Dee Community Action Agency and its Transitional Shelter.
3. As required by the City Code of Ordinances, City Council must approve of the City Manager to execute the necessary documentation to lease city-owned property.

4. The lease will be for five (5) years and shall be automatically renewed for one additional term of five (5) years under the same terms and conditions as the initial lease.
5. The lease will require the Pee Dee Community Action Agency to be solely responsible for the maintenance and upkeep of the property and maintain insurance on the property.

IV. OPTIONS:

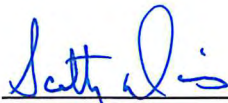
City Council may:

1. Approve and adopt the Resolution as presented.
2. Defer should additional information be needed.
3. Suggest an alternative Resolution.
4. Deny the Resolution.

V. PERSONAL NOTES:

VI. ATTACHMENTS

1. Proposed Resolution
2. Proposed Lease
3. Letter of request from the Community Action Agency



Scotty Davis
Deputy City Manager



Randall Osterman
City Manager

October 20, 2021

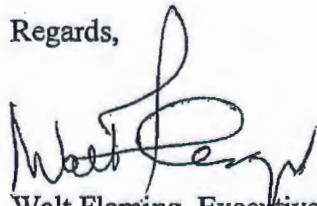
RE: 719 Walnut Street Residence

Dear Mr. Davis

Over the past several years, PDCAP has utilized the residence located at 719 Walnut Street to provide housing for homeless clients. During that time, the agency has been able to assist countless individuals and families that were not able to receive shelter due to capacity. Along with regular maintenance, there has been extensive repairs made for the upkeep of the home.

It is with hope that the agency can continue to utilize the home to provide a safe haven for homeless individuals and families. Please accept this letter as a formal request to extend the current agreement for an additional 10 years.

Regards,



Walt Fleming, Executive Director

Serving: Florence / Marion / Dillon Counties



Reverend Robert B. Cooper, Sr., Board Chair
Walter Fleming, Jr. Executive Director

December 6, 2021

Alberta Durant
Pee Dee Community Action Partnership
2685 South Irby Street
Florence SC, 29501

Scotty Davis
Deputy City Manager
324 West Evans Street
Florence, SC 29501

Dear Scotty,

As you know the Emergency Shelter has changed Directors twice since Rev. Mack Hines left in FY 2013. Due to Personal Identifiable Information (PII), we are unable to disclose names of the Emergency Shelter residents.

Initially we used the house on Walnut Street to house families in emergency situations. However, in the last few years we have used the house for our Rapid Rehousing Program which is used as permanent housing under our Emergency Shelter Grant funded by OEO.

Regards

A handwritten signature in black ink, appearing to read "Alberta Durant".

Alberta Durant, Fiscal Director

Serving: Florence / Marion / Dillon Counties

2685 S. Irby Street Post Office Box 12670 Florence, South Carolina 29505
Office:(843) 678-3400 Fax (843) 678-3404 Email: info@peedeecap.org



RESOLUTION NO. 2021-

WHEREAS, that certain real property consisting of a house and lot in the City of Florence known as 719 Walnut Street and being designated as tax map parcel 90-118-13-020 in the records of the Florence County Tax Assessor; and

WHEREAS, said property is surplus property and not being used by the City of Florence; and

WHEREAS, the Pee Dee Community Action Agency has leased said property from the City of Florence and used it in their Transitional Shelter Program since 2012; and

WHEREAS, The Pee Dee Community Action Agency has proposed to continue to lease said property to use the home to house a family pursuant to its Transitional Shelter Program; and

WHEREAS, it is hereby determined that the leasing of said property for use in this program will accomplish the goal of the City to provide good and affordable housing to deserving but financially challenged families and is in the best interest of the City of Florence and to the benefit of the citizens of the City of Florence;

NOW, THEREFORE, be it ordained by the City Council of the City of Florence in meeting duly assembled and by the authority thereof:

1. That, pursuant to §5-7-260(6) of the South Carolina Code of Laws, as amended, and §2-26(8) of the Code of Ordinances of the City of Florence, the City Manager of the City of Florence is hereby authorized to execute the necessary documentation to lease the property described above, including but not limited to the Lease attached hereto.
2. This Ordinance shall become effective immediately upon its approval and adoption by the City Council of the City of Florence, South Carolina.

ADOPTED THIS _____ DAY OF _____, 2021.

Approved as to form:

JAMES W. PETERSON, JR.
City Attorney

TERESA MYERS ERVIN
Mayor

Attest:

CASEY MOORE
Municipal Clerk

STATE OF SOUTH CAROLINA)
)
COUNTY OF FLORENCE)

LEASE

This lease entered into this _____ day of _____, 2021, by and between City of Florence, hereinafter referred to as "Lessor", and Pee Dee Community Action Agency hereinafter referred to as "Lessee".

**ARTICLE I
Premises**

The Lessor hereby leases unto the Lessee and the Lessee does hereby accept and rent from the Lessor that certain real property consisting of a house and lot in the City of Florence, State of South Carolina known as 719 Walnut Street. The premises are being leased in an "as is" condition and any structural changes, relocation of walls or other modifications shall be at the expense of the Lessee and upon the written consent of the Lessor, as set out hereinbelow.

**ARTICLE II
Use of Premises**

The premises shall not be used for any illegal purposes, nor in violation of any valid regulation of any governmental body, nor in any manner to create any nuisance or trespass. The Lessee shall use the premises for housing for a family in accordance with the Transitional Shelter Project.

**ARTICLE III
Term and Renewal**

(a) The Lessee to have and to hold the said premises, together with all singular improvements, appurtenances, rights, privileges and easements thereunto belonging or in anyway appertaining for a term of five (5) years commencing November 08, 2021 and ending November 08, 2026.

(b) This Lease shall automatically renew for one additional term of five (5) years under the same terms and conditions set forth herein unless either Lessor or Lessee notifies the other in writing of their intent not to renew by no later than May 08, 2025.

**ARTICLE IV
Rental**

Lessee shall pay to Lessor during the term of Lease the amount of One and no/100 (\$1.00) Dollar per year in rent, the receipt of said rent being hereby acknowledged by Lessor.

ARTICLE V
Place of Payment and Notices

Unless notified in writing to the contrary by the Lessor, all payments and notices hereunder by Lessee shall be made to the Lessor at:

Office of the City Manager
Florence City-Center
324 West Evans Street
Florence, South Carolina 29501.

The address and contact for Lessee, Unless notified in writing to the contrary by the Lessee, shall be: Pee Dee Community Action Agency.

ARTICLE VI
Quiet Possession

Lessor covenants and warrants that if Lessee discharges the obligation herein set forth to be performed by the Lessee, the Lessee shall have and enjoy during the term of this lease the quiet and undisturbed possession of the leased premises together with all appurtenances thereto without hindrance from the Lessor.

ARTICLE VII
Subletting Pursuant to the Transitional Shelter Program

The Lessee may sublet the leased premises to a family pursuant to the Pee Dee Community Action – Transitional Shelter

ARTICLE
Taxes

It is understood and agreed by and between the parties hereto that in each year during the term of this lease the Lessee shall be responsible for payment of any city and county ad valorem taxes due on said premises.

ARTICLE IX
Insurance

Lessor will during the term of this lease, keep the building on the leased premises insured by a responsible and reputable insurance company against loss or damage by fire and extended coverage. Lessee shall be solely responsible for maintaining proper and adequate insurance upon the contents of said building and upon all its property located within the said building. Lessee shall further maintain general liability coverage with limits of not less than One Million and no/100 (\$1,000,000.00) Dollars, protecting itself and the Lessor herein from liability for injuries to persons or property which may occur upon the leased premises.

ARTICLE X
Improvements and Repairs

Lessee shall keep and maintain the interior and exterior of said building including, but not limited to, wiring, plumbing, heating and air conditioning, the interior and exterior walls, equipment, and roof at its own expense and shall keep the same in good order and repair. All glass, including windows and doors, of the building shall be the responsibility of the Lessee. At the end of the lease term shall surrender such premises and improvements in good condition to the Lessor with normal wear and tear excepted.

ARTICLE XI
Damage and Destruction

Should the whole or any part of the building or other improvements on the leased premises be partially or totally destroyed by fire or other cause, if Lessor determines that repair or replacement of the building is financially unwise and not in the best interest of either or both parties to this lease, the Lessor shall have the option of notifying the Lessee that it will not repair or replace the building and in such event this lease shall terminate as of the date of such damage or destruction.

ARTICLE XII
Indemnity

Lessor shall not be liable to Lessee or to any other person for any personal injury, loss or damage to any personal property in or upon the leased premises and Lessee assumes all liability for or on account of any such injury, loss or damage and shall save the Lessor harmless therefrom.

ARTICLE XIII
Title to Improvements

In the event of default or termination of this lease for any reason, either at the end of said lease or during the term of said lease, all improvements constructed upon the leased premises shall become the property of the Lessor.

ARTICLE XIV
Default

Every provision of this lease is a condition and covenant on the part of the Lessee and Lessor and failure to comply with any of said provisions shall constitute default and shall give the Lessor the right of cancellation of this lease in the following manner:

- (a) Upon notice of Lessee's default in any other condition of this lease, the Lessor shall give the Lessee written notice of such default and if such default continues for a period of thirty (30) days following the receipt of said notice by the Lessee, the Lessor shall have the full right at its election to enter the leased premises and building thereon and take immediate possession thereof.
- (b) In the event the Lessee shall have filed against it or for it a petition in bankruptcy alleging insolvency for reorganization or for appointment of a receiver or any proceeding of a similar type the Lessor shall have the right to cancel this lease in the manner described heretofore as though a provision of this lease had been violated by the Lessee and

default had occurred.

**ARTICLE XV
Ordinances**

The Lessee shall at its own cost and expense, promptly observe and comply with all laws, rules, orders, ordinances and regulations of the federal, state, and city government and any and all of their departments and bureaus including all environmental regulations, and will use no part of said premises in any manner so as to create a nuisance or for any unlawful purpose.

**ARTICLE
Paragraph Headings**

The headings used herein for each paragraph are used only for convenience and are not intended to explain the nature or contents of each paragraph.

**ARTICLE XVII
No Estate in Land**

This contract shall create the relationship of landlord and tenant between the Lessor and Lessee; no estate shall pass out of the Lessor; the Lessee has only a usufruct, not subject to levy and sale.

**ARTICLE XVIII
Holding over**

If the Lessee remains in possession after expiration of the terms hereof, with the Lessor's acquiescence and without any distinct agreement of parties, the Lessee shall be a tenant at will, and there shall be no renewal of this lease by operation of law.

**ARTICLE XIX
Save Harmless**

The Lessee shall be liable for and shall hold the Lessor harmless in respect of damage or injury to the leased premises, or the person or property of the Lessor, or anyone else, if due to act of neglect of the Lessee or anyone under its control or its employ.

**ARTICLE XX
Amendment**

It is hereby agreed that none of the terms or conditions of this lease may be changed or amended except by written agreement signed by all parties hereto.

**ARTICLE XXI
Binding Effect**

All parties hereto agree that this lease shall be binding upon each respective party and their heirs, successors and assigns.

**ARTICLE XXII
Entire Agreement**

This lease contains the entire agreement of the parties and no representations, inducements, promises or agreements, oral or otherwise, between the parties not embodied herewith shall be of any force or effect.

All rights, powers and privileges conferred hereunder upon the parties hereto shall be cumulative but not restrictive to those given by law.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals this _____ day of November, 2021.

IN THE PRESENCE OF:

(As to Lessor)

LESSOR:

City of Florence

By: _____ (Seal)

IN THE PRESENCE OF:

(As to Lessee)

LESSEE:

Pee Dee Community Action Agency

By: _____ (Seal)

FLORENCE CITY COUNCIL MEETING

DATE: January 10, 2022

AGENDA ITEM: Resolution

DEPARTMENT/DIVISION: City Council

I. ISSUE UNDER CONSIDERATION

A Resolution authorizing the expenditure of American Rescue Plan Act funds for Corridor Enhancements and Gateway Improvements by the City of Florence.

II. CURRENT STATUS/PREVIOUS ACTION TAKEN

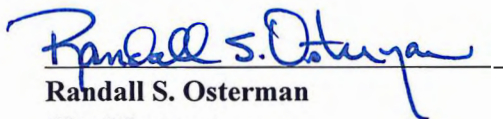
- A. On July 12, 2021, City Council approved Resolution 2021-23 which authorized the plan of expenditure for American Rescue plan Act Funds. Included in this plan was \$1,200,000 which was deposited into fund balance in the City's General Fund, to be expended at the direction of City Council.
- B. On December 17, 2021 the Business Development Committee of City Council recommended that \$1,000,000 of said funds be authorized for corridor enhancements and gateway improvements.

III. POINTS TO CONSIDER

- A. The proposed Resolution will authorize the expenditure of up to \$1,000,000 for corridor enhancements and gateway improvements from the American Rescue Plan Act funds.
- B. Corridor enhancements and gateway improvements are a proper use of these funds.

IV. ATTACHMENTS

- A. Proposed Resolution



Randall S. Osterman
City Manager

RESOLUTION NO. 2022-01

A RESOLUTION AUTHORIZING THE EXPENDITURE OF AMERICAN RESCUE PLAN ACT FUNDS FOR CORRIDOR ENHANCEMENTS AND GATEWAY IMPROVEMENTS BY THE CITY OF FLORENCE.

Incident to adoption of this Resolution, City Council ("Council") makes the following findings of fact:

1. On March 11, 2021, H.R. 1319, better known as the American Rescue Plan, was signed into law.
2. This \$1.9 trillion emergency relief bill provides \$65.1 billion to municipal governments to respond to the COVID-19 public health emergency, offset revenue losses, bolster economic recovery, and provide premium pay for essential workers.
3. The City of Florence has been allocated \$7,943,151.00 in American Rescue Plan Act funds.
4. Funding will be distributed in two tranches. The first tranche will be distributed within 60 days of enactment of the law, and the second tranche will be distributed 12 months after the first tranche is paid.
5. On June 14, 2021, the City of Florence received its first tranche in the amount of \$3,971,575.50.
6. At its regular meeting on July 12, 2021, City Council approved Resolution 2021-23 which authorized the plan of expenditure for American Rescue Plan Act Funds. Included in this plan was \$1,200,000 which was deposited into fund balance in the City's General Fund, to be expended at the direction of City Council.
7. The Business Development Committee of the City Council has recommended that \$1,000,000.00 of said funds be authorized for corridor enhancements and gateway improvements.
8. Corridor enhancements and gateway improvements are proper use for said funds, and City Council adopts this Resolution authorizing the expenditure of up to \$1,000,000.00 for corridor enhancements and gateway improvements from these American Rescue Plan Act funds.

NOW, THEREFORE, BASED UPON THE FINDINGS OF FACT REFERENCED AND SET OUT ABOVE, IT IS HEREBY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF FLORENCE, SOUTH CAROLINA AS FOLLOWS:

- a. The City hereby approves the expenditure of up to \$1,000,000 of American Rescue Plan Act funds for corridor enhancements and gateway improvements.

AND IT IS SO RESOLVED this 10th day of January, 2022.

APPROVED AS TO FORM:

JAMES W. PETERSON, JR.
City Attorney

TERESA MYERS ERVIN
Mayor

ATTEST:

CASEY C. MOORE
Municipal Clerk

FLORENCE CITY COUNCIL MEETING

DATE: January 10, 2022
AGENDA ITEM: Resolution
DEPARTMENT/DIVISION: City Council

I. ISSUE UNDER CONSIDERATION

A Resolution authorizing the expenditure of American Rescue Plan Act funds to fund demolition of abandoned homes by the City of Florence.

II. CURRENT STATUS/PREVIOUS ACTION TAKEN

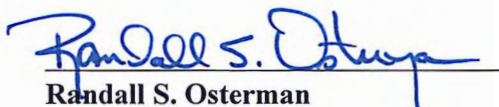
- A. On July 12, 2021, City Council approved Resolution 2021-23 which authorized the plan of expenditure for American Rescue plan Act Funds. Included in this plan was \$1,200,000 which was deposited into fund balance in the City's General Fund, to be expended at the direction of City Council.
- B. It has been recommended to utilize \$500,000 of said funds to demolish 50 of the 100 to 200 problem homes in neighborhoods within the City which cause blight and inhibit neighborhood redevelopment efforts.

III. POINTS TO CONSIDER

- A. The proposed Resolution will authorize the expenditure of up to \$500,000 for demolition efforts in support of neighborhood redevelopment from the American Rescue Plan Act funds.
- B. Funding for demolition efforts in support of neighborhood redevelopment is a proper use of said funds.

IV. ATTACHMENTS

- A. Proposed Resolution


Randall S. Osterman
City Manager

RESOLUTION NO. 2022-02

A RESOLUTION AUTHORIZING THE EXPENDITURE OF AMERICAN RESCUE PLAN ACT FUNDS TO FUND DEMOLITION OF ABANDONED HOMES BY THE CITY OF FLORENCE.

Incident to adoption of this Resolution, City Council ("Council") makes the following findings of fact:

1. On March 11, 2021, H.R. 1319, better known as the American Rescue Plan, was signed into law.
2. This \$1.9 trillion emergency relief bill provides \$65.1 billion to municipal governments to respond to the COVID-19 public health emergency, offset revenue losses, bolster economic recovery, and provide premium pay for essential workers.
3. The City of Florence has been allocated \$7,943,151.00 in American Rescue Plan Act funds.
4. Funding will be distributed in two tranches. The first tranche will be distributed within 60 days of enactment of the law, and the second tranche will be distributed 12 months after the first tranche is paid.
5. On June 14, 2021, the City of Florence received its first tranche in the amount of \$3,971,575.50.
6. At its regular meeting on July 12, 2021, City Council approved Resolution 2021-23 which authorized the plan of expenditure for American Rescue Plan Act Funds. Included in this plan was \$1,200,000 which was deposited into fund balance in the City's General Fund, to be expended at the direction of City Council.
7. In recognition of the continuing problem of abandoned, run down, and dangerous housing units in neighborhoods within the City which cause blight and inhibit neighborhood redevelopment efforts, it has been recommended that funding needed to demolish 50 of the 100 to 200 problem homes in the amount of \$500,000.00 of said funds be authorized for use in the demolition efforts.
8. Funding for demolition efforts in support of neighborhood redevelopment is a proper use for said funds, and City Council adopts this Resolution authorizing the expenditure of up to \$500,000.00 for said demolition efforts from the American Rescue Plan Act funds.

NOW, THEREFORE, BASED UPON THE FINDINGS OF FACT REFERENCED AND SET OUT ABOVE, IT IS HEREBY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF FLORENCE, SOUTH CAROLINA AS FOLLOWS:

- a. The City hereby approves the expenditure of up to \$500,000.00 of American Rescue Plan Act funds for demolition of abandoned homes as part of the neighborhood redevelopment efforts.

AND IT IS SO RESOLVED this 10th day of January, 2022.

APPROVED AS TO FORM:

JAMES W. PETERSON, JR.
City Attorney

TERESA MYERS ERVIN
Mayor

ATTEST:

CASEY C. MOORE
Municipal Clerk

VII. d.
Resolution No.
2022-03

FLORENCE CITY COUNCIL MEETING

DATE: January 10, 2022

AGENDA ITEM: Resolution

DEPARTMENT/DIVISION: City Council

I. ISSUE UNDER CONSIDERATION

A Resolution pursuant to Section 10 of Emergency Ordinance No. 2021-30 to extend the emergency term and application of said Ordinance by an additional sixty (60) days.

II. CURRENT STATUS/PREVIOUS ACTION TAKEN


- A. On September 21, 2021 City Council Adopted Emergency Ordinance No. 2021-30 to replace Ordinance 2021-08 and Resolution 2021-15 to extend emergency measures put in place previously by Emergency ordinance 2020-28, which consolidated Emergency Ordinances 2020-12, 2020-13, and 2020-20 in response to the COVID-19 emergency.
- B. On November 8, 2021 City Council adopted Resolution No. 2021-42 which extended the emergency term and application of Ordinance No. 2021-30 by an additional sixty days, with an expiration date of January 19, 2022.

III. POINTS TO CONSIDER

- A. City Council may extend the term of an Emergency Ordinance by resolution for one or more additional terms, each such term for no more than sixty days, provided that the aggregate term of the Emergency Term, including all such extensions, does not exceed six months.
- B. The proposed Resolution will extend the term of Ordinance No. 2021-30 by an additional 60 days, to expire on March 20, 2022.

IV. ATTACHMENTS

- A. Proposed Resolution


Randall S. Osterman
City Manager

RESOLUTION NO. 2022-03

A RESOLUTION PURSUANT TO SECTION 10 OF ORDINANCE NO. 2021-30 TO EXTEND THE EMERGENCY TERM AND APPLICATION OF SAID ORDINANCE BY AN ADDITIONAL SIXTY (60) DAYS.

1. Incident to adoption of the Resolution, City Council (“Council”) reiterates and adopts the findings of fact set out in Ordinance No. 2021-30 and specifically finds that the emergency situation created by the 2019 Novel Coronavirus (COVID-9) pandemic situation continues to exist.

2. City Council adopts this Resolution authorizing the extension of the emergency term and the provisions established by Ordinance No. 2021-30.

NOW, THEREFORE, BASED UPON THE FINDINGS OF FACT REFERENCED AND SET OUT ABOVE, IT IS HEREBY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF FLORENCE, SOUTH CAROLINA AS FOLLOWS:

a. The City hereby declares that the emergency situation created by the 2019 Novel Coronavirus (COVID-19) pandemic continues to exist, and, therefore, hereby extends the Emergency Term established by Ordinance No. 2021-30 for an additional sixty (60) days with the new expiration date now being March 20, 2022.

AND IT IS SO RESOLVED this 10th day of January, 2022.

APPROVED AS TO FORM:

JAMES W. PETERSON, JR.
City Attorney

TERESA MYERS ERVIN
Mayor

Attest:

CASEY C. MOORE
Municipal Clerk

FLORENCE CITY COUNCIL MEETING

DATE: January 10, 2022

AGENDA ITEM: Resolution

DEPARTMENT/DIVISION: City Council

I. ISSUE UNDER CONSIDERATION:

A Resolution committing City of Florence staff to participate in the Municipal Association of South Carolina Retail Recruitment Training Program upon the City's acceptance into the program and supporting the City's application thereto.

II. POINTS TO CONSIDER:

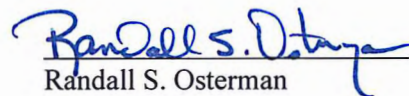
1. This training is made available to municipalities by the Municipal Association of South Carolina and *The Retail Coach*, a national market research and development firm.
2. Retail recruitment training will assist City staff in the continued development of the commercial districts and Florence's Downtown Business District within the City of Florence.
3. Upon acceptance in to this training program, two city staff will enter the training this month.

III. ATTACHMENTS:

1. Proposed Resolution



Clint Moore
Assistant City Manager



Randall S. Osterman
City Manager

(STATE OF SOUTH CAROLINA)
()
(CITY OF FLORENCE)

RESOLUTION 2022-04

A RESOLUTION COMMITTING CITY OF FLORENCE STAFF TO PARTICIPATE IN THE MUNICIPAL ASSOCIATION OF SOUTH CAROLINA RETAIL RECRUITMENT TRAINING PROGRAM UPON THE CITY’S ACCEPTANCE INTO THE PROGRAM AND SUPPORTING THE CITY’S APPLICATION THERETO.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FLORENCE, here assembled on this 10th day of January 2022, that the Florence City Council hereby supports the City’s application, and participation if selected, to the Municipal Association of South Carolina Retail Recruitment Training Program in partnership with The Retail Coach, and commits within its annual budget funds for city staff to conduct training and continuing education.

BE IT FURTHER RESOLVED that the Council will follow its procurement policy adopted in accordance with SC Code of Laws Section 11-35-5320 when engaging with The Retail Coach as it relates to their participation in the program.

This resolution is made in regard to the submission of an application for the Municipal Association of South Carolina Retail Recruitment Training Program which was submitted electronically on Wednesday, December 22, 2021.

James W. Peterson, Jr., City Attorney

Teresa Myers Ervin, Mayor

ATTEST:

Casey C. Moore, Municipal Clerk

FLORENCE CITY COUNCIL MEETING

DATE: January 10, 2022

AGENDA ITEM: Report to Council

DEPARTMENT/DIVISION: City Council

I. ISSUE UNDER CONSIDERATION:

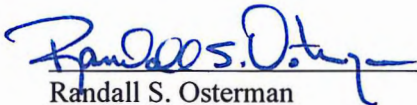
Council will consider nominations for City Boards and/or Commissions.

II. CURRENT STATUS/PREVIOUS ACTION TAKEN:

There are four (4) Boards or Commissions that have either vacancies and/or expired terms.

III. ATTACHMENTS:

- (1) Spreadsheet of Council Nominations to Boards and Commissions.
- (2) Nomination Packet.


Randall S. Osterman
City Manager

SCHEDULE OF COUNCIL NOMINATIONS TO BOARDS AND COMMISSIONS - JANUARY 2022

	District 1	District 2	District 3	At-Large 1	At-Large 2	At-Large-3	Mayor
	Schofield	Moore	Braddock	Jebaily	Barnes	McCall	Ervin
City of Florence Board of Zoning Appeals					x		
Construction & Maintenance Board							x ²
Aesthetics Advisory Committee		x					x
Resilience and Sustainability Advisory Committee		x		x			

CITY OF FLORENCE BOARD OF ZONING APPEALS

I. NOMINATIONS:

There is one (1) expired term on the Board of Zoning Appeals.

II. COUNCILMEMBER(S) TO MAKE NOMINATION:

- Councilwoman Barnes

III. SEEKING REAPPOINTMENT:

- Nathaniel Poston

IV. NEW APPLICANT(S):

- Michael (Tommy) Phillips

V. ATTACHMENTS:

- Letters of interest from current board members
- Applications received



FULL LIFE. FULL FORWARD.
FLORENCE
SOUTH CAROLINA

OFFICE OF THE CITY MANAGER

TEL: (843) 665-3113

FAX: (843) 665-3110

April 27, 2021

Mr. Nathaniel Poston
P.O. Box 3426
Florence, SC 29502

Dear Mr. Poston,

Our records indicate that your term on the Board of Zoning Appeals will expire on June 30, 2021. City Council will begin reviewing vacancies and expired terms on City Boards and Commissions at their July meeting.

If you wish to be considered for reappointment to the Board of Zoning Appeals or if you would like to discontinue serving, please indicate your choice by marking the appropriate blank below. Please sign and return this letter to our office and keep the enclosed copy for your records.

The City of Florence appreciates your past service on this Board. If you have any questions regarding this appointment, please feel free to contact me.

Sincerely,

Randall S. Osterman
City Manager



I would like to be considered for reappointment to the Board of Zoning Appeals.



I do not want to be considered for reappointment to the Board of Zoning Appeals.

Signature

5-1-2021
Date

Entry #: 34

Date Submitted: 7/23/2021 5:40 PM

Board or Commission for which you are applying:
City of Florence Board of Zoning Appeals

Your Name
Phillips, Michael T. (Tommy)

County
Florence

Council District
District 3

Email Address
mtommyp@att.net

Residential Address
1703 Pineland Ave., Apt A, Florence, South Carolina 29501

Mailing Address
Same as residence, Florence, South Carolina 29501

Your Occupation - Title
Semi retired

Business Phone
(843) 661-0995

Residence Phone
(843) 669-4432

Employer Name
A Bail Bonds, Notary Public, B and L Properties, LLC, Silver Haired Legislature.

Employer Address
1703 Pineland Ave., Apt A

City
Florence

State
South Carolina

General Qualifications

Are you a resident of the City?
Yes

If so, how Long?
1958

Why would you like to serve?
I believe that my knowledge and experience with the city of Florence, will help me be of service to the City.

Do you presently serve on any Commissions/ Boards of the City/ County/ State?
Yes

If so, please list:
Silver Haired Legislature

Have you formerly served on any Commissions/ Boards of the City/ County/ State?
Yes

If so, please list:
Florence City Planning Com.
Florence Airport Com.

Are you currently in a position of responsibility with an organization or board that has received or is seeking funding from the City of Florence? Yes/No
No

If so, list the position and date:

Are you involved in any Community Activities?
Yes

If so, please list:
Past:
Completed the Citizen's Police Academy
Completed the "Leadership Florence" Program with the Chamber of Commerce

Chairman for the Florence County Republican (4 terms)

What are your goals and objectives if appointed to the Commission/Board?
Use my experience and knowledge to help make Florence a better place to live.

I certify that the information above is true and correct.

Today's Date
7/23/2021

Information on this form will be considered public.

Today's Date
7/23/2021

CONSTRUCTION AND MAINTENANCE BOARD OF ADJUSTMENTS AND APPEALS

I. NOMINATIONS:

There are two (2) vacancies on the Construction and Maintenance Board of Adjustments and Appeals.

- William Wilcox has indicated that he would not like to be considered for reappointment. Mr. Wilcox served as an Engineer.
- Gary Bullard has resigned his position. Mr. Bullard served as a Mechanical Contractor. The unexpired term of Mr. Bullard will expire on 06/30/2023.

II. APPOINTMENT REQUIREMENTS:

- (A) 1 – Engineer
- (B) 1 – Mechanical Contractor

III. COUNCILMEMBER(S) TO MAKE NOMINATION:

- Mayor Ervin will make all nominations to this Board, per City Code.

IV. NEW APPLICANT(S):

- There are currently no qualified applicants for this Board.

V. ATTACHMENTS

AESTHETICS ADVISORY COMMITTEE

I. NOMINATIONS:

There are two (2) seats to be filled on the Aesthetics Advisory Committee. Terms of the initial appointees shall be staggered, as follows:

- Seats designated as seats 5, 6 & 7 will serve initial terms of three (3) years.

After the completion of initial terms, all members appointed shall serve three (3) year terms.

II. APPOINTMENT REQUIREMENTS:

Members must reside or be employed within the city limits.

III. COUNCILMEMBER(S) TO MAKE NOMINATION:

- Mayor Ervin (Seat 5 – 3-year term)
- Councilwoman Moore (Seat 7 – 3-year term)

IV. NEW APPLICANT(S):

There are currently no applicants for this Committee.

V. ATTACHMENTS

RESILIENCE & SUSTAINABILITY ADVISORY COMMITTEE

I. NOMINATIONS:

There are five (5) seats to be filled on the Resilience and Sustainability Advisory Committee. Terms of the initial appointees shall be staggered, as follows:

- Seats designated as seats 1, 2 & 3 will serve initial terms of one (1) year.
- Seats designated as seats 4, 5 & 6 will serve initial terms of two (2) years.
- Seats designated as seats 7, 8 & 9 will serve initial terms of three (3) years.

After the completion of initial terms, all members appointed shall serve three (3) year terms.

II. APPOINTMENT REQUIREMENTS:

Members must reside or be employed within the city limits.

Remaining memberships will consist of the following:

- (A) 1 – Representative from District 2
- (B) 1 – Representative from District 3

III. COUNCILMEMBER(S) TO MAKE NOMINATION:

- Councilwoman Moore (Seat 7 – 3-year term)
- Pro tem Jebaily (Seat 2 – 1-year term)

IV. NEW APPLICANT(S):

There are currently no applicants for this Committee.

V. ATTACHMENTS

FLORENCE CITY COUNCIL MEETING

DATE: January 10, 2022
AGENDA ITEM: Banking Services for Proposed Five Year Contract
DEPARTMENT/DIVISION: Finance

I. ISSUE UNDER CONSIDERATION

For Council consideration is the designation of a bank to provide banking services to the City of Florence for a five-year contract period beginning February 1, 2022 and ending January 31, 2027. The City of Florence currently contracts its banking services to a local bank through the request-for-proposal process. Local banks are given the opportunity to submit proposals to meet all appropriate criteria and provide the services that best meet the needs and requirements of the City.

II. CURRENT STATUS/PREVIOUS ACTION TAKEN

Proposals were received by the City from three banks and were reviewed by members of the banking services evaluation and recommendation committee. The committee was composed of three members of City Council appointed at the December 13, 2021 regular council meeting for the purpose of reviewing and evaluating bank proposals received.

III. POINTS TO CONSIDER

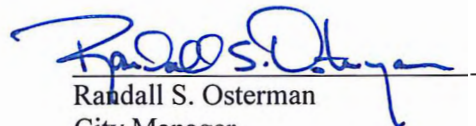
- A. On October 25, 2021 request-for-proposal (RFP) packages were mailed to banks located within the city limits of Florence to provide cash management banking services to the City of Florence for a five-year contract period.
- B. Timely proposals were received from First Citizens Bank, TD Bank, and Wells Fargo.
- C. Each of these banks meets the requirements and qualifications outlined in the request for proposals to contract with the City of Florence.
- D. The evaluation and recommendation committee met on December 29, 2021 to review and evaluate the banking services proposals received.
- E. Criteria used in analyzing and evaluating the banking services proposals included: 1) number of bank branches within the City limits; 2) total bank deposits within the City; 3) governmental references; 4) Community Reinvestment Act (CRA) performance rating; 5) average annual interest rate; 6) monthly service fees; and 7) earnings credit rate.

IV. STAFF RECOMMENDATION

A recommendation to City Council will be presented by the chairperson of the evaluation committee.



Kevin V. Yokim
Assistant City Manager



Randall S. Osterman
City Manager