

**REGULAR MEETING OF FLORENCE CITY COUNCIL**

**MONDAY, MAY 9, 2011 - 1:00 P.M.**

**CITY-COUNTY COMPLEX, CITY COUNCIL CHAMBERS**

**FLORENCE, SOUTH CAROLINA**

**AGENDA**

**I. CALL TO ORDER**

**II. INVOCATION**

*Pledge of Allegiance*

**III. APPROVAL OF MINUTES**

*April 11, 2011 – Regular Meeting*

*April 20, 2011 – Special Meeting*

*April 27, 2011 – Special Meeting*

**IV. SPECIAL RECOGNITIONS AND HONORS**

*Mayor Pro tem Buddy Brand – Will present a Resolution in recognition of the 150<sup>th</sup> anniversary of First Presbyterian Church*

**CITIZEN OF THE MONTH** – *Mr. James McRae*

**SERVICE RECOGNITIONS**

*Nancy Wolfe – 25 years – City Court*

*Forrest Whittington – 25 years – Engineering*

*Ernest Hickman – 20 years – Sanitation*

*Anthony Nettles – 15 years – Sanitation*

*Leon Johnson – 15 years – Wastewater*

*Ed Wingate – 15 years – Sanitation*

*Ludwie Titus – 10 years – Collection Operations*

*Anson Shells – 10 years – Police*

*Angela Watson – 10 years – Police*

*Allison Pierce – 10 years – Fire*

**SPECIAL RECOGNITION**

*Lt. David McClure – Recognition of graduation from FBI Academy*

**V. PUBLIC HEARING**

- a. *A public hearing will be held to receive comments on the budget for the City of Florence for fiscal year beginning July 1, 2011 and ending June 30, 2012.*

**VI. APPEARANCE BEFORE COUNCIL**

- a. *Mrs. Cynthia Williams, Executive Director of the Housing Authority of Florence – to give a report on the progress of the McGowan Commons Project.*

**VII. ORDINANCES IN POSITION**

- a. *Bill No. 2011-09 – Second Reading  
An Ordinance to establish regulations and requirements related to smoking in enclosed buildings and spaces within the City of Florence.*

**VIII. INTRODUCTION OF RESOLUTIONS**

- a. *Resolution No. 2011-06  
A Resolution recognizing the 150<sup>th</sup> anniversary of First Presbyterian Church*
- b. *Resolution No. 2011-08  
A Resolution recognizing May 6-12, 2011 as National Nurses Week*
- c. *Resolution No. 2011-09  
A Resolution to adopt the Community Development Block Grant budget for the fiscal year 2011-2012.*

**IX. REPORTS TO COUNCIL**

- a. *Appointments to Boards and Commissions*
- b. *A Report by Councilman Robinson regarding city employment issues*
- c. *A discussion by Councilman Willis on:*
  - 1) *Public Safety*
  - 2) *Review of the Peddler Business License Ordinance*

**X. EXECUTIVE SESSION**

- a. *Legal Matter (2)*
- b. *Personnel Matter*

**XI. ADJOURN**

**EXECUTIVE SESSION OF FLORENCE CITY COUNCIL  
MONDAY, APRIL 11, 2011 – 4:30 P.M.  
CITY-COUNTY COMPLEX, CITY MANAGER’S CONFERENCE ROOM, #605  
FLORENCE, SOUTH CAROLINA  
AND  
REGULAR MEETING OF FLORENCE CITY COUNCIL  
MONDAY, APRIL 11, 2011 - 6:00 P.M.  
CITY-COUNTY COMPLEX, CITY COUNCIL CHAMBERS, ROOM #604  
FLORENCE, SOUTH CAROLINA**

**EXECUTIVE SESSION**

**MEMBERS PRESENT:** Mayor Wukela called the meeting to order at 4:37 p.m. with the following members present: Mayor Pro tem Buddy Brand, Councilwoman Teresa Myers Ervin, Councilman Steve Powers, Councilwoman Octavia Williams-Blake and Councilman Willis. (Councilman Ed Robinson arrived at 5:00 p.m.)

**ALSO PRESENT:** David N. Williams, City Manager; Dianne M. Rowan, Municipal Clerk; and James W. Peterson, Jr., City Attorney.

Notice of this Executive Session was sent to the media informing them of the date, place and time of the Executive Session. No one from the media was present.

**INVOCATION**

Councilwoman Teresa Myers Ervin gave the invocation for the meeting. The Pledge of Allegiance to the American Flag followed the invocation.

**EXECUTIVE SESSION**

Councilman Powers made a motion for Council to enter into Executive Session. There was no objection.

Council entered into Executive Session at 4:39 p.m.

Mayor Wukela reconvened the meeting at 5:48 p.m.

Mayor Wukela stated a discussion was held with representatives from The Mercer Group related to the search for a City Manager for the City of Florence and the best ways to proceed with the search. Also discussed was retaining The Mercer Group to assist Council in this process. The Mercer Group provided a contract to Council, which will be reviewed by the City Attorney.

Councilman Brand made a motion to give the City Manager the authority to execute the contract, provided there are no issues with it. Councilwoman Ervin seconded the motion, which carried unanimously.

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**ADJOURN**

Councilman Willis made a motion for Council to adjourn for 10 minutes and to reconvene at 6:00 p.m. in the Council Chambers to conclude the remainder of the agenda. Councilwoman Ervin seconded the motion, which carried unanimously.

The Executive Session was adjourned at 5:50 p.m.

**REGULAR MEETING**

**MEMBERS PRESENT:** Mayor Wukela called the regular meeting to order at 6:05 p.m. with the following members present: Mayor Pro tem Buddy Brand, Councilwoman Teresa Myers Ervin, Councilman Steve Powers, Councilman Ed Robinson, Councilwoman Octavia Williams-Blake and Councilman Willis.

**ALSO PRESENT:** David N. Williams, City Manager; Dianne M. Rowan, Municipal Clerk; James W. Peterson, Jr., City Attorney; and Scotty Davis, Director of Community Services.

Notices of this regular meeting of Florence City Council were sent to the media informing them of the date, place and time of the meeting. John Sweeney of the Morning News and Alisha Laventure of WMBF News were present for the meeting.

**INVOCATION**

Councilwoman Teresa Myers Ervin gave the invocation for the meeting. The Pledge of Allegiance to the American Flag followed the invocation.

**APPROVAL OF MINUTES**

Mayor Pro tem Brand made a motion to adopt the minutes of the Special Meeting/Public Hearing of March 3, 2011; the Special Meeting of March 11, 2011; the Regular Meeting of March 14, 2011; the Special Meeting of March 25, 2011; and the Special Meeting of April 4, 2011. Councilman Willis seconded the motion, which carried unanimously.

**REMARKS BY COUNCILWOMAN WILLIAMS-BLAKE**

Councilwoman Williams-Blake thanked Chief Randy Osterman and the Fire Department for their efforts during a recent fire that involved a family member.

**PUBLIC HEARING**

The purpose of the public hearing is to receive input from the public regarding the 2011-2012 Community Development Block Grant (CDBG) Budget.

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Mr. Scotty Davis, Director of Community Services, reported that the City of Florence is an entitlement city and receives Community Development Block Grant (CDBG) funding each year from the Federal Government. There are three eligible activities that the City must meet; 1) Benefit to low and moderate income persons; 2) Aid in the elimination of slum and blight; and 3) Meeting a need that has a particular urgency. The allocation formula is based on the total population, percentage of low-moderate income persons, and the unemployment rate of each jurisdiction. Eligible activities include the acquisition of real property; rehabilitation of residential structures; construction of public facilities and improvements. The breakdown for last year's budget is as follows: \$40,000 for planning and administration; \$10,000 for fair housing initiative; \$100,000 for recreational improvements (debt service for the Barnes Street facility and Levy Park improvements); \$63,500 for abandoned houses; \$116,000 for emergency rehabilitation; and \$35,000 for Transitional Homeless Shelter (subrecipient). Total budget for 2010-2011 was \$364,792. Other activities that have used CDBG money in the past are: road repaving; demolition; acquisition of real property; development of sub-divisions; down payment assistance; upgrade of water and sewer lines; drainage projects; emergency rehabilitation and recreational projects. Previous subrecipients include Boys and Girls Club; Downtown Redevelopment Corporation; Disabilities and Special Needs; Florence School District 1; Girl Scouts; Kemet School; Lighthouse Ministries; the Community Action Agency; and the Senior Citizens Association. The City has experienced a decrease in funding since 2000. The highest amount of funding was \$526,000 and last year the City received \$364,792. Mr. Davis reported that the City does not know how much funding will be received this year. Staff has been instructed to use the existing numbers until further notice.

The status of CDBG is uncertain at this point. President Obama has proposed a 7.5 % reduction in this year's CDBG budget. Some members of Congress have proposed a 62.5% reduction while other members have proposed a total elimination of CDBG. Council discussed how this proposed reduction or elimination of CDBG would adversely affect the community and how the City would make the yearly payment on the Section 108 loan.

Requests received from the community include sidewalks throughout the community; drainage improvements; repaving of roads; demolition of abandoned houses; and clearing of lots from the northwest community. North Florence requested paving of Oakland Avenue; clearing of vacant lots, demolition of abandoned houses; additional street lights in the Spaulding Heights Community; lights for the baseball field and construction of a new road from High Hampton Road to Sam Harrell Road. East Florence requested demolition of all abandoned houses; clearing of all vacant lots and emergency rehabilitation.

Councilman Willis and Councilwoman Ervin spoke about the on-going drainage issues on Oakland Avenue. This has been an issue for many years. Councilman Willis asked if there were other resources available for addressing the drainage on Oakland Avenue and Councilwoman Ervin stated that Council may have to look at funding this from the general fund. Councilwoman Ervin stated she feels CDBG funding should be supplementary funding rather than the main source of funding for these types of issues.

**APPEARANCES BEFORE COUNCIL**

**Mr. Ed Love, Chairman, Florence County Legislative Day – to address Council regarding the upcoming Legislative Day and to request \$10,000 in funding for the event.**

Mr. Love, Chairman for Florence County Legislative Day, requested \$10,000 in funding to be used for Florence County Legislative Day that is scheduled to be held in Columbia on April 26, 2011.

Mayor Pro tem Brand made a motion to approve the request for funding in the amount of \$10,000. Councilman Willis seconded the motion, which carried unanimously.

**ORDINANCES IN POSITION**

**BILL NO. 2011-10 – SECOND READING**

**AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET FOR THE CITY OF FLORENCE, SOUTH CAROLINA, FOR THE FISCAL YEAR BEGINNING JULY 1, 2010, AND ENDING JUNE 30, 2011.**

An Ordinance to amend the General Fund Budget for the City of Florence, South Carolina, for the fiscal year beginning July 1, 2010, and ending June 30, 2011 was adopted on second reading.

Mayor Pro tem Brand made a motion to adopt Bill No. 2011-10 on second reading. Councilwoman Williams-Blake seconded the motion, which carried unanimously.

**BILL NO. 2011-11 – SECOND READING**

**AN ORDINANCE TO AMEND THE HOSPITALITY FEE BUDGET FOR THE CITY OF FLORENCE, SOUTH CAROLINA, FOR THE FISCAL YEAR BEGINNING JULY 1, 2010, AND ENDING JUNE 30, 2011.**

An Ordinance to amend the Hospitality Fee Budget for the City of Florence, South Carolina, for the fiscal year beginning July 1, 2010, and ending June 30, 2011 was adopted on second reading.

Councilwoman Williams-Blake made a motion to adopt Bill No. 2011-11 on second reading. Councilman Powers seconded the motion, which carried unanimously.

**BILL NO. 2011-12 – SECOND READING**

**AN ORDINANCE TO AMEND THE GENERAL FUND, WATER AND SEWER UTILITIES ENTERPRISE FUND AND EQUIPMENT REPLACEMENT FUND BUDGETS FOR THE CITY OF FLORENCE, SOUTH CAROLINA, FOR THE FISCAL YEAR BEGINNING JULY 1, 2010, AND ENDING JUNE 30, 2011.**

An Ordinance to amend the General Fund, Water and Sewer Utilities Enterprise Fund and Equipment Replacement Fund Budget for the City of Florence, South Carolina, for the fiscal year beginning July 1, 2010, and ending June 30, 2011 was adopted on second reading.

Mayor Pro tem Brand made a motion to adopt Bill No. 2011-12 on second reading. Councilman Willis seconded the motion, which carried unanimously.

**BILL NO. 2011-13 – SECOND READING**

**AN ORDINANCE TO REZONE PROPERTY OWNED BY THE HOUSING AUTHORITY OF FLORENCE FROM B-2 TO R-5.**

An Ordinance to rezone property owned by the Housing Authority of Florence from B-2 to R-5 was adopted on second reading.

Mayor Pro tem Brand made a motion to adopt Bill No. 2011-13 on second reading. Councilman Powers seconded the motion, which carried unanimously.

Councilman Ed Robinson requested that a representative from the Housing Authority come before Council and give a report on what is being constructed in this area by the Housing Authority and the effects this construction will have on that community.

Mayor Wukela stated that Staff will be in touch with the Director of the Housing Authority and ask that they make a presentation to Council regarding this project.

**INTRODUCTION OF ORDINANCES**

**BILL NO. 2011-09 – FIRST READING**  
**AN ORDINANCE TO ESTABLISH REGULATIONS AND REQUIREMENTS RELATED TO**  
**SMOKING IN ENCLOSED BUILDINGS AND SPACES WITHIN THE CITY OF FLORENCE.**

An Ordinance to establish regulations and requirements related to smoking in enclosed buildings and spaces within the City of Florence was passed on first reading.

Dr. Weave Whitehead spoke in favor of the proposed smoking ban ordinance.

Mr. Reynolds Williams read a letter from Mr. Ron Moore, who is against the proposed ordinance.

Ms. Denise Richbourg spoke in favor of the ordinance.

Mr. Reynolds Williams spoke against the proposed ordinance.

Mr. Murray Jordan spoke against the proposed smoking ban ordinance.

Councilwoman Williams-Blake made a motion that Council adopt the Smoking Ban Ordinance that was filed on February 14, 2011. Mayor Pro tem Brand seconded the motion.

Councilman Willis made a motion to amend the previous motion as relates to the Smoking Ban Ordinance, Section 10.51, paragraph H, Councilman Willis added the following statement to the last sentence following the word building; “, provided such area has been certified by the City on petition by the owner as meeting the requirements of this paragraph”; and to adopt the amendment to the Ordinance that was circulated to Council on April 6, 2011. Mayor Pro tem Brand seconded the motion.

Councilman Robinson spoke against the proposed Ordinance.

Councilman Robinson made a motion to amend the previous amendment that this issue be discussed with the County so that the City of Florence can be evenly governed and if the Ordinance is passed by City Council that it be contingent upon the County passing a Smoking Ban Ordinance. Councilman Powers seconded the motion.

Voting in favor of Councilman Robinson’s motion to amend were Councilman Powers and Councilman Robinson.

Voting against the motion to amend were Councilwoman Ervin, Mayor Wukela, Mayor Pro tem Brand, Councilwoman Williams-Blake and Councilman Willis.

The motion to amend failed.

Councilman Robinson and Councilman Powers spoke about why they are opposed to this Ordinance and Councilwoman Williams-Blake and Mayor Wukela spoke as to why they are in favor of the Ordinance.

Voting in favor of the amendment made by Councilman Willis were Councilwoman Ervin, Mayor Wukela, Mayor Pro tem Brand, Councilwoman Williams-Blake and Councilman Willis.

Voting against the amendment were Councilman Powers and Councilman Robinson.

The motion passed 5-2.

Voting in favor of adopting the amended Ordinance were Councilwoman Ervin, Mayor Wukela, Mayor Pro tem Brand, Councilwoman Williams-Blake and Councilman Willis.

Voting against the amended Ordinance were Councilman Powers and Councilman Robinson.

The motion passed 5-2.

**INTRODUCTION OF RESOLUTIONS**

**RESOLUTION NO. 2011-06**

**A RESOLUTION RECOGNIZING THE 150<sup>TH</sup> ANNIVERSARY OF FIRST PRESBYTERIAN CHURCH.**

This item was deferred until the May 9, 2011 City Council meeting.

**RESOLUTION NO. 2011-07**

**A RESOLUTION PROCLAIMING JULY 2, 2011 AS “FAMILY DAY FOR THE MCPHAIL-PHILLIPS FAMILY REUNION”.**

A Resolution proclaiming July 2, 2011 as “Family Day for the McPhail-Phillips Family Reunion” was adopted by Council.

Councilwoman Williams-Blake made a motion to adopt Resolution No. 2011-07. Councilwoman Ervin seconded the motion, which carried unanimously.

**REPORTS TO COUNCIL**

**APPOINTMENTS TO BOARDS AND COMMISSIONS**

Mayor Pro tem Brand made a motion to defer this issue until the May 9, 2011 City Council meeting. Councilwoman Ervin seconded the motion, which carried unanimously.

This item was deferred until the May 9, 2011 City Council meeting.

**COUNCILMAN ROBINSON – TO DISCUSS THE CITY RESUMING THE FUNCTIONS OF THE BUILDING INSPECTIONS DEPARTMENT.**

Councilman Robinson stated that in order to proceed with the redevelopment of downtown and the neighborhoods, the City needs to be in control of the building inspections and permitting. Councilman Robinson feels the City could handle this process more expeditiously than the present system. Councilman Robinson requested that Council give staff the authority to do what is necessary for the City to resume the functions of the building inspections for the City of Florence.

Councilman Willis stated that when the City resumed the functions of the Planning Department that inspections and plan review were not a part of the de-consolidation because of the cost that would be involved to set up a new department for the City. Councilman Willis recommended that this issue be studied more and a recommendation be made to Council as to the feasibility of resuming the duties of building inspections or if there are other options available.

In response to a question by Mayor Pro tem Brand as to the cost of what it would cost the City to resume these duties, Mr. David Williams, City Manager explained that ideally the cost of staffing and other related costs would be covered by the permit fees. However, with the economy not being very good right now there is not a lot of construction taking place, resulting in permit fees being down. It is estimated there would be a shortfall of \$50,000. With a better economic climate the City may come closer to fully funding a new Department of Building Inspections.

Councilman Powers recommended that the City County Conference Committee investigate the issues Councilman Robinson spoke about and report back to Council.



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Mayor Pro tem Brand encouraged Councilman Robinson to attend the meetings of the City County Conference Committee and to notify the committee of the problems he is encountering with the current permitting process.

**EXECUTIVE SESSION**

The second Executive Session that was listed on the agenda was not needed at this time.

**ADJOURN**

Mayor Pro tem Brand made a motion to adjourn the meeting. There was no objection.

The meeting was adjourned at 7:28 p.m.

Dated this 9<sup>th</sup> day of May, 2011.

\_\_\_\_\_  
Dianne M. Rowan, Municipal Clerk

\_\_\_\_\_  
Stephen J. Wukela, Mayor

**SPECIAL MEETING OF FLORENCE CITY COUNCIL  
WEDNESDAY, APRIL 20, 2011 - 4:00 P.M.  
CITY-COUNTY COMPLEX, CITY MANAGER'S CONFERENCE ROOM, #605  
FLORENCE, SOUTH CAROLINA**

**MEMBERS PRESENT:** Mayor Wukela called the special meeting to order at 4:12 p.m. with the following members present: Mayor Pro tem Buddy Brand; Councilwoman Teresa Myers Ervin; Councilman Steve Powers; and Councilman Ed Robinson.

**MEMBERS ABSENT:** Councilwoman Octavia Williams-Blake and Councilman Glynn Willis were absent.

**ALSO PRESENT:** Mr. David N. Williams, City Manager; Mrs. Dianne M. Rowan, Municipal Clerk; and Mr. James W. Peterson, Jr., City Attorney.

**MEDIA PRESENT:** Notices of this special meeting of Florence City Council were sent to the media informing them of the date, time and location of the meeting. No one from the media was present for the meeting.

**EXECUTIVE SESSION**

Mayor Wukela stated that the purpose of the meeting is to discuss a contractual matter in Executive Session.

Councilman Powers made a motion to enter into Executive Session. Mayor Pro tem Brand seconded the motion, which carried unanimously.

Council entered into Executive Session at 4:14 p.m.

**ADJOURN**

Following the Executive Session, the meeting was adjourned at 5:15 p.m.

Dated this 9<sup>th</sup> day of May, 2011.

\_\_\_\_\_  
Dianne M. Rowan, Municipal Clerk

\_\_\_\_\_  
Stephen J. Wukela, Mayor

**SPECIAL MEETING OF FLORENCE CITY COUNCIL  
WEDNESDAY, APRIL 27, 2011 - 4:00 P.M.  
CITY-COUNTY COMPLEX, CITY MANAGER'S CONFERENCE ROOM, #605  
FLORENCE, SOUTH CAROLINA**

**MEMBERS PRESENT:** Mayor Wukela called the special meeting to order at 4:07 p.m. with the following members present: Mayor Pro tem Buddy Brand; Councilwoman Teresa Myers Ervin; Councilman Steve Powers; Councilman Ed Robinson; and Councilman Glynn Willis

**MEMBERS ABSENT:** Councilwoman Octavia Williams-Blake.

**ALSO PRESENT:** Mr. David N. Williams, City Manager; Mrs. Dianne M. Rowan, Municipal Clerk; and Mr. Thomas Chandler, Director of Finance.

**MEDIA PRESENT:** Notices of this special meeting of Florence City Council were sent to the media informing them of the date, time and location of the meeting. John Sweeney from the Morning News was present for the meeting.

**EXECUTIVE SESSION**

Mayor Wukela stated that the purpose of the meeting is to discuss a contractual matter in Executive Session.

Mayor Pro tem Brand made a motion to enter into Executive Session. Councilman Willis seconded the motion, which carried unanimously.

Council entered into Executive Session at 4:09 p.m.

**ADJOURN**

Following the Executive Session, the meeting was adjourned at 5:28 p.m.

Dated this 9<sup>th</sup> day of May, 2011.

\_\_\_\_\_  
Dianne M. Rowan, Municipal Clerk

\_\_\_\_\_  
Stephen J. Wukela, Mayor

**FLORENCE CITY COUNCIL MEETING**

**DATE:** May 9, 2011

**AGENDA ITEM:** Ordinance No. 2011-13

**DEPARTMENT/DIVISION:** City Council

**I. ISSUE UNDER CONSIDERATION**

An Ordinance to establish regulations and requirements related to smoking in enclosed buildings and spaces within the City of Florence.

**II. CURRENT STATAUS/PREVIOUS ACTION TAKEN**

This ordinance comes before Council for second reading. Council has previously discussed the original proposal, there has been a special meeting at Moore Middle School for public input, Council has received legal advice in Executive Session, and Council Members have received proposed amendments.

**III. POINTS TO CONSIDER**

This ordinance has been addressed by Council and the public extensively.

**IV. STAFF RECOMMENDATION**

Staff stands ready to proceed in accordance with Council's wishes.

**V. ATTACHMENTS**

- (a) Copy of the Ordinance as amended at the April 11, 2011 City Council Meeting.

**ORDINANCE NO. 2011-13  
As Amended at First Reading on April 11, 2011**

**City of Florence:  
AN ORDINANCE TO ESTABLISH REGULATIONS AND REQUIREMENTS RELATED  
TO SMOKING IN ENCLOSED BUILDINGS AND SPACES WITHIN THE CITY OF  
FLORENCE**

**File Date:**

**Co Sponsors:  
Stephen Wukela, Mayor  
Octavia Williams-Blake, City Councilmember  
Teresa Myer Ervin, City Councilmember  
Glynn Willis, City Councilmember  
Buddy Brand, City Councilmember**

## Summary and Highlights of the Smoke-Free Ordinance for the City of Florence

The Ordinance:

- **Prohibits** Smoking in enclosed buildings & spaces in the City of Florence;
- **DOES NOT** apply to private homes UNLESS used as a licensed childcare, adult day care, or health care facility;
- **ALLOWS** smoking at the owner/managers discretion on open decks, balconies and patios of restaurants.
- **DOES NOT** take away business license for non-compliance. Fines will be assessed for non-compliance.
- Violations of the smoking ordinance are not criminal in nature.
- **Is** for the protection of workers, children and the citizens of the City of Florence.
- Ordinance becomes effective on November 1, 2011 in order to provide full notice to the public

### Other South Carolina Smoke Free cities:

<u>Aiken</u>	<u>Ravenel</u>
<u>Beaufort</u>	<u>Rock Hill</u>
<u>Bluffton</u>	<u>Springdale</u>
<u>Camden</u>	<u>South Congaree</u>
<u>Cayce</u>	<u>Sullivan's Island</u>
<u>Chapin</u>	<u>Sumter</u>
<u>Charleston</u>	<u>Surfside Beach</u>
<u>Chesnee</u>	<u>Walterboro</u>
<u>Clemson</u>	<u>West Columbia</u>
<u>Columbia</u>	<u>Pickens</u>
<u>Easley</u>	<u>Pine Ridge</u>
<u>Edisto Beach</u>	
<u>Fort Mill</u>	
<u>Greenville</u>	
<u>Hilton Head Island</u>	
<u>Hollywood</u>	
<u>Isle of Palms</u>	
<u>Lexington</u>	
<u>Liberty</u>	
<u>Mount Pleasant</u>	
<u>North Augusta</u>	

**ORDINANCE NO. 2011-13**  
**As Amended at First Reading on April 11, 2011**

**AN ORDINANCE TO ESTABLISH REGULATIONS AND REQUIREMENTS RELATED TO SMOKING IN ENCLOSED BUILDINGS AND SPACES WITHIN THE CITY OF FLORENCE**

**WHEREAS**, the City Florence, upon assessing current conditions and more recent medical findings made by authoritative sources, Council has determined that the City's existing code does not sufficiently address the pressing public health issues and the quality of life considerations arising from the harmful effects of secondhand smoke, and additional action by the City Council is necessary and proper; and

**WHEREAS**, The city council (the "council") of the City of Florence, South Carolina, hereby finds and determines:

(a) The City of Florence, South Carolina (the "City"), is an incorporated municipality located in Florence County, South Carolina, and as such possesses all powers granted to municipalities by the Constitution and the laws of the State of South Carolina, including the powers enumerated in S.C. Code § 5-7-30 (2005 Supp) relating to regulating streets, markets, and public health.

(b) Numerous studies have found that tobacco smoke is a major contributor to indoor air pollution, and that breathing secondhand smoke (also known as environmental tobacco smoke) is a cause of disease in healthy nonsmokers, including heart disease, stroke, respiratory disease, and lung cancer. The National Cancer Institute has determined that secondhand smoke is responsible for the early deaths of up to 65,000 Americans annually. (National Cancer Institute (NCI), "Health effects of exposure to environmental tobacco smoke: the report of the California Environmental Protection Agency. Smoking and Tobacco Control Monograph 10," Bethesda, MD: National Institutes of Health, National Cancer Institute (NCI), August 1999.). The Surgeon General has declared that:

- (1) Secondhand smoke causes disease and premature death in nonsmokers exposed to smoke;
- (2) Children exposed to secondhand smoke have an increased risk for sudden death syndrome, acute respiratory infections, ear problems, and more severe asthma;
- (3) Adults exposed to secondary smoke have a higher risk of coronary heart disease and lung cancer;
- (4) There is no safe level of exposure to secondhand smoke; and
- (5) Separating smoking and nonsmoking sections of indoor areas does not sufficiently remove the threats of secondhand smoke in enclosed areas.

(c) A significant amount of secondhand smoke exposure occurs in the workplace. Employees who work in smoke-filled businesses suffer a 25--50 percent higher risk of heart attack and higher rates of death from cardiovascular disease and cancer, as well as increased acute respiratory disease and measurable decrease in lung function. (Pitsavos, C.; Panagiotakos, D.B.; Chrysohoou, C.; Skoumas, J.; Tzioumis, K.; Stefanadis, C.; Toutouzas, P., "Association between exposure to environmental

tobacco smoke and the development of acute coronary syndromes: the CARDIO2000 case-control study, "Tobacco Control 11(3): 220-225, September 2002.)

(d) Smoke-filled workplaces result in higher worker absenteeism due to respiratory disease, lower productivity, higher cleaning and maintenance costs, increased health insurance rates, and increased liability claims for diseases related to exposure to secondhand smoke. ("The high price of cigarette smoking, "Business & Health 15(8), Supplement A: 6-9, August 1997.)

(e) When there is a presence of secondhand smoke in enclosed spaces inevitably results in persons who do not smoke being forced to bear unwarranted health risks and inappropriate deprivation of peaceful enjoyment of the premises to which they have been invited or permitted to enter, even when steps have been taken to separate "smoking" and "nonsmoking" areas within the confined space.

(f) The city recognizes that smoke creates a danger to the health and safety of the public at large and that, in order to protect the health and welfare of the public, it is necessary to restrict smoking in the manner provided for in this article (the "article").

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

**Section 1. Enactment and effective dates.**

The provisions contained in the attached Exhibit A shall be enacted as the new smoking ordinance for the City of Florence, which shall be titled "Smoking in Public Places and Places of Employment," and contained in Chapter 10 of the City Code. The attached exhibit is incorporated herein by reference. The effective date shall be November 1, 2011.

**Section 2. Codification**

The Municipal Code Corporation as codifier of the City of Florence Code shall in consultation with the City of Florence Attorney have discretion to make such adjustments in the numbering and sequencing of the article numbers and sections numbers as will reasonably assure compliance with standard practices in codification and to codify the new provisions as soon as feasible after their effective dates.

ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2011.

Approved as to form:

\_\_\_\_\_  
James W. Peterson, Jr.  
City Attorney

\_\_\_\_\_  
Stephen J. Wukela  
Mayor

Attest:

\_\_\_\_\_  
Dianne M. Rowan  
Municipal Clerk



## EXHIBIT A

### Smoking in Public Places and Places of Employment

#### **10-50. Prohibition of Smoking in Enclosed Public Places.**

Smoking shall be prohibited in all enclosed buildings and spaces which are open to the public or have employees, and are within the City of Florence.

#### **10-51. Where Smoking Not Regulated.**

Notwithstanding any other provision of this Ordinance to the contrary, the following areas shall be exempt from the provisions of Section 10-50 of this Ordinance:

- A. Private residences, except when used as a licensed childcare, adult day care, or health care facility.
- B. Hotel and motel rooms that are rented to guests and are designated as smoking rooms.
- C. Retail tobacco stores.
- D. Private and semiprivate rooms in nursing homes and long-term care facilities that are occupied by one (1) or more persons, all of whom are smokers and have requested in writing to be placed in a room where smoking is permitted; provided that smoke from these places does not infiltrate into areas where smoking is prohibited under the provisions of this Ordinance.
- E. Private clubs, except when being used for a function to which the general public is admitted.
- F. Privately owned and operated motor vehicles.
- G. Warehouse/work shop areas which are separated from the general public areas that have drive-in entrance door(s) and an outside fan ventilation system when the owner exercises the option to allow employee smoking in the shop/warehouse areas when it is ventilated through the use of the ventilation system and opened garage type door(s).
- H. A dedicated smoking area that is contained within a building provided the smoking area is not open to the public, employees are not required to be present in the smoking area for any work related activities, the smoking area is separated from the remainder of the building by walls and/or doors, and the smoking area is equipped with adequate ventilation which effectively ventilates smoking area air to the exterior of the building, provided said area has been certified by the city on petition by the owner as meeting the requirements of this paragraph.

**10-52. Nonretaliation: Nonwaiver of Rights.**

- A. No person or employer shall discharge, refuse to hire, or in any manner retaliate against an employee, applicant for employment, or customer because that employee, applicant, or customer exercises any rights afforded by this Ordinance or reports or attempts to prosecute a violation of this Ordinance.
- B. An employee who works in a setting where an employer allows smoking does not waive or otherwise surrender any legal rights the employee may have against the employer or any other party.

**10-53. Enforcement.**

- A. This Ordinance shall be enforced by the office of the City Manager or an authorized designee.
- B. Notice of the provisions of this Ordinance shall be given to all applicants for a business license in the City.
- C. Any citizen who desires to register a complaint under this Ordinance may initiate enforcement with the office of the City Manager.
- D. An owner, manager, operator, or employee of an establishment regulated by this Ordinance shall inform persons violating this Ordinance of the appropriate provisions thereof.

**10-54. Violations and Penalties.**

- A. A person who smokes in an area where smoking is prohibited by the provisions of this Ordinance shall be guilty of an infraction, punishable by a civil fine of not less than ten dollars (\$10) nor no more than twenty-five dollars (\$25).
- B. A person who owns, manages, operates, or otherwise controls a public place or place of employment and who fails to comply with the provisions of this Ordinance shall be guilty of an infraction, punishable by a civil fine of not less than ten dollars (\$10) nor no more than twenty-five dollars (\$25).
- C. In order to enforce such infractions, the city shall serve a uniform ordinance summons upon the infractor.
- D. In the event the infractor fails to pay the civil fine or fails to appear pursuant to uniform ordinance summons, the city may utilize the Set-Off Debt Process provided for under Section 12-56-50, *et. seq.* of the South Carolina Code of Laws, as Amended.
- E. A violation of provisions of this ordinance shall not constitute a nuisance in the City of Florence.

#### **10-55. Interpretation for Intent.**

It is the intent of Council to prohibit smoking whenever the private choice of smoking intrudes or has the capacity to intrude upon the right of persons concerned about protecting their own rights to be free from the hazards and inconvenience of secondhand smoke. All provisions shall be construed to achieve these purposes.

#### **10-56. Definitions.**

Unless the context shall clearly indicate some other meaning, the terms defined in this section shall, for all purposes of this article and other documents herein referenced, have the meanings herein specified. Definitions shall be equally applicable to both the singular and plural forms of any of the terms herein defined.

A. "Private club" means an organization, whether incorporated or not, which is the owner, lessee, or occupant of a building or portion thereof used exclusively for club purposes, or for purposes of benefiting particular club members and their guests, which is operated solely for a recreational, fraternal, social, patriotic, political, benevolent, or athletic purpose, but not for pecuniary gain, and which only sells alcoholic beverages incidental to its operation. The affairs and management of the organization are conducted by a board of directors, executive committee, or similar body chosen by the members at an annual meeting. The organization has established bylaws and/or a constitution to govern its activities. The organization is exempt from the payment of federal income tax. Establishments which are in fact operating as bars, restaurants, or entertainment venues primarily for the pecuniary benefit of the owner, or chief operating officer, or other person having substantial control shall not be treated as private clubs under this article.

B. "Retail tobacco store" means a retail store utilized primarily for the sale of tobacco products and accessories and in which the sale of other products is merely incidental. The term specifically includes cigar bars, which are establishments licensed for the on-premises sale of beer, wine, and alcoholic beverages as well as some food service, but the term does not include any establishment which is primarily a bar or restaurant and which undertakes to make retail offerings of tobacco products as a means of circumventing the purposes of this article.

C. "Enclosed buildings and spaces" means all space between a floor and ceiling that is enclosed on all sides by walls or windows (exclusive of doorways), which extend from the floor to the ceiling, including stationary structures and mobile public conveyances.

D. "Open to the public" means an area to which the public is invited or to which the public is permitted to have access, including but not limited to, banks, bars, educational facilities, health care facilities, hotel and motel lobbies, laundromats, public transportation facilities, reception areas, restaurants, retail food production and marketing establishments, retail service establishments, retail stores, shopping malls, theaters, waiting rooms, sports arena, stadiums and ball parks. A private club is "open to the public" when being used for a function to which the general public is allowed entry. A private residence is not "open to the public" unless it is used as a childcare, adult day care, or health care facility.

**FLORENCE CITY COUNCIL MEETING**

**DATE:** May 9, 2011

**AGENDA ITEM:** Introduction of Resolution – No. 2011-06

**DEPARTMENT/DIVISION:** City Council

**I. ISSUE UNDER CONSIDERATION**

A Resolution recognizing the 150<sup>th</sup> anniversary of First Presbyterian Church

(State of South Carolina)

( )

(City of Florence)

**RESOLUTION NO. 2011-06**

- WHEREAS,** In the late 1850's, the Rev. Thomas R. English, a Presbyterian evangelist saw the need for a church to serve the new community of Florence; and
- WHEREAS,** Under his leadership, the first house of worship in the new community was built on Church Street with their first service being held on December 14, 1860; and
- WHEREAS,** The "Presbyterian Church of the Town of Florence" was officially formed on March 23, 1861 with 34 members; 21 white and 13 black; and
- WHEREAS,** The Rev. Thomas H. Law served as the first installed pastor from 1862 to 1865; and
- WHEREAS,** The young Rev. Melton Clark came in 1898 and oversaw the building of a new church in 1905 on East Evans Street, between Dargan and Church Streets; and
- WHEREAS,** During the Rev. James English Cousar, Jr.'s nine year pastorate, an 8.8 acre tract of land at the corner of Park Avenue and Cherokee Road was purchased and on October 16, 1950, two "units" were erected on the new campus; an education building that included the Fellowship Hall, which served as the Sanctuary for the next seven years, and an auxiliary building with classrooms, office space and an all-purpose room; and
- WHEREAS,** The cornerstone was laid in July 1951, and the first service was held in the Fellowship Hall/Sanctuary on April 6, 1952; and
- WHEREAS,** Dr. William G. Foster was installed as pastor in March 1954 and soon planning was underway for the current sanctuary with the first service being held in the sanctuary on Easter Sunday, 1959; and
- WHEREAS,** The Rev. Chris Handley became the Associate Pastor in 2002; and
- WHEREAS,** After a long and prayerful search, Dr. Barry Jenkins was called to be the Senior Pastor in June 2005; and
- WHEREAS,** In March 2011, under the pastoral leadership of Dr. Jenkins and Rev. Handley, the church celebrated its 150<sup>th</sup> birthday in a service attended by over 500.

**NOW, THEREFORE, BE IT RESOLVED,** that the City Council of the City of Florence, South Carolina, hereby recognizes

**FIRST PRESBYTERIAN CHURCH**

on the occasion of its celebration of its 150<sup>th</sup> anniversary.

**AND IT IS SO RESOLVED,** this 11th day of April, 2011.

\_\_\_\_\_  
**Stephen J. Wukela, Mayor**

\_\_\_\_\_  
**Frank J. Brand, II – Mayor Pro tem**

\_\_\_\_\_  
**Octavia Williams-Blake, Councilmember**

\_\_\_\_\_  
**Teresa Myers Ervin, Councilmember**

\_\_\_\_\_  
**Stephen C. Powers, Councilman**

\_\_\_\_\_  
**Edward Robinson, Councilmember**

\_\_\_\_\_  
**Glynn F. Willis, Councilmember**

**Approved as to form:**

**Attest:**

\_\_\_\_\_  
**James W. Peterson, Jr., City Attorney**

\_\_\_\_\_  
**Dianne M. Rowan, Municipal Clerk**

**VIII. b.  
Resolution  
No. 2011-08**

**FLORENCE CITY COUNCIL MEETING**

**DATE:** May 9, 2011

**AGENDA ITEM:** Introduction of Resolution – No. 2011-08

**DEPARTMENT/DIVISION:** City Council

**I. ISSUE UNDER CONSIDERATION**

A Resolution recognizing the week of May 6-12, 2011 as, “National Nurses Week”

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

**RESOLUTION NO. 2011-08**

**WHEREAS**, The nearly 2.9 million registered nurses in the United State comprise our nation's largest health care profession; and

**WHEREAS**, the depth and breadth of the registered nursing profession meets the different and emerging health care needs of the American population in a wide range of settings; and

**WHEREAS**, the American Nurses Association, as the voice for the registered nurses of this country, is working to chart a new course for a healthy nation that relies on increasing delivery of primary and preventive health care; and

**WHEREAS**, professional nursing on primary and preventive health care will require the better utilization of all of our nation's registered nursing resources; and

**WHEREAS**, the demand for registered nursing services will be greater than ever because of the aging of the American population, the continuing expansion of life-sustaining technology, and the explosive growth of home health care services; and

**WHEREAS**, that more qualified registered nurses will be needed in the future to meet the increasingly complex needs of health care consumers in this community; and

**WHEREAS**, the cost-effective, safe and quality health care services provided by registered nurses will be an ever more important component of the U.S. health care delivery system in the future; and

**WHEREAS**, the American Nurses Association, has declared the week of May 6-12 as National Nurses Week with the theme *Nurses Trusted to Care*, in celebration of the ways in which registered nurses strive to provide safe and high quality patient care and map out the way to improve our health care system.

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Florence City Council does hereby proclaim the week of May 6-12, 2011 as

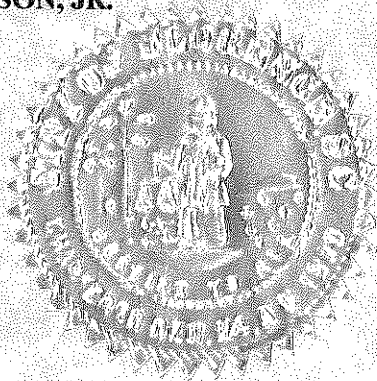
***NATIONAL NURSES WEEK***

in the City of Florence. We ask that all residents of this community join us in honoring the registered nurses who care for all of us and celebrate registered nursing's accomplishments and efforts to improve our health care system and show our appreciation for the nation's registered nurses not just during this week, but at every opportunity throughout the year.

**AND IT IS SO RESOLVED**, this 9<sup>th</sup> day of May, 2011.

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**JAMES W. PETERSON, JR.**  
CITY ATTORNEY



\_\_\_\_\_  
**STEPHEN J. WUKELA**  
MAYOR

**ATTEST:**

\_\_\_\_\_  
**DIANNE M. ROWAN**  
MUNICIPAL CLERK

**FLORENCE CITY COUNCIL MEETING**

**DATE:** May 09, 2011  
**AGENDA ITEM:** Resolution  
**DEPARTMENT/DIVISION:** Community Services

**I. ISSUE UNDER CONSIDERATION**

A resolution to adopt the Community Development Block Grant budget for the fiscal year 2011-2012. The City of Florence will receive \$305,070 in Community Development Block Grant funding for FY 2011-2012.

**II. CURRENT STATUS/PREVIOUS ACTION TAKEN**

The Florence City Council held a CDBG public hearing on Monday, April 11, 2011. Staff informed Council of all of the community funding requests that were received.

**III. POINTS TO CONSIDER**

- A. The City of Florence will receive \$305,070 in Community Development Block Grant funding for FY 2011-2012. This represents a decrease of \$59,722 from last year's allocation of \$364,792.
- B. City staff held public meetings to receive input on the Community Development Block Grant funding at the following times and locations:
- |                |         |                                       |
|----------------|---------|---------------------------------------|
| March 7, 2011  | 6:30 pm | House of GOD Church<br>Keith Dominion |
| March 9, 2011  | 7:00 pm | Levy Park Community<br>Center         |
| March 10, 2011 | 1:00pm  | City Council Chambers                 |
| March 15, 2011 | 7:00pm  | Northwest Community<br>Center         |
- C. CDBG funding can only be used to meet three national objectives: aid in the elimination of slum and blight; benefit to low-moderate income persons; and meeting a need having particular urgency.



**IV. OPTIONS:**

City Council may:

1. Approve and adopt the CDBG budget as presented.
2. Approve and adopt an alternative budget.

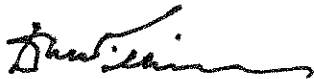
**V. PERSONAL NOTES:**

**VI. ATTACHMENTS**

2011-2012 CDBG Budget Resolution  
2010-2011 Approved CDBG Budget Resolution

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Scotty Davis  
Director of Community Services



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David N. Williams  
City Manager

**Resolution No. 2011**

**RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF FLORENCE, SOUTH CAROLINA**

**WHEREAS**, the City of Florence is an Entitlement City as defined by the United States Department of Housing and Urban Development; and

**WHEREAS**, the City of Florence will receive **\$305,070** in Community Development Block Grant funding from the United States Department of Housing and Urban Development for fiscal year 2011-2012; and

**WHEREAS**, the City of Florence is required by the United States Department of Housing and Urban Development to approve and adopt a Community Development Block Grant budget;

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Florence, South Carolina in a meeting duly assembled do hereby adopt the following Community Development Block Grant budget for fiscal year 2011-2012:

<b>Planning and Administration</b>	<b>\$ 40,000</b>
<b>Abandoned houses/vacant lot clearance</b>	<b>\$ 40,000</b>
<b>Pee Dee CAA Transitional Shelter</b>	<b>\$ 25,000</b>
<b>Emergency Rehabilitation</b>	<b>\$100,070</b>
<b>Section 108 Loan repayment</b>	<b>\$100,000</b>

ADOPTED, this 9th day of May, 2011.

**Approved as to form:**

\_\_\_\_\_  
James W. Peterson, Jr.  
City Attorney

\_\_\_\_\_  
Steven Wukela, Mayor

**Attest:**

\_\_\_\_\_  
Dianne M. Rowan  
Municipal Clerk

**Resolution No. 2010**

**RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF FLORENCE, SOUTH CAROLINA**

**WHEREAS**, the City of Florence is an Entitlement City as defined by the United States Department of Housing and Urban Development; and

**WHEREAS**, the City of Florence will receive in **\$364,792** Community Development Block Grant funding from the United States Department of Housing and Urban Development for fiscal year 2010-2011; and

**WHEREAS**, the City of Florence is required by the United States Department of Housing and Urban Development to approve and adopt a Community Development Block Grant budget;

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Florence, South Carolina in a meeting duly assembled do hereby adopt the following Community Development Block Grant budget for fiscal year 2010-2011:

<b>Planning and Administration</b>	<b>\$ 40,000</b>
<b>Fair Housing Initiative</b>	<b>\$ 10,000</b>
<b>Abandoned houses/vacant lot clearance</b>	<b>\$ 63,558</b>
<b>Pee Dee CAA Transitional Shelter</b>	<b>\$ 35,000</b>
<b>Emergency Rehabilitation</b>	<b>\$116,234</b>
<b>Section 108 Loan repayment</b>	<b>\$100,000</b>

ADOPTED, this 10th day of May, 2010.

**Approved as to form:**

\_\_\_\_\_  
James W. Peterson, Jr.  
City Attorney

\_\_\_\_\_  
Steven Wuklea, Mayor

**Attest:**

\_\_\_\_\_  
Dianne M. Rowan  
Municipal Clerk

**IX. a.**  
**Appointments to**  
**Boards & Commissions**

**FLORENCE CITY COUNCIL MEETING**

**DATE:** May 9, 2011

**AGENDA ITEM:** Reports to Council – Appointments to Boards & Commissions

**DEPARTMENT:** City Council

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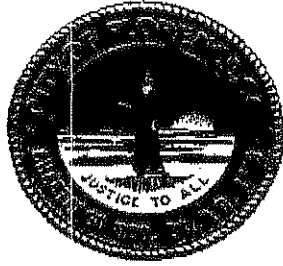
## ACCOMMODATIONS TAX ADVISORY COMMITTEE

7 Members	Initial Appt.	Term	Exp. Date	Qualifications	Notes
Henry H. Hepburn	July 1, 2006	3 years	6/30/2012	General	
Sylvia A. Perkins	Dec. 16, 1996	3 years	6/30/2012	Hospitality/Lodging	
Margaret Nash	July 1, 2006	3 years	6/30/2012	General	
Steven Doulaveris	Oct. 19, 1998	3 years	6/30/2013	Hospitality	
David Frazier, Jr.	Oct. 22, 2004	3 years	6/30/2010	Hospitality/Lodging	Would Like to be reappointed
Lyles C. Lyles	Mar. 14, 2011	3 years	6/30/2013	Hospitality/Lodging	
Benjamin Woods	Nov. 8, 1993	3 years	6/30/2011	Cultural	

Four (4) of the seven (7) members are to be designated as hospitality industry representatives, two (2) of which must be from the lodging sector of the hospitality industry of the municipality receiving the revenue. One member must be designated from the cultural organizations of the municipality or county receiving the revenue. Terms of office are for three (3) years.

1843

665-3110



**CITY OF FLORENCE  
BOARDS AND COMMISSIONS**

**NOMINATION FORM**

**Accommodations Tax Advisory Committee**

Councilmember: Edward Robinson  
~~Patricia Byrd (Restaurant owner)~~

Nominee Patricia Byrd (Restaurant owner)

Alternate #1: \_\_\_\_\_

Alternate #2: \_\_\_\_\_

## CITY-COUNTY CIVIC CENTER COMMISSION

11 Members (4 Appointments)	Initial Appt.	Term	Exp. Date	Attendance	Qualifications	Notes
				7-1-2010 - 3-31-2011		
Peggy McLean, Chmn.	July 1, 2006	4 yrs.	6/30/2010			Would like to be reappointed
Patricia Muldrow	July 1, 2006	4 yrs.	6/30/2010			Would like to be reappointed
Roy Ann Jolley	May 9, 2005	4 yrs.	6/30/2012			Second Term
Ann Scott	July 1, 2008	4 yrs.	6/30/3012			
<b>Mayor's Designee</b>						
<b>Councilman Brand</b>						

Composed of eleven (11) voting members and one (1) ex-officio, non-voting member. The voting members shall be as follows: Four (4) members shall be residents of the City of Florence, appointed by Florence City Council; four (4) members shall be residents of Florence County, appointed by Florence County Council. The Florence City Mayor and Florence County Council Chairman or their council designee, with the approval of the respective council; shall also serve as voting members. After appointment, the commission shall recommend to the City and County Councils the eleventh (11th) member to serve a four (4) year term. The ex-officio, non-voting member shall be the Civic Center Director.

Terms of office for voting members appointed by the Florence City Council and the Florence Council shall be for four (4) years. The terms of office for the Florence City Mayor and the Florence County Council Chairman shall be perpetual to the person holding that position. Members shall be eligible to serve on the commission for two (2) consecutive terms.





**CITY OF FLORENCE  
BOARDS AND COMMISSIONS**

**NOMINATION FORM**

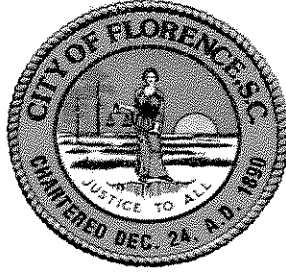
**CITY-COUNTY CIVIC CENTER COMMISSION**

Councilmember: Steve Powers

Nominee: Patricia Muldrow (Reappointment)

Alternate #1: Kelvin Mitchell

Alternate #2: \_\_\_\_\_



**CITY OF FLORENCE  
BOARDS AND COMMISSIONS**

**NOMINATION FORM**

**City County Civic Center Commission**

**Councilmember:** MAYOR WUKELA

**Nominee** Peggy McLean

**Alternate #1:** \_\_\_\_\_

**Alternate #2:** \_\_\_\_\_

## CITY-COUNTY HISTORICAL COMMISSION

10 Members (5 Appointments)	Initial Appt.	Term	Exp.Date	Qualifications	Notes
Alberta Major	Mar. 14, 2011	4 yrs.	6/30/2014		
Mark W. Buyck, III	June 30, 2002	4 yrs.	6/30/2014		
William S. Dowis	Apr. 13, 1992	4 yrs.	6/30/2010		Would like to be reappointed
Andrew Kampziones	Aug. 22, 1983	4 yrs.	6/30/2013		
Betty Wyman	July 1, 1999	4 yrs.	6/30/2011	Commission is requesting that Ms. Wyman be replaced	

**Honorary Member:**

**Mr. James C. McLeod, Jr.**

Composed of ten (10) members . Five (5 ) members appointed by Florence City Council and five members appointed by Florence County Council.

Terms of office shall be for four (4) years.



**CITY OF FLORENCE  
BOARDS AND COMMISSIONS**

**NOMINATION FORM**

**City County Historical Commission**

**Councilmember:** Edward Robinson

**Nominee** Meryland M<sup>a</sup> Clary

**Alternate #1:** \_\_\_\_\_

**Alternate #2:** \_\_\_\_\_



**APPLICATION FOR BOARDS AND COMMISSIONS**  
**CITY OF FLORENCE**  
**SOUTH CAROLINA**

Board or Commission for which you are applying: <i>City-County Historical Commission</i>			
Your Name (Last, First, Middle) <i>McCLAIN MARILYN A.</i>	County <i>Florence</i>	Council District <i>2</i>	
Residential Address <i>404 E. MARLBORO ST</i>	City <i>Florence</i>	State <i>SC</i> South Carolina	Zip Code <i>29506</i>
Mailing Address <i>404 E. MARLBORO ST</i>	City <i>Florence</i>	State <i>SC</i> South Carolina	Zip Code <i>29506</i>
Your Occupation - Title <i>Retired</i>	Business Phone <i>N/A</i>	Residence Phone <i>843-667-0442</i>	
Employer Name <i>N/A</i>	E-Mail Address <i>mccclain68@yahoo.com</i>		
Employer Address <i>N/A</i>	City <i>N/A</i>	State South Carolina	Zip Code <i>NO</i>

**General Qualifications**

Are you a resident of the City?  Yes  No How Long? *71 years*

Why would you like to serve?

*would like to get back involved with help in Florence County, knowledgeable of much about the City of Florence.*

Do you presently serve on any Commissions/ Boards of the City/ County/ State? If so, please list:

*NO*

Have you formerly served on any Commissions/ Boards of the City/ County/ State? If so, please list:

*Have served on Boards with State DSS, while employed*

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? If so, list the position and date:

*N/A*

Are you involved in any Community Activities? If so, please list:

*WHS Alumni Assoc, Wilson High School Athletic Assoc, member of Trinity Baptist Church over 50 years.*

What are your goals and objectives if appointed to the Commission/Board?

*Goal is to share my knowledge and be a definite asset to the City of Florence.*

I certify that the information above is true and correct. Information on this form will be considered public information.

*Marilyn A. McClain*  
Signature

*4-9-11*  
Date

**RETURN COMPLETED FORM TO:**

Office of the City Clerk  
 City of Florence, City County Complex AA,  
 180 N. Irby Street, Florence, SC 29501  
 Fax: 843-665-3110

**FOR OFFICE USE ONLY**

Received:	<i>4-15-2011</i>
Appointed to:	
Date:	

## CITY OF FLORENCE ZONING BOARD OF APPEALS

7 Members	Initial Appt.	Term	Exp.Date	Qualifications	Notes
Scott Kozacki, Chmn	July 1, 2008	3 yrs.	6/30/2010		Has not returned letter of intent
Consuella Ferguson	July 1, 2008	3 yrs.	6/30/2011		
Mary C. Hepburn	July 1, 2008	3 yrs.	6/30/2011		
Charles Howard, Jr.	July 1, 2008	3 yrs.	6/30/2012		
Randolph Hunter, Jr	July 1, 2008	3 yrs.	6/30/2011		
Larry Chewning	July 1, 2008	3 yrs.	6/30/2010		Would like to be reappointed
Kathryn Wilcox	July 1, 2008	3 yrs.	6/30/2012		

Composed of seven members appointed by Council.

Term of office shall be for three (3) years.



**CITY OF FLORENCE  
BOARDS AND COMMISSIONS**

**NOMINATION FORM**

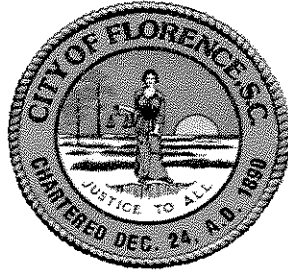
**City of Florence Zoning Board of Appeals**

**Councilmember:** Edward Robinson

**Nominee** Victor Smalls

**Alternate #1:** \_\_\_\_\_

**Alternate #2:** \_\_\_\_\_



**CITY OF FLORENCE  
BOARDS AND COMMISSIONS**

**NOMINATION FORM**

Zoning Board of Appeals

Councilmember: Buddy Brand

Nominee Larry Chewing

Alternate #1: \_\_\_\_\_

Alternate #2: \_\_\_\_\_



CITY OF  
FLORENCE

• SC •



March 23, 2011

OFFICE OF THE CITY MANAGER  
CITY-COUNTY COMPLEX AA  
180 NORTH IRBY STREET  
FLORENCE, SC  
29501-3456  
PHONE (843) 665-3113  
FAX (843) 665-3110

Mo

~~Dr.~~ Larry Chewning  
1725 Partridge Drive  
Florence, SC 29505

ME  
Dear ~~Dr.~~ Chewning:

Our records indicate that your term on the City of Florence Board of Zoning Appeals expired on June 30, 2010. Please indicate by marking the appropriate blank below if you are interested in being considered for reappointment to this Board. Please return this letter in the enclosed stamped envelope to our office. I have enclosed a copy of this letter for your files.

Council appreciates your service to the City of Florence by serving on this Board and would welcome your continued service.

Sincerely,

David N. Williams  
City Manager

I would like to continue to serve on the City of Florence Board of Zoning Appeals.

I do not want to serve on the City of Florence Board of Zoning Appeals.

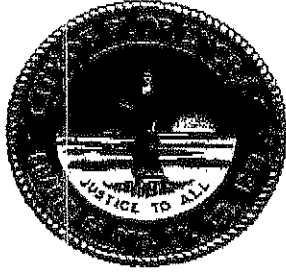
  
~~Dr.~~ Larry Chewning  
ME

## VETERANS PARK COMMITTEE

6 Members	Initial Appt.	Term	Exp.Date	Attendance	Qualifications	Notes
Barry Wingard, Chmn.	July 1, 2009	5 yrs.	6/30/2014	7-1-2010 - 3-31-2011		
Bruce Mallick, V Chmn.	July 1, 2009	5 years.	6/30/2014			
Vacancy	July 13, 2009	5 yrs	6/30/2014			Celia Berthot Resigned
Michael Montrose	July 13, 2009	5 yrs.	6/30/2011			
David C. Phillips	July 13, 2009	5 yrs.	6/30/2011			
Carlton L. Pridgen	July 13, 2009	5 yrs.	6/30/2011			

Composed of six (6) members, appointed and designated by City Council to serve on a Committee of the Parks and Beautification Commission and shall be responsible for recommending all policies and procedures for activities at the Veterans Park to the Commission. Only City Council shall designate a member of the Commission to serve on the Veterans Park Committee. The Veterans Park Committee shall be composed of the following:

- 1) Four (4) members shall be honorably discharged veterans;
  - 2) Two (2) members shall be selected at-large. However, if a veteran is selected to serve as an at-large member of the Committee, then he shall also be an honorably discharged veteran;
  - 3) All six (6) members shall be qualified voters and veterans of Florence County.
- Terms of office shall be for five (5) years.



**CITY OF FLORENCE  
BOARDS AND COMMISSIONS**

**NOMINATION FORM**

**Veterans Park Committee**

**Councilmember:** Edward Robinson

**Nominee** John Howard

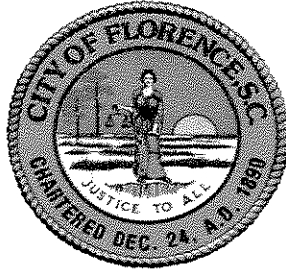
**Alternate #1:** \_\_\_\_\_

**Alternate #2:** \_\_\_\_\_

## PEE DEE REGIONAL AIRPORT AUTHORITY

9 Members	Initial Appt.	Term	Exp.Date	Attendance	Qualifications	Notes
(2 Appointments)				7-1-2010 - 3-31-2011		
Tom Kinard	June 30, 2006	4 yrs.	6/30/2010			First Term, would like to be reappointed
Randall E. Gelzer, Sr	July 1, 2008	4 yrs.	6/30/2012			First Term

Composed of nine (9) members. Two (2) members must be residents of the City of Florence appointed by the Governor upon recommendation of the Florence City Council. Three (3) members must be residents of the County of Florence appointed by the Governor upon the recommendation of the Florence County Council. Two (2) members must be residents of each of the counties of Marion and Dillon appointed by the Governor upon the recommendation of the respective County Councils. No member shall serve more than two (2) four(4) year terms.



**CITY OF FLORENCE  
BOARDS AND COMMISSIONS**

**NOMINATION FORM**

**Pee Dee Regional Airport Authority**

**Councilmember:** TERESA MYERS ERVIN

**Nominee** SAM J. FEYER III

**Alternate #1:** \_\_\_\_\_

**Alternate #2:** \_\_\_\_\_



**APPLICATION FOR BOARDS AND COMMISSIONS**  
**CITY OF FLORENCE**  
**SOUTH CAROLINA**

Board or Commission for which you are applying: <i>Pee Dee Regional Airport Authority</i>			
Your Name (Last, First, Middle) <i>Fryer Sam J. III</i>		County <i>Florence</i>	Council District <i>03</i>
Residential Address <i>1610 Southwood Court</i>		City <i>Florence</i>	State <i>South Carolina</i>
Mailing Address <i>Same</i>		City <i>Same</i>	State <i>South Carolina</i>
Your Occupation - Title <i>District Behavior Specialist</i>		Business Phone <i>(843) 673-1172</i>	Residence Phone <i>(843) 629-8372</i>
Employer Name <i>Florence Public School Dist #1</i>		E-Mail Address <i>Sfryer@fsd1.org</i>	
Employer Address <i>319 S. Dargis St</i>		City <i>Florence</i>	State <i>South Carolina</i>
			Zip Code <i>29506</i>

**General Qualifications**

Are you a resident of the City?  Yes  No How Long? \_\_\_\_\_

Why would you like to serve?

*Attempting to expand my commitment to public service.*

Do you presently serve on any Commissions/ Boards of the City/ County/ State? If so, please list:

*No.*

Have you formerly served on any Commissions/ Boards of the City/ County/ State? If so, please list:

*No.*

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? If so, list the position and date:

*No.*

Are you involved in any Community Activities? If so, please list:

*General Church, educational and community based programs. Such as (Women's Helping Men's, Note Ministry) of S.C.B.C.*

What are your goals and objectives if appointed to the Commission/Board?

*To ensure that the state and secondary areas understand the benefits and advantages of an Regional Airport and an City.*

I certify that the information above is true and correct. Information on this form will be considered public information.

Signature

*[Handwritten Signature]*

Date

*January 12, 2010*

**RETURN COMPLETED FORM TO:**

Office of the City Clerk  
 City of Florence, City County Complex AA,  
 180 N. Irby Street, Florence, SC 29501  
 Fax: 843-665-3110

**FOR OFFICE USE ONLY**

Received:	<i>1-15-2010</i>
Appointed to:	
Date:	