

**AGENDA**  
**DARLINGTON COUNTY COUNCIL**  
**TUESDAY, JANUARY 19, 2010**  
**6 P.M.**

*Courthouse Annex/EMS Building*  
*1625 Harry Byrd Highway (Hwy. 151)*  
*Darlington, SC 29532*  
*843-398-4100*  
*www.darcosc.com*

*Recognition of Employees, Mr. David Sessoms, Central Communications Director*

**I. CALL TO ORDER**

**II. INVOCATION AND PLEDGE OF ALLEGIANCE**

**III. CITIZENS' COMMENTS (Maximum of 2 minutes per citizen; 30 minutes total)**

**IV. APPROVAL OF MINUTES**

A. Public Hearing & Regular Meeting of January 5, 2010

**V. ORDINANCES**

A. **THIRD READING** - None

B. **SECOND READING** - None

**C. **FIRST READING****

Ordinance No. 10-1, An Ordinance To Amend The Darlington County Code Of Ordinances, Chapter 2, Article IV. (Boards, Commissions, And Committees), Chapter 2, Division 2 (Jetport Commission), Chapter 2, Division 4 (Construction Board Of Adjustment And Appeals), Chapter 2, Division 5 (Economic Development Partnership Board), Chapter 18, Division 2 (Darlington County Ambulance Service District), Chapter 26, Division 2 (Board Of Fire Control), Chapter 34, Article II. (Library Board), Chapter 38, Article II. (Parks And Recreation Commission, Chapter 42, Article III. (Planning Commission), And Chapter 58, Article II. (Board Of Assessment Appeals) To Increase The Number Of Members Serving On Boards, Commissions, And Committees Appointed By Darlington County Council, To Delete Chapter 50, Article IV. (Upper Pee Dee Regional Solid Waste Advisory Council), To Revise Certain Language, And To Establish The Effective Date Of This Ordinance

**VI. RESOLUTIONS**

Resolution No. 592, Proclaiming January 25-29, 2010 As Industry Appreciation Week

**VII. COMMITTEE REPORTS**

**VIII. OTHER ITEMS**

A. Appointment of 2010 Council Committees, Chairman Billy Baldwin

- B. Lee County Landfill Rate Increase For Garbage Disposal
- C. Other *(Items taken from the Consent Agenda for discussion)*

**IX. CONSENT AGENDA**

<u>ITEMS</u>	<u>ACTION</u>
A. Marlboro/Darlington County Beaver Program Report, December 2009	Receive As Information
B. Jetport Commission Minutes, November 12, 2009	Receive As Information
C. Census Complete Count Committee Minutes, November 12, 2009 And December 10, 2009	Receive As Information
D. Planning Commission Minutes, October 20, 2009	Receive As Information
E. Hartsville Recreation Department Calendar Of Events, January - March 2010	Receive As Information
F. Pee Dee Regional Council Of Governments Minutes, September 14, 2009	Receive As Information

**X. PERSONAL APPEARANCES *(Maximum of 10 minutes per appearance)***

**XI. ADMINISTRATIVE UPDATE**

- A. Mr. David Williamson, Fire District Chief - Plans For New Fire Station In Mechanicsville And Financing Options
- B. Mrs. Phyllis Griffitts, County Administrator - Update

**XII. REQUESTS / COMMENTS – MEMBERS OF COUNCIL**

**XIII. VOTE FOR EXECUTIVE SESSION**

**XIV. EXECUTIVE SESSION**

**XV. ADJOURNMENT**

*Assistance will be provided to accommodate the special needs of handicapped persons attending the meeting upon request. Special assistance requests should be made to JaNet Bishop, Clerk to Council, at 843-398-4100 seventy-two (72) hours prior to the meeting.*

## ADMINISTRATOR'S UPDATE

### ACTION ITEMS

#### MEETING OF JANUARY 19, 2010

1. Ordinance No. 10-1, An Ordinance To Amend The Darlington County Code Of Ordinances, Chapter 2, Article IV. (Boards, Commissions, And Committees), Chapter 2, Division 2 (Jetport Commission), Chapter 2, Division 4 (Construction Board Of Adjustment And Appeals), Chapter 2, Division 5 (Economic Development Partnership Board), Chapter 18, Division 2 (Darlington County Ambulance Service District), Chapter 26, Division 2 (Board Of Fire Control), Chapter 34, Article II. (Library Board), Chapter 38, Article II. (Parks And Recreation Commission, Chapter 42, Article III. (Planning Commission), And Chapter 58, Article II. (Board Of Assessment Appeals) To Increase The Number Of Members Serving On Boards, Commissions, And Committees Appointed By Darlington County Council, To Delete Chapter 50, Article IV. (Upper Pee Dee Regional Solid Waste Advisory Council), To Revise Certain Language, And To Establish The Effective Date Of This Ordinance. At Council's meeting of January 5, 2010, Council discussed and voted to amend the Darlington County Code of Ordinances so that membership on all council appointed boards, commissions, and committees constitute appointees from each Council District, with the exception of the Board of Fire Control. Attached to the ordinance are the various sections of the code that would be amended to reflect County Council's appointment of eight members to represent each of the eight Council Districts. Each Council member would have one appointment on all board, commission, and committees appointed by County Council, except for the Board of Fire Control, which will have up to 12 members.

This change will become effective with terms commencing on July 1, 2010. Therefore, the effective date of the ordinance will be June 1, 2010 because Council will begin making appointment on June 7<sup>th</sup>. The boards, commissions, and committees are scheduled to elect their chairman at their first regular meeting after July 1<sup>st</sup>.

The Board of Fire Control currently has eleven members to represent each of the main fire stations. Currently the code states ten members. Also, there is a possibility that the Fire Board may increase by an additional member in the future. Therefore, the Code section for the Board of Fire Control is being amended to increase the membership on this board to up to 12 members. (Chapter 26, Division 2, Section 26-58)

This code amendment also includes a revision regarding the limitation of terms. The code states that a full term is three years. However, the Board of Fire Control and the Library Board have terms of four years and members on the Alcohol and Drug Citizen Advisory Committee serve until they resign or are replaced by Council. This is reflected in the amendment (Chapter 2, Article IV., Section 2-203)

The Board of Fire Control is being removed from the list of boards, commissions, and committees enumerated since it will have more than eight members. The Cable TV

Citizen Oversight Committee was last established by the cable franchise ordinance for Century Cable (Ordinance No. 95-3) in 1995. Century Cable was taken over by Adelphia Cable, and then by Time Warner Cable and each company inherited this franchise agreement/contract, which is scheduled to expire June 2, 2010. When Time Warner Cable renewed its franchise agreement for their service area in Darlington, the section establishing a citizen oversight committee was deleted. There is the possibility that Time Warner Cable may amend their current franchise agreement for the Darlington area to add Hartsville area. Also, this committee has not met since October 2002. Therefore, it is being deleted from the list of enumerated boards, commissions, and committees.

The Upper Pee Dee Regional Solid Waste Advisory Council no longer exists. Therefore, this section is being deleted from the Code of Ordinances. (Chapter 50, Article IV.)

**EXHIBIT A** is a roster of Boards, Commissions, and Committees appointed by Darlington County Council. The Council district that each member represents is also indicated on the roster. Council districts are as follows: #1 - Billy Baldwin, #2 - Dannie Douglas, Jr., #3 - Wilhelmina Johnson, #4 - Anne C. Warr, #5 - Marvin Le Flowers, #6 - Mozella Nicholson, #7 - Alex Shaw, and #8 - Wesley Blackwell.

Requested Action. No action is needed for first reading.

2. Resolution No. 592, Proclaiming January 25-29, 2010 As Industry Appreciation Week. Economic Development Director Robert Long has indicated that the week of January 25-29, 2010 is Industry Appreciation Week and will mark the State's 19<sup>th</sup> annual observance of South Carolina Industry Appreciation Week. Industry Appreciation Week is an opportunity to say "thank you" to area companies for their many contributions to our communities.

Requested Action. Council's consideration of Resolution No. 592.

3. Appointment Of The 2010 Council Committees, Chairman Billy Baldwin. **EXHIBIT B** is the 2009 list of Council Committees (Animal Shelter Committee, Benevolent Committee, Finance Review Committee, Pee Dee Regional Council of Governments Committee, Solid Waste Study Committee, and South Darlington Watershed Project Committee).

Requested Action. Chairman Baldwin will make Committee appointments for 2010.

4. Lee County Landfill Rate Increase For Garbage Disposal. **EXHIBIT C** is notification from Lee County Landfill indicating that the tonnage for municipal solid waste will increase from \$24.54 per ton to \$24.91 per ton (an increase of 37¢ per ton) and the tonnage for sludge/special waste will increase from \$29.35 per ton to \$29.79 per ton (an increase of 44¢ per ton). This adjustment is being made in accordance to the Consumer Price Index (CPI) increase and the formula for computing the increase as stated in paragraph E of the Waste Disposal Agreement with Darlington County. Also attached to **EXHIBIT C** is an excerpt (paragraph E) from the Waste Disposal Agreement. The new per ton rates became effective January 1, 2010.

Requested Action. Council's consideration of the rate increase for garbage disposal at Lee County Landfill.

### **INFORMATION ITEMS**

1. County Office, the Landfill, and Recycling Centers will be closed on Monday, January 18, 2010 in observance of Dr. Martin Luther King, Jr. Day.
2. County Council's next meeting is scheduled for Monday, February 1, 2010, at 6 p.m.