

Darlington County Council
Regular Meeting
Monday, February 07, 2022
6:00 PM
Courthouse Annex/EMS Building
1625 Harry Byrd Highway (Hwy. 151)
Darlington, SC 29532
www.darcosc.com

AGENDA

Darlington County Council Meeting Room Is Restricted To County Council Members & Required Staff. - Due to the COVID-19 threat, public and media access will be accomplished by live video stream. Darlington County Council meetings will be live-streamed on Darlington County Council Live Meetings Facebook page and archived on Darlington County website at www.darcosc.com.

To access the live stream, go to the County website at www.darcosc.com, scroll to the middle of the page to Feature, and click on the live stream link. To access the archived videos of Council meetings, go to the County website at www.darcosc.com, from the Government tab, click on County Council, then scroll to the Council Meeting Video tab on the left of the page.

Individuals Making Citizens' Comments Or Personal Appearances May Access The Meeting Room At The Appropriate Time - Individuals making Citizens' Comments (2 minutes) must enter the back area of the building through the bay door, sign in at the podium, and remain there until time to appear before Council. After the appearance, the individual will return to the back area of the building where the live stream of the meeting can be viewed or exit the building. Citizens' Comments will be governed by Section 2-85 of Darlington County Code of Ordinances.

For Personal Appearances (10 minutes), individuals must submit a written request specifically identifying the subject matter to be addressed along with their name and contact information. The request should be emailed to the Clerk to Council at jbishop@darcosc.net at least one week prior to the meeting. Individuals must enter the back area of the building through the bay door and remain there until time to appear before Council. After the appearance, the individual will return to the back area of the building where the live stream of the meeting can be viewed or exit the building. Personal Appearances will be governed by Section 2-83(d-e) of Darlington County Code of Ordinances.

Citizens' comments are also accepted in writing. Written comments should be emailed to the Clerk to Council at jbishop@darcosc.net or mailed to the County Administrator's Office at 1 Public Square, Room 210, Darlington, SC 29532. Written comments must include the individual's name and contact information and received by noon on the date of the meeting.

1. **CALL TO ORDER**
2. **INVOCATION AND PLEDGE OF ALLEGIANCE**

3. **CITIZENS' COMMENTS** - Darlington County Code of Ordinances, Chapter 2, Section 2-85 governs Citizens Comments. The following rules shall apply:
- (1) Any citizen will be allowed a maximum of 2 minutes during this 30 minutes.
 - (2) The order of speakers shall be on a first-come, first serve basis as recorded on a log provided before and during the meeting.
 - (3) Input must be in the form of suggestions, information or comments pertaining to programs or activities of county government. Rules of order and conduct shall apply. Comments should not be made, either complimentary or critical, naming any citizen, board or commission member, employee, or councilmember.
 - (4) Speakers' comments will be received only as information. This time is provided for citizens to state their suggestions, information or comments, not for a debate or interrogation involving councilmembers or staff. If a member of council wishes to have discussion of a topic initiated during citizen comments, a member can make a motion to have the topic scheduled for council discussion and possible action at a subsequent meeting.
 - (5) Speakers desiring more time for a presentation should seek to make a scheduled appearance as provided for by section 2-83(d).
4. **PERSONAL APPEARANCES** - Darlington County Code of Ordinances, Chapter 2, Section 2-83(d-e) governs appearances other than for public hearings. The length of scheduled appearances before Council shall be 10 minutes total for both presentations and questions/answers. The length of time can be extended or permitted at the end of the agenda by the unanimous consent of council or by a 3/4 vote; council may refer those wishing to communicate further to the county administrator or a committee of council; or individuals may be asked to come back at a later meeting. The purpose of appearances before council is for citizens to present their views and concerns in a manner consistent with the rules of order. This is not a forum for councilmembers to be interrogated or for a debate between parties to take place.
- 4.A. *Ms. Ruth Baronda, Center Of Heirs Property And Preservation - Preserving Forestry Land*
[Baronda.pdf](#)

[Center for Heirs.pdf](#)
- 4.B. *Mr. Ronald Winburn - Appealing The Decision Of The Planning Commission Regarding A Proposed Communication Tower*
[RWinburn.pdf](#)

[Appeals letter.pdf](#)

[Appeal Process.docx](#)
- 4.C. *Mr. Curtis Boyd, Darlington City Mayor - Courthouse Tree Proposal*
[Request For Personal Appearance, Mayor Boyd.pdf](#)

[city reply.pdf](#)

[city ord.pdf](#)
5. **CONSENT AGENDA (RECEIVE AS INFORMATION)**
- 5.A. *Beaver Management Program Report, December 2021*
[Beaver Program Report.doc](#)
- 5.B. *Darlington County Humane Society's Animal Shelter Quarterly Report, Oct. - Dec. 2021*
[Animal Shelter Quarterly Report.docx](#)

- 5.C. *Darlington County Watershed Study, Notification Of Selection For Contract Negotiation*
[Notice of Election, Watershed Study.pdf](#)
- 5.D. *Economic Development Year-End Summary*
[Economic Dev Partnership year end summary.docx](#)
- 5.E. *Historical Commission Board Minutes, Stats and Updates, January 6, 2022*
[Historical Commission Board Minutes, Stats and Updates, January 6, 2022.pdf](#)
- 5.F. *Pee Dee Workforce Development Board Quarterly Report, December 31, 2021*
[Pee Dee Workforce Dev Board.pdf](#)
- 5.G. *Announcement From The Office Of The Governor RE: Fiber Industries Expanding Operations In Darlington County*
[Fiber Ind..pdf](#)

6. APPROVAL OF MINUTES

- 6.A. *Minutes Of Public Hearing And Regular Meeting, January 4, 2022*
[January 4, 2022, Minutes.pdf](#)

7. ORDINANCES

- 7.A. *Ordinance No. 21-08, An Ordinance Authorizing (1) The Execution And Delivery Of A Fee In Lieu Of Tax And Incentive Agreement By And Between Darlington County, South Carolina (The "County") And Pee Dee Electric Cooperative, Inc., Acting For Itself, One Or More Affiliates, And/Or Other Project Sponsors (Collectively, The "Company"), Pursuant To Which The County Shall Covenant To Accept Certain Negotiated Fees In Lieu Of Ad Valorem Taxes With Respect To The Establishment And/Or Expansion Of Certain Facilities In The County (The "Project"); And (2) Other Matters Relating Thereto - THIRD READING*
[FILOT Ord 21-08, Pee Dee Electric Cooperative.docx](#)

[Notice of Public Hearing, Ord 21-08.pdf](#)
- 7.B. *Ordinance No. 21-10, An Ordinance To Amend Ordinance No. 11-20 To Change (Reapportion) The Boundaries Of The County Council Districts Of The Darlington County Council As A Result Of The 2020 Census, To Establish The Separability And Severability Of This Ordinance, And To Establish The Effective Date Of This Ordinance - THIRD READING*
[Redistricting Ord 21-10, 3rd Reading.pdf](#)

[Council Redistrict Maps.pdf](#)

[public hearing handout.pdf](#)

[Notice of Public Hearing\(2\).pdf](#)
- 7.C. *Ordinance No. 22-01, An Ordinance Authorizing Pursuant To Title 12, Chapter 44 Of The Code Of Laws Of South Carolina 1976, As Amended, The Execution And Delivery Of A Fee-In-Lieu Of Ad Valorem Taxes Agreement, By And Between Darlington County, South Carolina And A Company Known To The County As Project Scarlet II, As Sponsor, And One Or More Sponsor Affiliates To Provide For A Fee-In-Lieu Of Ad Valorem Taxes Incentive And Certain Special Source Revenue Credits For The Benefit Of A Project In The County; And Other Related Matters - FIRST READING*
[FILOT, Project Scarlett II, Ord 22-01.docx](#)
- 7.D. *Ordinance No. 22-02, An Ordinance Authorizing Pursuant To Title 12, Chapter 44 Of The Code Of*

Laws Of South Carolina 1976, As Amended, The Execution And Delivery Of A Fee-In-Lieu Of Ad Valorem Taxes Agreement, By And Between Darlington County, South Carolina And A Company Known To The County As Project Jefferson II, As Sponsor, And One Or More Sponsor Affiliates To Provide For A Fee-In-Lieu Of Ad Valorem Taxes Incentive And Certain Special Source Revenue Credits For The Benefit Of A Project In The County; And Other Related Matters - FIRST READING
[FILOT, Project Jefferson II, Ord 22-02.docx](#)

7.E. *Ordinance No. 22-03, An Ordinance Authorizing Pursuant To Title 12, Chapter 44 Of The Code Of Laws Of South Carolina 1976, As Amended, The Execution And Delivery Of A Fee-In-Lieu Of Ad Valorem Taxes Agreement, By And Between Darlington County, South Carolina And A Company Known To The County As Project Fairfield II, As Sponsor, And One Or More Sponsor Affiliates To Provide For A Fee-In-Lieu Of Ad Valorem Taxes Incentive And Certain Special Source Revenue Credits For The Benefit Of A Project In The County; And Other Related Matters - FIRST READING*
[FILOT, Project Fairfield II, Ord 22-03.docx](#)

7.F. *Ordinance No. 22-04, An Ordinance Authorizing Pursuant To Title 12, Chapter 44 Of The Code Of Laws Of South Carolina 1976, As Amended, The Execution And Delivery Of A Fee-In-Lieu Of Ad Valorem Taxes Agreement, By And Between Darlington County, South Carolina And A Company Known To The County As Project Bell II, As Sponsor, And One Or More Sponsor Affiliates To Provide For A Fee-In-Lieu Of Ad Valorem Taxes Incentive And Certain Special Source Revenue Credits For The Benefit Of A Project In The County; And Other Related Matters - FIRST READING*
[FILOT, Project Bell II, Ord 22-04.docx](#)

8. RESOLUTIONS

9. COMMITTEE REPORTS

10. OTHER ITEMS

10.A. *Appointments To Boards/Commissions/Committees Due To Vacancies & Term Expirations As Of June 30, 2021*

[Appointment List, Feb 2022.docx](#)

[Roster of Boards.pdf](#)

[Description of Boards.doc](#)

[Code of Ord, Boards Commissions.doc](#)

10.B. *Appointments To The FY22/23 Accommodations Tax Advisory Committee*
[Atax Committee, 2021.doc](#)

[Code of Laws, Sec 6-4-25.docx](#)

[Atax Procedures, As Amended.doc](#)

10.C. *Rural Infrastructure Fund Grant Award And Performance Agreement For Fiber Industries, LLC - Grant #C-21-3495, \$300,000*

[Grant Award Agreement, Fibers.pdf](#)

[Performance Agreement, Fibers.pdf](#)

10.D. *Consideration To Elect "Standard Allowance" For Revenue Loss In ARPA Funds*
[SCAC Memo.pdf](#)

[US Treasury email.pdf](#)

- 10.E. *Consideration To Appoint A Hearing Examiner Or County Council To Hear Appeal Regarding The Placement Of A Communication Tower (Stelar Infrastructure, LLC) Off Ousleydale Road In Hartsville (Tax Map #053-00-02-061) As Approved By Darlington County Planning Commission On December 15, 2021*

[RWinburn.pdf](#)

[Appeals letter.pdf](#)

[Ariel of approximate location.pdf](#)

[excerpt from PC minutes.pdf](#)

[Appeal Process.docx](#)

- 10.F. *Courthouse Tree Proposal*
[Courthouse Tree Proposal.pdf](#)

[city reply.pdf](#)

[city ord.pdf](#)

11. ADMINISTRATIVE UPDATE

12. REQUESTS / COMMENTS - MEMBERS OF COUNCIL

13. VOTE FOR EXECUTIVE SESSION

- 13.A. *Discussion Of Negotiations Incident To Proposed Contractual Arrangements*

14. EXECUTIVE SESSION

- 14.A. *Discussion Of Negotiations Incident To Proposed Contractual Arrangements*

15. ADJOURNMENT

PENDING LIST - Darlington County Code of Ordinances, Section 2-85(d) Pending list. Any matter deferred by action of the council shall be automatically included in the pending list. The current pending list shall be attached to the agenda for each meeting. At the time when the orders of the day call for other items, any item on the pending list may be recalled to the floor upon the motion of any member and a second.

Next Scheduled Meeting - Monday, March 7, 2022, at 6 p.m., at the Courthouse Annex/EMS Building, 1625 Harry Byrd Highway, Darlington, SC 29532

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.