

**JUSTICE COMMITTEE  
MINUTES  
NOVEMBER 18, 2008**

The Justice Committee met on Tuesday, November 18, 2008 in the Committee Room, located on the second floor of the Administration Building beginning at 1:45 p.m. Mr. Banning, Committee Chairman presided.

Members Attending:

William B. Banning, Sr., Chairman  
George H. Smokey Davis  
William C. Billy Derrick

James E. Kinard, Jr., V Chairman  
Bobby C. Keisler

Also attending: Katherine Hubbard, County Administrator; Joe Mergo, Deputy County Administrator; Larry Porth, Finance Director/Assistant County Administrator; other staff members, citizens of the county and representatives of the media.

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, and posted on the bulletin board located in the lobby of the County Administration Building.

**2008 Bulletproof Vest Partnership Grant Award (Goal 3) - Sheriff's Department -**

**Col. Allan Paavel** - Col. Paavel presented a request to accept the 2008 Bulletproof Vest Partnership Grant award. The grant application was in the amount of \$16,000. However, the County was only awarded \$848.16, which required a 50 percent match or \$848.16. In order to receive the \$848.16 award, an additional \$872 was needed to meet the purchase requirement for the grant. Total approval to receive the grant is \$2,569.

A motion was made by Mr. Davis, seconded by Mr. Derrick to recommend to full Council to approve the acceptance of the 2008 Bulletproof Vest Partnership Grant Award.

The vote in favor was unanimous.

**Eleventh Circuit Public Defender Administering County Request - Robert Madsen, Circuit**

**Public Defender** - Mr. Madsen presented a request that Lexington County be appointed as the administering county for the Eleventh Circuit Public Defender's Office. He said that under state statute it requires that each of the circuit public defenders have an administering county. It requires that the public defender have an agreement with the administering county to administer indigent defense funds distributed from the State and the counties within the circuit. In addition, all employees of the circuit public defender's office would be employees of the administering county, with the exception of him (Mr. Madsen) and his administrative assistant who are state employees. Currently, the office has sixteen employees, including Mr. Madsen and his assistant. Current funding is provided from the following counties: Lexington (\$286,500), Saluda (\$8,000),

McCormick (\$18,000), and Edgefield (\$15,200), and state funds which are based on a per capita basis as shown on the 2008-09 budget sheet presented.

Mr. Madsen said the agreement does not require Lexington County to expend any additional money to the administering county and that the County would be reimbursed any additional money beyond what it is already contributing. Mr. Madsen said per the statute there would be additional expense to the counties, (Lexington, Saluda, Edgefield and McCormick), which doesn't have anything to do with who is the administering county. However, under the statute, based on population of pro rata share, each county will provide appropriate offices, utilities, expenses, and materials necessary to equip, maintain and furnish the office or offices of the Circuit.

A motion was made by Mr. Davis, seconded by Mr. Keisler to recommend full Council to approve the Public Defender's request that Lexington County be appointed as the administering county for the Eleventh Circuit Public Defender's Office subject to working out a final agreement with the County Attorney.

The vote in favor was unanimous.

**Old Business/New Business – None.**

There being no further business, the meeting was adjourned.

Respectfully submitted,

Judy R. Busbee  
Assistant to the Clerk

William B. Banning, Sr.  
Chairman

Diana W. Burnett  
Clerk