

**AGENDA**  
**LEXINGTON COUNTY COUNCIL**  
**Committee Meetings**  
**Tuesday, February 24, 2004**  
**Second Floor - County Administration Building**  
**212 South Lake Drive, Lexington, SC 29072**  
**Telephone - 803-359-8103 -- FAX 803-359-8101**

**3:15 p.m. - 3:45 p.m. - Planning and Administration**

- (1) Doing More With Less - Mr. Keith Bush
- (2) Alternative Suggestions for Resolutions
- (3) Old Business/New Business
- (4) Adjournment

**3:45 p.m. - 4:00 p.m. - Justice**

- (1) Sheriff's Department - Chief Tim James, Assistant Sheriff and Interim Public Safety Director
  - (a) Bulletproof Vest Partnership Program Grant ..... A
  - (b) State Criminal Alien Assistance Program Grant ..... A
  - (c) Office on Violence Against Women (OVW) Grant ..... B
- (2) Five (5) Additional Deputies for Judicial Center - Sheriff's Department - Chief Tim James, Assistant Sheriff and Interim Public Safety Director
- (3) Old Business/New Business
- (4) Adjournment

**4:00 p.m. - 4:15 p.m. - Public Works**

- (1) Hwy. 378 Landfill Update - Solid Waste - Joe Mergo, Director
- (2) Old Business/New Business
- (3) Adjournment

**Planning & Administration**

B. Rucker, Chairman  
J. Jeffcoat, V Chairman  
J. Carrigg, Jr.  
B. Derrick  
T. Cullum  
S. Davis

**Justice**

J. Carrigg, Jr., Chairman  
J. Jeffcoat, V Chairman  
J. Wilkerson  
J. Owens  
B. Keisler  
S. Davis

**Public Works**

B. Derrick, Chairman  
J. Owens, V Chairman  
J. Wilkerson  
T. Cullum  
B. Keisler  
S. Davis

**A G E N D A**  
**LEXINGTON COUNTY COUNCIL**  
**Tuesday, February 24, 2004**  
**Second Floor - Council Chambers - County Administration Building**  
**212 South Lake Drive, Lexington, South Carolina 29072**  
**Telephone - 803-359-8103 FAX - 803-359-8101**

**4:30 P.M. - COUNCIL CHAMBERS**

**Call to Order/Invocation**  
**Pledge of Allegiance**

**Employee Recognition - Art Brooks, County Administrator**

**Appointments** ..... **C**

**Bids/Purchases/RFPs**

- (1) Fleet Vehicle Addition - Public Safety/Fire Service ..... **D**
- (2) Reverse 9-1-1 Emergency Notification System - Public Safety/Communications ..... **E**
- (3) TVI Shelter and Accessories - Public Safety/Communications ..... **F**
- (4) 2003 - 2004 Resurfacing Program - Public Works ..... **G**
- (5) Steel Plates and Anchor Bolts - Solid Waste Management ..... **H**

**Chairman's Report**

**Administrator's Report**

- (1) Ice Storm Response Update - Chief Tim James and Mr. John Fechtel

**Budget Amendment Resolutions**

**Ordinances**

- (1) Ordinance 03-13 - American Fiber & Finishing, Inc. - Multi-County Park Agreement - 3<sup>rd</sup> and Final Reading ..... **I**

**Justice, J. Carrigg, Chairman**

- (1) Magistrate Court Services:
  - (a) Additional Funding for Conference and Training Expenses ..... **J**
  - (b) Issues Dealing With Magistrate's Pay ..... **K**
  - (c) Nextel Blackberry Mobile Phones and Service ..... **L**
  - (d) Rent for the Oak Grove Magistrate's Office ..... **M**
- (2) Office on Violence Against Women (OVW) Grant - Sheriff's Department **(Tab B)**
- (3) Five (5) Additional Deputies for Judicial Center - Sheriff's Department

**Public Works, B. Derrick, Chairman**

- (1) \$1.00 Increase in Curbside Service in Franchise Areas 2, 3, and 4 - Solid Waste ..... **N**

**OLD BUSINESS/NEW BUSINESS**

**EXECUTIVE SESSION/LEGAL BRIEFING**

**MATTERS REQUIRING A VOTE AS A RESULT OF EXECUTIVE SESSION**

**ADJOURNMENT**

COUNTY OF LEXINGTON  
FINANCE DEPARTMENT

interoffice  
MEMORANDUM

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to: County Council

from: Evelyn Babbitt, Manager of Grants Administration

subject: Direct Grants from US Department of Justice, Office of Justice Programs

date: February 11, 2004

The Sheriff's Department is asking your approval to apply for two direct grants from the US Department of Justice, Office of Justice Programs:

The **Bulletproof Vest Partnership Program** is a 50/50% grant to purchase 35 armor vests for officers in the amount of \$18,779.25. The 50% match of \$9,390 will be appropriated in the budget request submitted for FY2004-05. Application period closes April 01, 2004.

The **State Criminal Alien Assistance Program** is a 100% reimbursement type grant to provide assistance funds for the housing of alien prisoners for at least four consecutive days in the Lexington County Detention Center. No match required. Application period closes March 15, 2004.



# Bulletproof Vest Partnership

US Department of Justice, Office of Justice Programs, and Bureau of Justice Assistance

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**BVP applications are now being accepted.  
Deadline to apply is April 1, 2004.**

**Deadline Countdown to April 01, 2004**

**58 Days left** until the 2004 Application Submission Period ends.

**[Access 2003 Funding Decisions Here](#)**

### New Users

Find out how to [Apply here.](#)

### Existing Users

Username

Password

**Second Chance Body Armor Upgrades** The National Institute of Justice has issued a preliminary statement about the ongoing issues affecting certain Second Chance body armor. Please access the following link for current information from a number of sources: [BVP Hot Topics](#)

**FY 2004 Funding Limitations:** The Bulletproof Vest Partnership (BVP) Grant Act of 2000 provides funding priority for smaller jurisdictions with populations under 100,000. Any remaining funds may be allocated to support grants to jurisdictions with populations at or over 100,000. In FY 2003, all appropriated funds were awarded to smaller jurisdictions.

It is imperative that jurisdictions and law enforcement agencies not order vests contained in their application until approved by the U.S. Department of Justice (DOJ), unless they have sufficient funds to cover initial costs and any potential shortfall that may result if less than 50% is provided by DOJ.

### Forgot Password?

[Logout](#)

OMB #1121-0235  
(Expires: 10/31/2006)



**The Bulletproof Vest Partnership Program was the Internet-Based Solution Winner of the 1999 Intergovernmental Open Systems Solution Gold Award!**

[\[Disclaimer\]](#) [\[Privacy and Security Notice\]](#) [\[Freedom of Information Act\]](#) [\[Paperwork Reduction Act.\]](#)

If you have trouble accessing this site, please contact us by one of the following means:

Phone: Toll-Free (1-877-75-VESTS) or (1-877-758-3787)  
Toll 1-301-595-4595  
E-mail: [vests@ojp.gov](mailto:vests@ojp.gov)

Section 3. Application > Submit Application > Pending BJA Approval

OMB #1121-0235  
(Expires: 10/31/2006)

You have successfully submitted your application for funding for BVP approval.

The approval process may take several weeks from the application closing date. A confirmation email has been sent to ebabbitt@lex-co.com. An email approval advisory will also be sent to ebabbitt@lex-co.com when the program approvals are completed. Additionally, you may check the status of your application by selecting option 3.2, 'Review Application', in the Jurisdiction's Handbook. Thank you for your continued patience.

For your reference, the summary data for your Application for Funding is listed below.

**Successful Submission**

Jurisdiction: LEXINGTON COUNTY  
 Application Id: 04021953  
 Status/Submission Date: Sent for BVP Approval : 02/04/04

Application for Funding				
Quantity	Extended Cost	Tax, S&H	Total Cost	
35	\$17,885.00	\$894.25	\$18,779.25	
<b>Maximum Allowable Funding from BVP:</b>			\$9,389.62	

\* Important: You can click on the 'Print Screen' button below to keep a copy for your records.



Section 3. Application > Manage Application > View/Update Application

OMB #1121-0235  
(Expires: 10/31/2006)

Listed below is each of the vests which you included in your application. You may view, change or delete the information shown for each type of vests listed by clicking on its 'Model Name'.

Vest Replacement Cycle: 5 Years ([Edit](#))  
Unspent BVP Funds Remaining \$0.00  
Unspent BVP Funds Obligated for Vest Purchases: N/A  
Emergency Replacement Needs: 10 ([Edit](#))

**View/Update Application**

Vests for FY 2004

Model Name	Quantity	Specification	Gender	Unit Price	Extended Cost	Tax/S&H	Total Cost
<a href="#">GIIIA-4.0</a>	35	IIIA	M	\$511.00	\$17,885.00	\$894.25	\$18,779.25
<b>Grand Totals</b>	<b>35</b>				<b>\$17,885.00</b>	<b>\$894.25</b>	<b>\$18,779.25</b>

[Proceed to Review Application](#)

[Add Vests to Application](#)



ASK BJA SITE MAP HOME

➤ WHAT'S NEW

➤ PROGRAMS

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TECHNICAL  
ASSISTANCE

➤ MESSAGE FROM  
THE DIRECTOR

➤ ABOUT BJA

## PROGRAMS

Search BJA



### FY 2004 State Criminal Alien Assistance Program (SCAAP)

BJA has announced the [FY 2003 awards](#)

#### Overview:

BJA administers SCAAP, in conjunction with the Bureau of Immigration and Customs Enforcement (ICE), Department of Homeland Security (DHS). SCAAP provides federal payments to States and localities that incurred correctional officer salary costs for incarcerating undocumented criminal aliens with at least one felony or two misdemeanor convictions for violations of State or local law, and incarcerated for at least four consecutive days during the reporting period. The application process is managed through the Internet, using the automated [Grants Management System \(GMS\)](#).

Eligible undocumented criminal aliens that were incarcerated for at least four consecutive days between July 1, 2002 and June 30, 2003 may be included in the FY2004 application. The 72-hour rule no longer applies.

Jurisdictions must use due diligence in determining the accuracy of the inmate data files and related claims submitted to BJA, and shall not submit an inmate record if the jurisdiction knows or has reason to know that the information is false or that the inmate does not qualify as an undocumented criminal alien. Additionally, jurisdictions shall not submit inmate records for an otherwise qualifying inmate where: (1) the jurisdiction's records indicate the inmate is not an undocumented alien (i.e. the inmate is in the United States legally, is a US citizen, etc), or (2) the jurisdiction's records indicate the inmate was born in the United States (i.e. born in one of the fifty states, the District of Columbia, Guam, Puerto Rico, or the U.S. Virgin Islands).

If a person in state or local custody is considered an undocumented (illegal) alien and imprisoned for at least 4 consecutive days during the reporting period, applicant jurisdictions may count all inmate days attributed to this person during the reporting period under the following circumstances:

1. The offender is convicted of a qualifying felony or a second misdemeanor. In this case, the jurisdiction may count both the jail or prison time and any pretrial detention time leading up to the conviction.
2. The offender has ever been convicted of a qualifying felony or two misdemeanors in his or her past. In this case, all future pretrial detention and prison or jail time may be counted, regardless of the nature of the new charge.

Qualifying offenses are violations of state or local law. Violations of federal law are excluded.

**Legislation:** SCAAP is governed by Section 242 of the Immigration and Nationality Act, 8 U.S.C. § 1231(i), as amended, and Title II, Subtitle C, Section 20301, Violent Crime Control and Law Enforcement Act of 1994, Public Law 103-322.

**Funding:** FY 2004 appropriation is approximately \$290 million. SCAAP payments are calculated using a formula that provides a relative share of funding to jurisdictions that

calculated using a formula that provides a relative share of funding to jurisdictions that apply, and is based on the number of eligible criminal aliens as determined by Immigration and Customs Enforcement, Department of Homeland Security.

**Eligibility:** States and units of general government that have authority over correctional facilities that incarcerate or detain undocumented criminal aliens for at least four consecutive days are eligible to apply for SCAAP funds. The phrase "states and units of general government" encompasses the 50 states, the District of Columbia, American Samoa, Guam, the Northern Mariana Islands, Puerto Rico, the U.S. Virgin Islands, and over 3,000 counties and cities with jail facilities.

**How/When To Apply:** The application process occurs entirely over the Internet. Applications will be accepted through OJP's online GMS web site from Monday, February 2, 2004 to 11:45 p.m. (e.t.), Monday, March 15, 2004 (dates subject to change). Applicants must begin the online SCAAP registration process prior to 11:45 p.m. (e.t.) Monday, March 8, 2004.

**Related Publications/Information:** FY 2004 SCAAP Program Guidelines will be released in mid-January 2004. Basic eligibility and reporting requirements will be similar to FY2003 guidance.

**Related Links:**

[2004 ICE Country Codes \(pdf\)](#)  
[2004 Inmate Data File Format](#)  
[SCAAP Archive Information](#)

**Contact Information:**

**Written Inquiries:**

Robert Watkins  
SCAAP Program Manager  
Payments and Benefits Division  
Bureau of Justice Assistance  
810 Seventh Street, NW.  
Washington, D.C. 20531

**Direct Toll Free Phone Support:**

Technical assistance is available, Monday through Friday, from 7:00 a.m. to 9:00 p.m. Eastern Time, via the GMS Helpdesk at 1-888-549-9901, Option 3.

**E-Mail Inquiries:**

Program and Policy Issues: [SCAAP Inquiries](#)  
Technical Issues: [GMS Helpdesk](#)  
Banking Issues: [OC Customer Service Center](#)

**COUNTY OF LEXINGTON**  
**FINANCE DEPARTMENT**

**interoffice**  
**MEMORANDUM**

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**to:** County Council

**from:** Evelyn Babbitt, Manager of Grants Administration

**subject:** Direct Grant from US Department of Justice, Office on Violence Against Women

**date:** February 18, 2004

The Lexington County Sheriff's Department is asking your approval to apply for a direct grant from the US Department of Justice, Office on Violence Against Women (OVW). The grant has an application deadline of March 9, 2004 and will be awarded up to a maximum of \$300,000. There is no match required - it is 100% federally funded for a period of 24 months. We will be requesting one position for a trainer.

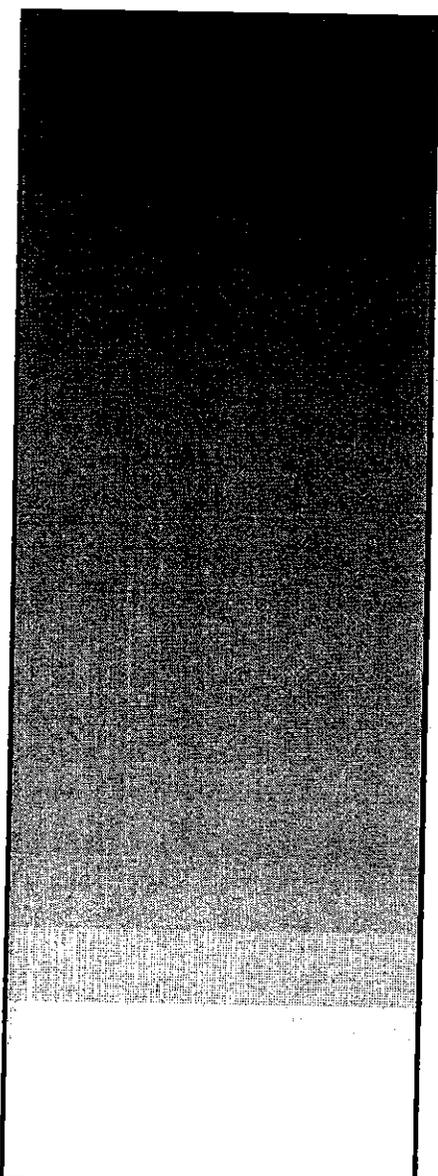
This grant is to develop a training program to stop abuse and sexual assault against older individuals or individuals with disabilities. Projects under this grant will provide training to law enforcement officers, prosecutors, magistrates, and other relevant officers to assist them in recognizing, addressing, investigating, and prosecuting instances of elder abuse, neglect, exploitation, and violence against the elderly and individuals with disabilities to include domestic violence and sexual assault.

Collaboration with nonprofit victim services programs and programs that serve the elderly or individuals with disabilities are required.

U.S. Department of Justice  
Office on Violence Against Women

CFDA# 16.528

# OVW



Training Grants to Stop  
Abuse and Sexual  
Assault Against Older  
Individuals or Individuals  
with Disabilities

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Fiscal Year 2004  
Solicitation

GMS REGISTRATION DEADLINE:  
**February 24, 2004**

APPLICATION DEADLINE:  
**March 9, 2004**

24 MONTHS  
NO MATCH REQUIRED (Pg 11)

**U.S. Department of Justice  
Office on Violence Against Women  
810 7<sup>th</sup> Street, NW  
Washington, DC 20531**

**John Ashcroft  
Attorney General  
U.S. Department of Justice**

**Diane Stuart  
Director  
Office on Violence Against Women**

**Department of Justice Response Center  
1-800-421-6770**

**TTY  
202-307-2277**

**Office on Violence Against Women  
World Wide Web Homepage:  
[www.ojp.usdoj.gov/vawo](http://www.ojp.usdoj.gov/vawo)**

**Training Grants to Stop Abuse and Sexual Assault Against Older  
Individuals or Individuals with Disabilities Program Application  
World Wide Web Homepage:  
[www.ojp.usdoj.gov/fundopps.htm](http://www.ojp.usdoj.gov/fundopps.htm)**

## **About the Office on Violence Against Women**

The Office on Violence Against Women (OVW), is a component of the U.S. Department of Justice. Created in 1995, OVW implements the Violence Against Women Act (VAWA) and subsequent legislation and provides national leadership against domestic violence, sexual assault, and stalking. Since its inception, the Office has launched a multifaceted approach to responding to these crimes. By forging state, local and tribal partnerships among police, prosecutors, the judiciary, victim advocates, health care providers, faith leaders, and others, OVW grants help provide victims with the protection and services they need to pursue safe and healthy lives and enable communities to hold offenders accountable.

## **Abuse and Sexual Assault Against Older Individuals or Individuals with Disabilities**

Recognizing that older or disabled individuals who are victims of abuse and sexual assault are faced with unique barriers to receiving assistance, Congress created the Training Grants to Stop Abuse and Sexual Assault Against Older Individuals or Individuals with Disabilities Program (Training Grants Program).

Projects funded under this Program will provide training to assist law enforcement officers, prosecutors, and relevant officers of Federal, State, tribal, and local courts in recognizing, addressing, investigating, and prosecuting instances of elder abuse,

neglect, and exploitation<sup>1</sup> and violence against individuals with disabilities<sup>2</sup>, including domestic violence and sexual assault, against older or disabled individuals.

## **Elder Abuse**

Elder abuse is the willful infliction of injury, unreasonable confinement, intimidation, or cruel punishment with resulting physical harm, pain, or mental anguish on an older individual (defined as age 60 or older); or deprivation by a person, including a caregiver, of goods or services that are necessary to avoid physical harm, mental anguish, or mental illness of an older individual. 42 U.S.C. § 3002. The U.S. Bureau of the Census predicts that by 2030, the population over age 65 will nearly triple to more than 70 million people and older people will make up more than 20 percent of the population (up from 12.3 percent in 1990).

Elder abuse victims face unique obstacles in seeking assistance because they often are dependent on the abuser and may not have the option to move, or otherwise end, the abusive relationship. It is critical for those in the criminal justice system to recognize indicators that an older individual is being abused. These indicators may include unexplained physical injuries or contradictory explanation of injuries;

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<sup>1</sup> The terms elder abuse, neglect, exploitation, and older individual have the meanings given the terms in section 102 of the Older Americans Act of 1965 (42 U.S.C. § 3002).

<sup>2</sup> As defined in section 3 of the American with Disabilities Act of 1990 (42 U.S.C. § 12102).

unusual behavior such as withdrawal, increased agitation or depression; malnutrition, substandard care or poor physical hygiene in spite of seemingly adequate financial resources; or sudden transfers of assets to family members, caregivers, or other persons.

### **Older Victims of Domestic Violence and Sexual Assault**

Domestic violence and sexual assault affect victims in all age groups. However, older individuals who are victimized by these crimes face additional challenges in receiving the services they need to obtain safety. Criminal justice system personnel may not recognize them as victims of intimate partner violence and consequently may not take necessary actions to ensure their safety. Appropriate interventions may be compromised by misconceptions that older persons are incapable of inflicting serious harm on their intimate partners or that the abuse is simply an expression of the stress associated with caring for an aging partner. Age or disability may increase the isolation of victims of domestic violence or their dependence on abusers for care or housing. In addition, an abuser may threaten institutionalization to prevent victims from seeking help or calling the police. These cases may go unnoticed because criminal justice system personnel may be less likely to perceive whether or not a victim's injuries arise from aging, frailty, illness, or disability rather than from abuse. For example, an older woman's broken bones may be attributed to disorientation or osteoporosis without any inquiry about violence in the home. Training for criminal justice system personnel will

address these barriers and improve systemic responses to older victims.

### **Domestic Violence and Sexual Assault Against Persons who are Individuals with Disabilities**

Approximately 54 million Americans live with a wide array of physical, cognitive, and emotional disabilities. Research suggests that persons with disabilities face a 4 to 10 times higher risk of being victims of crime.<sup>3</sup> Victims who are individuals with disabilities face multiple barriers to accessing needed services and participating fully in the criminal justice system. Often, individuals with disabilities face physical and social isolation, especially in cases of prolonged institutional care. Consequently, many lack information about the services and interventions available to stop abuse in their lives or find assistance physically inaccessible. Physical barriers posed by buildings and transportation systems that have not adapted to the needs of individuals with disabilities and the lack of adequate interpretation services can prevent crime victims from utilizing services and agencies that are critical to their safety.

### **Availability of Funds Funding to support the Training Grants Program in Fiscal Year 2004 is contingent upon Congressional appropriation of funds. Therefore, awards under this program are subject to Congressional appropriation. Award Period**

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<sup>3</sup>*Working with Victims of Crime with Disabilities*, Office for Victims of Crime Bulletin, September 1998.

The award period for these grants will be 24 months. **Budgets must reflect 24 months of project activity.**

### **Award Amounts**

Applicants should carefully consider the resources needed to successfully implement the project proposed and present a realistic budget that accurately reflects project costs. While there is no specific amount for which eligible organizations may apply, it is unlikely that OVW will make awards in excess of \$300,000. Grants may be made for greater or lesser amounts than requested. In addition, OVW may negotiate the scope of work and the budget with applicants prior to granting an award. Current grantees should note that supplemental funding is not guaranteed. All applications will be subject to peer review and internal review by OVW staff and will be scored according to the criteria set forth in this solicitation. Applications with the highest scores will be eligible to receive funds available for this grant program.

### **Application Due Date**

Please note that final applications are due by **5:30 pm (EST) March 9, 2004, and will be accepted only through the U.S. Department of Justice's Office of Justice Programs online Grant Management System (GMS).** In addition, applicants should register online with GMS by **February 24, 2004.** It may take up to one week for you to receive confirmation that you are eligible to apply.

Please refer to the "How to Apply" section on page 15 of this solicitation for further instructions.

### **Program Eligibility**

Eligible applicants are:

- States;
- Tribes;
- Units of local government;
- Nonprofit, nongovernmental organizations, including faith-based organizations;
- State or local government agencies (e.g., prosecutors' offices, sheriffs' offices, courts);
- Private, nonprofit victim advocacy organizations;
- Public or private nonprofit service organizations for older individuals or for individuals with disabilities;
- National criminal justice constituency organizations; or
- Judicial organizations.

**For-profit organizations and individuals are not eligible.**

### **Types of Applicants**

In Fiscal Year 2004, OVW will accept applications for the Training Grants Program from both current grantees and new applicants. However, current grantees that received an award in Fiscal Year 2003 are not eligible to apply. Other current grantees are eligible for supplemental funding, to enhance and/or expand project activities for an extended period of time. Current grantees are not eligible to receive funding to repeat project activities that were funded through their current award. **Supplemental funding is not guaranteed.**

New applicants are any entities that are not currently receiving funds through the Training Grants Program. **All applications will be subject to peer**

**review and internal review by OVW staff. Those applications receiving the highest scores will be eligible for funding.**

### **Program Scope**

The scope of the Training Grants Program is defined in the "Statutory Purpose Area" section. Proposed projects must implement activities consistent with the statutory program purpose area.

During the OVW internal review, applications that are partially out of scope will receive up to a 25 point deduction. Applications that propose projects that are completely outside the scope of the Training Grants Program statutory purpose area will be disqualified from funding consideration.

### **Statutory Purpose Area**

The Training Grants Program will support projects that provide training to assist law enforcement officers, prosecutors, and relevant officers of Federal, State, tribal, and local courts in recognizing, addressing, investigating, and prosecuting instances of elder abuse, neglect, and exploitation and violence against individuals with disabilities, including domestic violence and sexual assault, against older or disabled individuals.

### **Program Activities**

The Office is interested in a broad range of training activities and encourages training strategies that include, but are not limited to:

- Targeted training of law enforcement officers, prosecutors, and court personnel;

- Development of training curricula that can be used by others across the country;
- Development and dissemination of state-of-the art resource materials;
- Interactive computer-facilitated training;
- Institutes, workshops, and conferences to share the development and implementation of promising practices, model policies, and protocols;
- Small, topic-specific workshops and other interactive educational forums;
- Invitational meetings to debate and discuss complex issues; and
- Onsite consultations to share promising practices.

Applicants are encouraged to develop projects that address the needs of a specific law enforcement agency, prosecutor's office, and/or court at the local level or the needs of law enforcement agencies, prosecutors' offices or courts at the state or tribal level. Applications addressing efforts to hold national training programs, e.g., a conference sponsored by national criminal justice constituency organizations or judicial organizations, also may be supported.

The intended audience for training funded through the Training Grants Program consists of law enforcement officers, prosecutors, and relevant officers of Federal, State, tribal, and local courts. No more than ten percent of individuals invited to attend any training can come from other disciplines (e.g., adult protective services personnel, domestic violence and sexual

assault advocates, and geriatric or disability service providers.)

### **Activities that May Compromise Victim Safety**

Ensuring victim safety is the guiding principle underlying this Program. Experience has shown that certain practices compromise victim safety rather than enhance it. Some responses by the justice system may minimize or trivialize the offender's criminal behavior. Accordingly, consistent with the goals of ensuring victim safety and holding perpetrators accountable for their criminal conduct, applicants are discouraged from proposing training that advocates any of the activities listed below:

- Offering perpetrators the option of entering pre-trial diversion programs;
- Mediation or counseling for couples as a systemic response to domestic violence;
- Batterer intervention programs that do not meet state standards or do not hold batterers accountable for their criminal behavior; and
- Procedures that would force victims of domestic violence to testify against their abusers or impose other sanctions on them.

### **Review Process**

All applications will be subject to peer review and internal review by OVW staff and will be scored according to the criteria set forth in this solicitation. The Office will establish panels of experts and practitioners to review applications. The panels will review the information provided in the application against the selection criteria for the program.

Internal review will consider the geographic distribution of the applications from a national and statewide perspective, the ratio of population to services, the existence of under-served communities, and the type of projects already funded within an applicant's state or community. The total possible points is 100. For current grantees applying for supplemental funding, the status of current grant-funded activities will be taken into consideration as part of the review process. Applications with the highest composite scores will be eligible to receive funds available for this grant program.

### **Application Content**

Applicants must complete each of the following sections as part of their proposals. The proposal should follow the order below for easy reading. Please be sure to number each page of the application. For each section listed below, please note the corresponding maximum point value that may be assigned during the review process.

All applicants must use the following page format requirements:

- Double spaced
- 8½ x 11 inch paper
- Once inch margins
- Type no smaller than 12 point
- 12 characters per inch

### **New Requirement**

Beginning October 1, 2003, a Dun and Bradstreet (D&B) Data Universal Numbering System (DUNS) number must be included in every application for a new award or renewal of an award.

## **A P P O I N T M E N T S - B O A R D S & C O M M I S S I O N S**

February 24, 2004

### **BRUCE RUCKER**

**Health Services District Board of Directors** - James B. Ellisor - Term expires 03/10/04 -  
Not eligible for Reappointment

### **JOHN CARRIGG**

**Accommodations Tax Board** - Gayle D. Jewell - Term expired 12/31/03 - Eligible for Reappointment  
**Accommodations Tax Board** - Judy Knoechel - Term expired 12/31/03 - Eligible for Reappointment  
**Children's Shelter** - Vacant - Term expired 6/30/01  
**Assessment Appeals Board** - Larry B. Mack - Term expired 9/21/02 - Eligible for Reappointment

### **TODD CULLUM**

**Accommodations Tax Board** - Marila J. Turbyfill - Term expired 12/31/03 - Eligible for  
Reappointment  
**Children's Shelter** - Gloria Jackson - Term expired 6/30/03 - Eligible for Reappointment; however,  
does not attend board meetings  
**Health Services District Board of Directors** - Elizabeth W. Foster - Term expires 03/10/04 -  
Eligible for Reappointment

**ATHLETIC COMMISSION**

Steve Keefe - Term expired 11/30/00 - Unable to contact - no response

Joel Slotnick - Term expired 11/30/02 - Eligible for Reappointment - Willing to serve again

**LEXINGTON/RICHLAND ALCOHOL & DRUG ABUSE COUNCIL**

At-Large Appointments

Anida P. Mims - Term expired 12/31/03 - Eligible for Reappointment

William R. Gibson - Vacant - Ineligible to Serve (former employee)

Lynn L. Dooley (Nominated by Smokey Davis)

**CULTURAL COUNCIL OF RICHLAND AND LEXINGTON COUNTIES**

Replacement of former Chairman Bill Banning

**BUILDING CODE BOARD OF APPEALS**

**Plumbing** - Perry Kimball - Term expired 08/13/03 - Not eligible for Reappointment

**Mechanical Contractor**

**Building Industry (new)**

**Member at Large (new)**

**HEALTH SERVICES DISTRICT BOARD OF DIRECTORS**

James E. Clark - At Large - Term expires 03/10/04 - Eligible for Reappointment



## County of Lexington

Community and Economic Development

212 South Lake Drive Lexington, SC 29072

(803) 359-8389 Fax (803) 359-8101

### MEMORANDUM

To: Dot Black  
For: Lexington County Council  
From: Tammy Coghill *Tammy Coghill*  
Re: Expansion and Appointment of Building Code Board of Appeals membership  
Date: November 6, 2003

As you are aware, County Council recently approved an increase in the number of Building Code Board of Appeals members from seven (7) to nine (9).

Unlike most Boards appointed by Council, this group is not appointed by District, but by discipline. The increase in membership enables the addition of a member of the Building Industry as well as a Member-At-Large, who could represent any discipline.

The expansion to 9 members also allows this Board to mirror the size of other Boards and Commissions and provides the opportunity for more appointments from more Council members. Even though not district-specific, the addition may open up an opportunity for a Councilman who has previously not been able to appoint anyone due to lack of volunteer in that particular discipline. The present Board members all come from either Council District 1, 2, or 4.

There are two Board members whose terms have expired and as such are not eligible to continue to serve, as well as two new positions to be filled.

At the present time the following disciplines need to be represented:

Plumbing Contractor  
Mechanical Contractor  
Building Industry (new)  
Member at Large (new)

Possible candidates are listed below, however this list is not intended to be exhaustive and the individuals have not been contacted by staff:

Plumbing	Billy Sturkie, Billy Sturkie Plumbing
Mechanical	Marvin Smith, Cool Flow Heating & Air
Mechanical	Sam White, Walker-White, Inc.
Building	Bill Haring, Alternative Building Systems
Building	Bill King, Wall Systems, Inc.
At-Large	Wade Keisler, Developer

Please contact Mike Moore, Building Official, or me if you have any questions. Thank you.

LEXINGTON COUNTY COUNCIL  
BOARD/COMMISSION NOMINATION FORM

Name of Board/Commission: L RADAC

Nominee: Lynn L Dooley

Address: 176 Payne Ln .lexington. SC 29012

Employed by: \_\_\_\_\_

Address: \_\_\_\_\_

Home Telephone: 359-2603 Business Telephone: \_\_\_\_\_

Mobile Phone: 553-0179 Beeper Number: \_\_\_\_\_

Fax Number: \_\_\_\_\_

Is nominee aware of board/commission activities and responsibilities: Yes

Background information (include education, community service activities, previous service on county boards/commissions or any other boards/commissions on which you are currently serving):

Irmo High School 1973-1976

usc - Columbia 1976-1981

National Member - SHRM (Society for Human Resource Mgrs)

Columbia Chapter - SHRM

SC Compensation and Benefits Assoc. member

National Assoc. of Female Executives (former member)

International Who's Who of Professional Management Award

Member Who's Who Historical Society

LHS Booster Club Member

Member St Peters Lutheran Church

Submitted by: William L Relf

Date: 2/17/04

Lexington County Council

FAX - 359-8101

# COUNTY OF LEXINGTON

## Procurement Services

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MEMORANDUM

DATE: February 6, 2004

TO: Art Brooks  
County Administrator

THROUGH: Sheila R. Fulmer, CPPB  
Procurement Manager

*Sheila R Fulmer*

FROM: Janice A. Bell, CPPB  
Procurement Officer

*J Bell*

SUBJECT: **Fleet Vehicle Addition**  
**Public Safety/Fire Service**

---

We are in receipt of a requisition for the purchase of one (1) New 2004 Ford F450 Cab and Chassis Truck for Public Safety/Fire Service. This truck is available from Pulliam Motor Company through South Carolina State Contract Number 03-S5469-A9067. This vehicle will require emergency equipment and accessories to be installed. Quotations were obtained for this equipment and accessories and awards were made as shown below. The installation of the emergency equipment is on County Contract #C02014-01/10/02B with Light-N-Up. This vehicle is recommended and approved in accordance with the Fleet Management Policy by Ellis Gammons, Fleet Manager.

This vehicle was approved as part of the State Homeland Security Grant that is administered by the State Law Enforcement Division. This vehicle will be centrally located within the County (Round Hill Fire Station) and will be utilized to transport personnel and specialized equipment to support a COBRA team response.

The cost for this vehicle is \$36,425.41 including applicable sales tax. The cost of the emergency equipment and accessories is \$5,467.90 including applicable sales tax. The cost for the installation of emergency equipment is \$425.00. The total cost including applicable sales tax is \$42,318.31. It is recommended to process purchase orders to the following vendors:

Pulliam Motor Company	\$36,425.41
Palmetto Distributors	2,713.55
Hansens Gold Leaf	448.88
Light-N-Up	687.50
Tony's RV Parts & Service Inc.	2,042.97

Funds are appropriated in the following account numbers:

2477-131500-5A4298	2003 Supplemental Homeland Security	(1) COBRA Vehicle	\$39,138.96
2476-131500-5A4298	2003 State Homeland Security Grant	(1) COBRA Vehicle	3,179.35

I concur with the above recommendation and further recommend that this purchase be placed on County Council's agenda for their next scheduled meeting on February 24, 2004.

copy: Larry Porth, Director of Finance/Assistant County Administrator  
Russell Rawl, Fire Service Coordinator  
Chief Timothy James, Sheriff's Department/Interim Public Safety Director  
Ellis Gammons, Fleet Manager  
Brian Hood, Public Safety/Fire Service Chief Administrative Officer

# COUNTY OF LEXINGTON

## Procurement Services

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MEMORANDUM

**DATE:** February 12, 2004

**TO:** Art Brooks  
County Administrator

**THROUGH:** Sheila R. Fulmer, CPPB  
Procurement Manager



**FROM:** Donna J. Harris, CPPB  
Procurement Officer



**SUBJECT:** Reverse 9-1-1 Emergency Notification System - Public Safety/Communications

We received a purchase request and recommendation from Neil Ellis, Communications Coordinator, for the purchase of the Reverse 9-1-1 Emergency Notification System equipment for the Administration Building. This program will allow emergency messages to be disseminated through existing telephone lines to each affected citizens' home. Calls may be made to the entire county or to only the affected area. The grant procedures have been approved by the South Carolina Department of Public Safety.

It is our recommendation to award this purchase as follows:

Dialogic Communications Corporation will provide the Reverse 9-1-1 Emergency Notification Equipment as a sole source provider at a cost of \$51,940.00. Alltel Communications will provide the Telephone Lines and Internal Wiring as a proprietary provider at a cost of \$1,056.05. The computer needed to run this application will be purchased directly from the manufacturer (Dell Computer) through the South Carolina State Contract #03-S5869-A9659 at a cost of \$1,138.59. The total cost of this equipment is \$54,134.64 including applicable sales tax.

Funds are appropriated in the following accounts:

2477-131300-5A4299 - \$51,940.00 - Supplemental Homeland Security  
2477-131300-5A4308 - \$ 1,138.59 - Supplemental Homeland Security  
1000-131300-525000 - \$ 1,056.05 - Telephone

I concur with the above recommendation and further recommend that this purchase be placed on County Council's agenda for their next scheduled meeting on February 24, 2004.

copy: Larry Porth, Assistant County Administrator / Director of Finance  
Chief Timothy James, Sheriff's Department / Interim Public Safety Director  
Neil Ellis, Communications Coordinator

# COUNTY OF LEXINGTON

## Procurement Services

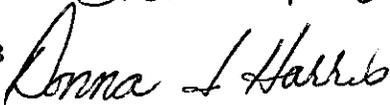
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MEMORANDUM

**DATE:** February 17, 2004

**TO:** Art Brooks, County Administrator

**THROUGH:** Sheila R. Fulmer, CPPB  
Procurement Manager 

**FROM:** Donna J. Harris, CPPB  
Procurement Officer 

**SUBJECT:** TVI SHELTER AND ACCESSORIES - PUBLIC SAFETY/COMMUNICATIONS  
BID NO. B04028-02/04/04H

---

Invitations for Bids were advertised and solicited from qualified vendors for a TVI Shelter and Accessories for the Lexington County Department of Public Safety/Communications. The TVI Shelter is a mobile tent that is used Statewide by all COBRA Teams as a multipurpose shelter to establish command post operations and patient protection during emergency operations. We received two (2) bids and two (2) no bids (see attached bid tab).

Bids were evaluated by Neil Ellis, Communications Coordinator and Donna J. Harris, Procurement Officer. The grant procedures have been approved by the South Carolina Department of Public Safety. It is our recommendation to award this bid to Fisher Scientific, LLC at a cost of \$21,816.17 and Advanced Containment Systems, Incorporated at a cost of \$5,092.50 as the lowest responsible bidders. The total bid for this project is \$26,908.67 which includes shipping and applicable sales tax.

Funds are appropriated in the following accounts:

2476-131500-5A4294 - TVI Shelter - \$11,812.50 - 2003 State Homeland Security Grant

2476-131500-5A4295 - Accessories - \$10,003.67 - 2003 State Homeland Security Grant

2476-131500-5A4296 - Water Heater - \$ 5,092.50 - 2003 State Homeland Security Grant

I concur with the above recommendation and further recommend that this purchase be placed on County Council's agenda for their next scheduled meeting on February 24, 2004.

Attachment

copy: Larry Porth, Director of Finance / Assistant County Administrator  
Chief Timothy James, Sheriff's Department/Interim Public Safety Director  
Neil Ellis, Communications Coordinator, Public Safety Communications

# COUNTY OF LEXINGTON

## BID TABULATION SHEET

**BID:** B04028-02/04/04H

**DATE:** February 17, 2004

**PROJECT:** To provide and deliver TVI Shelter and Accessories for the Lexington County Department of Public Safety Communications.

			Fisher Scientific, LLC		Advanced Containment Systems Inc.	
			William Thomas		Rick Dorfman	
			864-233-2829		713-987-0336	
Item #	Qty	Description	Unit Price	Total Price	Unit Price	Total Price
1	1 Ea	TVI Shelter	\$11,250.00	\$11,250.00	No bid	No bid
2	2 Ea	Floor Riser	\$ 84.00	\$ 168.00	No bid	No bid
3	2 Ea	Shower Maintenance Kit	\$ 278.30	\$ 556.60	No bid	No bid
4	6 Ea	Hand Sprayers	\$ 117.43	\$ 704.58	No bid	No bid
5	4 Ea	Transfer Board	\$ 338.32	\$ 1,353.28	No bid	No bid
6	2 Ea	Blue Water Hose Complete	\$ 143.21	\$ 286.42	No bid	No bid
7	2 Ea	Red Water Hose Complete	\$ 143.21	\$ 286.42	No bid	No bid
8	4 Ea	10 Foot Litter Conveyer	\$ 1,284.00	\$ 5,136.00	No bid	No bid
9	4 Ea	Light Fixture	\$ 259.00	\$ 1,036.00	No bid	No bid
10	1 Ea	Water Heater	\$ 9,995.00	\$ 9,995.00	\$ 4,850.00	\$ 4,850.00
		Total Cost for Equipment		\$30,772.30		\$ 4,850.00

A no bid response was received from Concrete Modular Systems, Incorporated and Modu-Built Industries stating that they do not offer this product or service.

Recommend awards to Fisher Scientific for items #1 through #9 and awards to Advanced Containment Systems Incorporated for item #10.

Bids Opened: February 4, 2004 at 3:00 p.m.



Donna J. Harris, CPPB  
Procurement Officer

# COUNTY OF LEXINGTON

## Procurement Services

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MEMORANDUM

**DATE:** February 11, 2004

**TO:** Art Brooks  
County Administrator

**THROUGH:** Sheila R. Fulmer, CPPB  
Procurement Manager *Sheila R Fulmer*

**FROM:** Janice A. Bell, CPPB *Bell*  
Procurement Officer

**SUBJECT:** 2003 - 2004 RESURFACING PROGRAM  
BID NO. B04025-01/13/04B

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Invitations for Bids were advertised and solicited from qualified contractors for the 2003 - 2004 Resurfacing Program for twenty-nine (29) asphalt surfaced roads. The project includes the resurfacing of approximately 48,782 L.F. / 9.24 miles of roadway. There is an estimated 10,529 tons of HLAC Type 4, 200 tons HLAC Binder course, 100 tons of CR-14 Asphalt, 500 L.F. of 4" french drain pipe, and 100 C.Y. of Unclassified Excavation. We received three (3) bids (see attached bid tab).

Bids were evaluated by Jim Starling, Engineering Associate III; Michael Spires, Engineering Associate; John Fechtel, Director of Public Works; and Janice A. Bell, Procurement Officer. It is our recommendation to award this contract to C. R. Jackson, Incorporated as being the low bidder. The total bid for the project, based on estimated quantities, is \$629,158.06 which includes sales tax.

Funds are appropriated in account: 2700-121300-530001 - Road Resurfacing \$419,288.00

It is the intent of the Public Works Department to resurface as many roads as funds will permit.

I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on February 24, 2004.

Attachment

copy: Larry Porth, Director of Finance / Assistant County Administrator  
John Fechtel, Director of Public Works  
Jim Starling, Public Works  
Michael Spires, Public Works

# COUNTY OF LEXINGTON

## BID TABULATION SHEET

**BID:** B04025-01/13/04B

**DATE:** January 13, 2004

2003 - 2004 RESURFACING PROGRAM

BIDDER	CONTRACTOR'S LICENSE NUMBER	TOTAL BID
C. R. Jackson, Incorporated	12195	\$629,158.06
Rea Contracting Company	10729	\$699,636.90
Sloan Construction Company, Incorporated	10085	\$836,635.75

Bids Opened: January 13, 2004 @ 3:00 p.m.

  
Janice A. Bell, CPPB  
Procurement Officer

# COUNTY OF LEXINGTON

## Procurement Services

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MEMORANDUM

**DATE:** February 12, 2004

**TO:** Art Brooks  
County Administrator

**THROUGH:** Sheila R. Fulmer, CPPB  
Procurement Manager 

**FROM:** Donna J. Harris, CPPB  
Procurement Officer 

**SUBJECT:** Steel Plates and Anchor Bolts - Solid Waste Management  
Bid No. B04027-01/26/04H

---

Competitive bids were solicited and advertised for Steel Plates and Anchor Bolts for the Department of Solid Waste Management. The Steel Plates and Anchor Bolts will be used to repair and replace steel plate runners under most of the compactor containers. Because of the weight of these containers, and normal wear and tear resulting from the steel wheels rolling on the concrete pads, the concrete gradually wears away leaving "ruts." Aside from being unsightly, these ruts can cause the container to be unlevel, therefore, not connecting properly to the compactor mechanism. Such a situation can cause additional stress on the compactor, resulting in unnecessary wear to the mechanism. In addition, an uneven or improper fit between the container and the compactor can result in the compactor not working properly or at all.

We received seven (7) bids and three (3) no bids (see attached bid tabulation). The bids were evaluated by Joe Mergo, III, Director of Solid Waste Management; Jeff Anderson, County Attorney; Sheila R. Fulmer, Procurement Manager; and Donna J. Harris, Procurement Officer.

It is our recommendation to award this bid to Complete Steel Service as the lowest responsible bidder for a total cost of \$13,065.52 including sales tax.

Funds are appropriated in the following account: 5700-121203-5A4249

I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on February 24, 2004.

Attachment

copy: Larry Porth, Director of Finance/Assistant County Administrator  
Joe Mergo, III, Director of Solid Waste Management

# COUNTY OF LEXINGTON

## BID TABULATION SHEET

**BID:** B04027-01/26/04H

**DATE:** February 12, 2004

**PROJECT:** To provide and deliver Steel Plates and Anchor Bolts for the Lexington County Department of Solid Waste Management.

Qty	Description	Mike's Specialties		Complete Steel Service		A & D Steel		Merchant Iron		Pro-Fab Unlimited		Traffic Parts		Commercial Metal	
		Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
		113.14	11,314.	111.14	11,114.	127.08	12,708.	135.06	13,506.	135.80	13,580.	240.00	24,000.	137.00	13,700.
100 ea	2' x 8' x 3/8" Grade A36 Steel Plates	1.2075	1,328.25	1.2085	1,329.35	1.75	1,925.00	1.29	1,419.00	1.47	1,617.00	No bid	No bid	2.30	2,530.00
1100 ea	3/4" x 5 1/2" Anchor Bolts														
	<b>Total</b>		12,642.25		12,443.35		14,633.00		14,925.00		15,197.00		24,000.00		16,230.00

A no bid response was received from Dillon Supply Company and Swansea Welding and Equipment, stating that they are unable to meet specifications due to the fact that they do not have the equipment to cut the steel plates as required in the bid specifications.

A no bid response was received from Metal Associate, LLC, stating that their schedule would not permit them to perform.

Recommend award to Complete Steel Service.

Bids Opened: January 26, 2004 at 3:00 p.m.



Donna J. Harris, CPPB  
Procurement Officer

ORDINANCE 03-13

**AN ORDINANCE TO AMEND ORDINANCE DATED JULY 28, 1998 RELATING TO THE INDUSTRIAL AND BUSINESS PARK OF NEWBERRY AND LEXINGTON COUNTIES SO AS TO ENLARGE THE PARK AND TO PROVIDE FOR DISTRIBUTION OF THE FEE PAYMENTS.**

WHEREAS, pursuant to an Ordinance enacted July 28, 1998, by Lexington County Council ("Ordinance No. 98-5"), Lexington County entered into an Agreement for Development of Joint County Industrial and Business Park dated as of July 28, 1998 with Newberry County (the "Agreement"); and

WHEREAS, pursuant to Section 3 of the Agreement, the boundaries of the park created therein (the "Park") may be enlarged pursuant to resolutions of the respective County Councils of Lexington County and Newberry County; and

WHEREAS, by Resolution dated December 9, 2003, Lexington County Council authorized the enlargement of the park to include the property owned by American Fiber & Finishing, Inc. ("AFFI") in Newberry County more specifically described in Exhibit A attached hereto (the "Property"); and

WHEREAS, the purpose of this Ordinance is to further amend Ordinance No. 98-5 to modify the distribution of fees from the Property.

NOW, THEREFORE, be it ordained by Lexington County Council as follows:

1. Exhibit B to the Agreement is hereby and shall be amended to include the Property and that the Chairman of Lexington County Council is hereby authorized to execute and deliver any desired amendments to the Agreement necessary to accomplish the within enlargement with the approval of Lexington County Council.

2. Notwithstanding the provisions of Ordinance No. 98-5 and the Agreement, the distribution of the fees from the Property (the "AFFI Fees") shall be as follows:

(a) The total AFFI Fees shall be reduced by the 50% and 25% credits over five (5) years each for a total of 10 years as provided for in Article III of the Infrastructure and Real Estate Improvements Financing Agreement dated as of December 3, 2003 and entered into between Newberry County and AFFI until the credit is fully utilized, and any remaining or subsequent AFFI Fees shall then be distributed as follows:

(i) one percent (1%) of the AFFI Fees shall be paid to Lexington County, South Carolina;

(ii) ninety-nine percent (99%) of the AFFI Fees shall be paid to Newberry County.

3. This Ordinance shall amend, to the extent necessary, any other ordinances or resolutions of Lexington County Council pertaining to the Park. This Ordinance shall be effective after third and final readings thereof.

DONE in meeting duly assembled this \_\_\_\_ day of \_\_\_\_\_, 2004.

LEXINGTON COUNTY, SOUTH CAROLINA

\_\_\_\_\_  
Chairman, Lexington County Council

ATTEST:

\_\_\_\_\_  
Clerk to County Council

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_

Public Hearing: \_\_\_\_\_

STATE OF SOUTH CAROLINA |  
COUNTY OF LEXINGTON |

I, the undersigned Clerk to County Council of Lexington County, South Carolina, DO HEREBY CERTIFY that attached thereto is a true, accurate and complete copy of an ordinance which was given reading, and received majority approval, by the County Council at meetings of \_\_\_\_\_, 2004; \_\_\_\_\_, 2004; and \_\_\_\_\_, 2004; at which meetings a quorum of members of the County Council was present and voted, and an original of which ordinance is filed in the permanent records of the County Council.

\_\_\_\_\_  
Clerk, Lexington County Council

Dated: \_\_\_\_\_, 2004

Addition to Exhibit B to Agreement for  
Development of  
Joint County Industrial and Business Park  
dated as of July 28, 1998  
Between Lexington County and Newberry County

**Legal Description**

**PARCEL 1**

All that piece, parcel or lot of land, with improvements thereon, situate, lying and being on Fair Avenue in the City of Newberry, County of Newberry, State of South Carolina, consisting of approximately 16.52 acres, as shown and delineated on a plat prepared for American Fiber & Finishing, Inc, by R. M. Gaddy and Associates, Inc., dated March 2, 1986, recorded in the Office of the Clerk of Court for Newberry County, South Carolina in Plat Book A1 Volume 2 at page 142, and being more particularly described by reference to said plat as follows:

BEGINNING at the northeastern corner of the property marked by a concrete monument, said corner being at the intersection of the southern boundary of the right-of-way of S.C. Highway 121 By-Pass and the western boundary of the right-of-way of C.N. & L. Railroad, said monument being the POINT OF BEGINNING, thence running S 17° 23' 07" W along the western boundary of said railroad right-of-way for a distance of 432.99 feet to an iron, thence running S 17° 19' 42" W along the western boundary of said railroad right-of-way for a distance of 940.10 feet to an iron, thence turning and running S 66° 54' 10" W for a distance of 32.04 feet to a bolt, thence turning and running N 77° 39' 53" W for a distance of 25.61 feet to a concrete monument on the northeastern boundary of the right-of-way of Fair Avenue, thence turning and running N 29° 59' 37" W along the northeastern boundary of the right-of-way of Fair Avenue for a distance of 841.42 feet to a nail and cap, thence turning and continuing along the northern boundary of the right-of-way of Fair Avenue N 68° 06' 15" W for a distance of 67.68 feet to a concrete monument, thence turning and running N 53° 47' 15" E along lands N/F M. Brackett for a distance of 232.23 feet to a concrete monument, thence turning and running N 32° 13' 47" W along lands N/F M. Brackett for a distance of 156.31 feet to a concrete monument, thence running N 32° 13' 47" W along lands N/F R. M. Keenan for a distance of 296.82 feet to a concrete monument on the southern boundary of the right-of-way of S.C. Highway 121 By-Pass, thence turning and running N 87° 31' 36" E along the southern boundary of the right-of-way of said highway for a distance of 1,002.52 feet to a concrete monument, which is the POINT OF BEGINNING, be all said measurements a little more or less.

**PARCELS 3, 4 AND 5**

All those three pieces, parcels or lots of land situate, lying and being in the City of Newberry, County of Newberry, State of South Carolina, in the southwest corner of the intersection of Third Street and Fair Avenue, being shown and designated as Lot UU containing 0.21 acre, Lot TT-B containing 0.2166 acre, and Lot WW-A containing 0.2060 acre on a plat entitled "The Kendall Company Oakland Plant Subdivision Plan 0-620" prepared by Spratt and Seaver, Surveyors, November 15, 1961, recorded in the office of the Clerk of Court for Newberry County in Plat

Book "X", at Page 39, reference to which is craved for a more particular description of the lots according to their courses and distances, metes and bounds. According to the plat, the lots are bounded on the northwest by Third Street, on the southwest by Lots 17, 18 and 19 as shown on said plat, on the southeast by a line running from the corners of Lot UU and Lot 19 where they join at the south of Lot UU N 61-14 E 121.30 feet to Fair Avenue, and on the northeast by Fair Avenue.

#### **PARCEL 6**

That certain unnumbered lot in Oakland Plant Subdivision, said lot being designated as "Kendall Co." on that certain plat prepared by Spratt-Seaver, Inc., dated May 26, 1975, recorded in the Office of the Clerk of Court for Newberry County in Plat Book AL at page 193, said lot being bounded on the northeast by Fair Avenue, on the southeast by Third Street, on the southwest by a unnumbered lot in the subdivision, and on the northwest by lot 2803 for a distance of 137.77 feet as shown on said plat.

#### **PARCEL 7**

That certain unnumbered parcel of land triangular in shape located at the intersection of Clyde Avenue and Second Street in Oakland Plant Subdivision, being at the northeast corner of the intersection of said streets, and being more particularly shown on the plat of the Oakland Plant Subdivision recorded in the Office of the Clerk of Court for Newberry County in Plat Book K at page 6.

## COMMITTEE REPORT

**RE:** Additional Funding for Conference & Training Expenses  
Magistrate Court Services

**DATE:** February 17, 2004

**COMMITTEE:** Justice Committee

**MAJORITY REPORT:** Yes

---

The Justice Committee met on Tuesday, February 10, 2004 to discuss a request from Jamie Lucas, Chief Magistrate, for an additional \$3,000.00 in conference and training expenses for Magistrate Court Services.

Judge Lucas stated magistrates are required to have a minimum of 18 hours of continued legal education (CLE). He said in the past many of the classes were offered at no cost through the Police Academy. However, the Policy Academy no longer provides this service. He stated the Bar Association has since taken over the administering of the continued legal education programs. He stated the magistrates are now required to pay for many of the classes that were once free. He said the cost of each class can range from \$30.00 and up depending upon the location, topic, and availability of the class.

The committee voted to recommend to full Council to approve a \$3,000.00 budget amendment for conference and training expenses.

## COMMITTEE REPORT

**RE:** Issues Dealing With Magistrate's Pay  
Magistrate Court Services

**DATE:** February 17, 2004

**COMMITTEE:** Justice Committee

**MAJORITY REPORT:** Yes

---

The Justice Committee met on Tuesday, February 10, 2004 to discuss issues dealing with Magistrate's pay from Jamie Lucas, Chief Magistrate, Magistrate Court Services.

Judge Lucas requested an additional \$1,500.00 supplement for the Associate Chief Magistrate.

Judge Lucas stated the Associate Chief Magistrate is a new position that was created January 1, 2004, which the County has never had. Judge Lucas stated Section 22-8-40 allows additional funding of a minimum of \$3,000.00 for the Chief Magistrate for his duties in that role. However, it does not allow additional funds for the Associate Chief Magistrate.

Judge Lucas stated the Associate Chief Magistrate plays a vital role in assisting him and feels that an additional \$1,500.00 supplement would be warranted. He stated the \$1,500.00 supplement would be distributed twice yearly in accordance to the Chief Magistrate's pay.

The committee voted to recommend to full Council to approve the \$1,500.00 supplement for the Associate Chief Magistrate.

## COMMITTEE REPORT

**RE:** Nextel Blackberry Mobile Phones and Service  
Magistrate Court Services

**DATE:** February 17, 2004

**COMMITTEE:** Justice Committee

**MAJORITY REPORT:** Yes

---

The Justice Committee met on Tuesday, February 10, 2004 to discuss a request from Jamie Lucas, Chief Magistrate, Magistrate Court Services to purchase Nextel Blackberry mobile phones.

Judge Lucas asked the committee to consider the request to purchase Nextel Blackberry mobile phones for magistrate judges. He stated the device would allow judges to better organize their time and aid judges who often move between offices.

The Blackberry 7510 is an integrated device that includes a cell phone, internet access (which would allow judges to research case laws, etc.), an electronic scheduler, and a long-range two-way radio. This device would eliminate the need to carry several devices such as a pager, PDA, cellular phone, etc.

The cost of each Blackberry 7510 is approximately \$265.00 with an additional \$1,000.00 per unit for service.

The committee voted to recommend to full Council to approve the request to purchase the Blackberry 7510 for the magistrates and members of Council where service is currently provided.

## COMMITTEE REPORT

**RE:** Rent for the Oak Grove Magistrate's Office  
Magistrate Court Services

**DATE:** February 17, 2004

**COMMITTEE:** Justice Committee

**MAJORITY REPORT:** Yes

---

The Justice Committee met on Tuesday, February 10, 2004 to discuss rent for the Oak Grove Magistrate's office from Jamie Lucas, Chief Magistrate, Magistrate Court Services.

Judge Lucas requested an additional \$2,250.00 to cover the rent for the Oak Grove Magistrate's office for the months of April, May, and June. The rent per month is \$750.00.

Judge Lucas stated during the FY 2003/04 budget process, funds were requested only through March 31<sup>st</sup> as April 1<sup>st</sup> was the anticipated completion date for the new facility.

The committee voted to recommend to full Council to approve a budgetary amendment for \$2,250.00 to cover the cost of the rent for April, May, and June.

## COMMITTEE REPORT

**RE:** \$1.00 Increase in Curbside Service in Franchise Areas 2, 3 and 4

**DATE:** February 17, 2004

**COMMITTEE:** Public Works

**MAJORITY REPORT:** Yes

---

The Public Works committee met on Tuesday, February 10, 2004 to discuss a request for a one (\$1.00) dollar increase in curbside service for franchise areas 2, 3, and 4.

Mr. James R. Reed, Owner - Southland Sanitation Inc. and Mr. Charles B. Johnson, Owner, - Johnson's Garbage Service stated the \$1.00 increase is needed to offset the rising costs in fuel and insurance due to 9/11. Mr. Reed stated since 9/11 insurance has increased 21% and fuel has increased from \$.80 (from the original bid process) to approximately \$1.45 per gal.

The committee voted to recommend to full Council to approve the \$1.00 increase in curbside service for franchise areas 2, 3, and 4.

November 6, 2003

Ms. Donna Harris  
County of Lexington  
Procurement Services  
212 South Lake Drive  
Lexington, SC 29072-3493

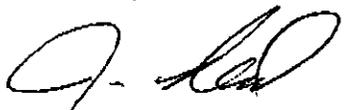
Dear Ms. Harris:

As you are aware, effective January 1, 2004, there is a scheduled price increase in areas 1, 5, 6 and 7 for residential garbage service.

We have discussed on several occasions the need for a price increase in the other franchise areas of Lexington County (areas 2, 3 & 4). Due to the substantial increases in our fuel and insurance expenses, we are requesting that the Lexington County Council approve a \$1.00 per home per month price adjustment for curbside services in areas 2, 3 and 4 to be effective on January 1, 2004.

We will be happy to provide you supporting documentation and data of our increase costs and urge county council to give our request consideration.

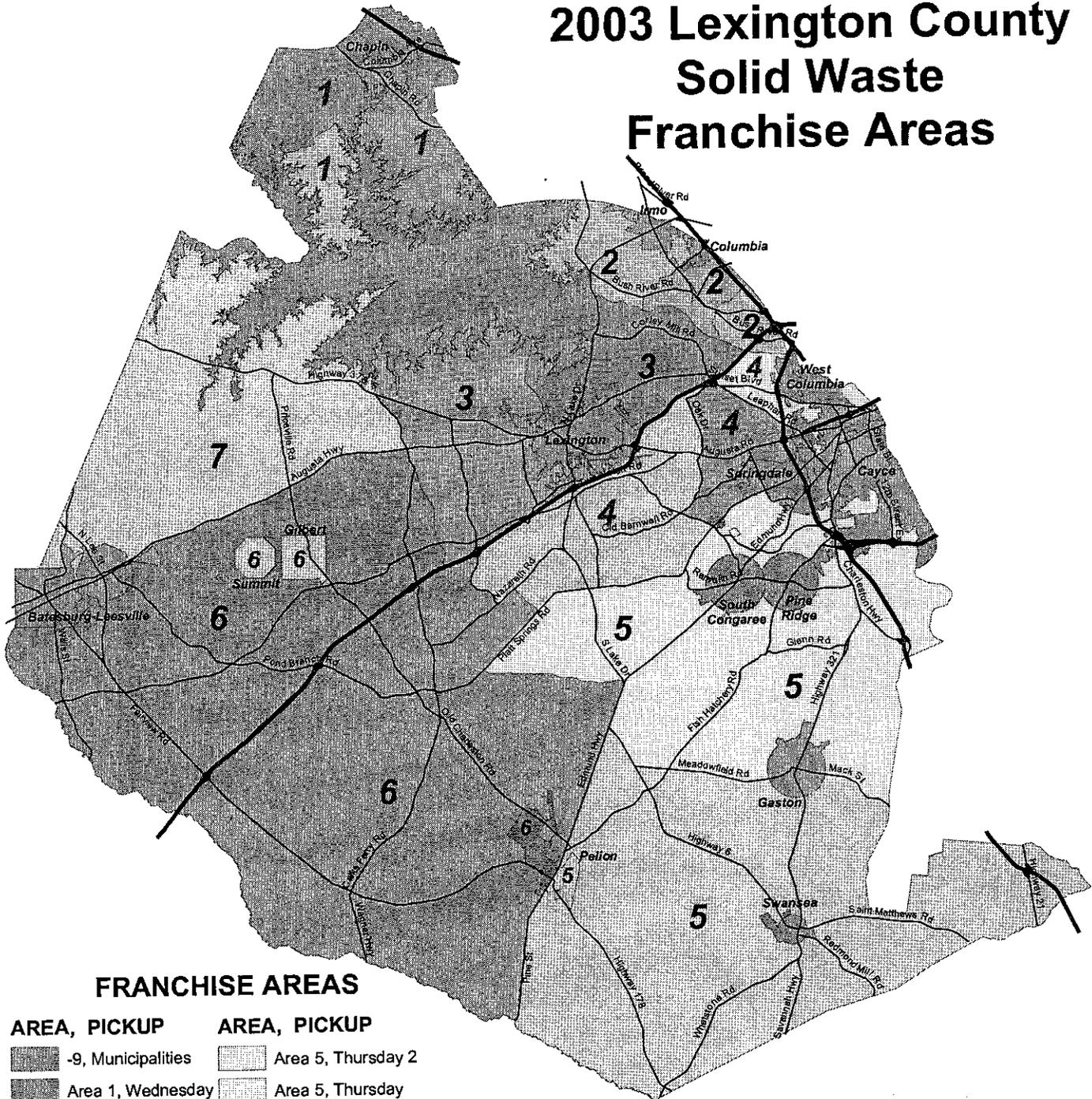
Sincerely,

  
James R. Reed  
Southland Sanitation, Inc.

  
Charles B. Johnson  
Johnson's Garbage Service

cc: Joe Mergo  
Art Brooks  
Lexington County Council

# 2003 Lexington County Solid Waste Franchise Areas



## FRANCHISE AREAS

-9, Municipalities	Area 5, Thursday 2
Area 1, Wednesday	Area 5, Thursday
Area 1, Tuesday	Area 5, Friday
Area 1, Monday	Area 6, Wednesday
Area 2, Tuesday	Area 6, Monday
Area 2, Friday	Area 7, Monday
Area 2, Wednesday	<b>MUNICIPALITIES</b>
Area 3, Tuesday	<b>AREA, PICKUP</b>
Area 3, Monday	5, Friday
Area 4, Thursday	6, Wednesday
Area 4, Friday	6, Monday
Area 4, Monday	Lake Murray

