

AGENDA
LEXINGTON COUNTY COUNCIL
Committee Meetings
Tuesday, May 11, 2004
Second Floor - County Administration Building
212 South Lake Drive, Lexington, SC 29072
Telephone - 803-359-8103 -- FAX 803-359-8101

4:00 p.m. - 4:15 p.m. - Planning and Administration

- (1) Annual Action Plan 2004-2005 - Community Development Block Grant Program -
Community & Economic Development - Tammy Coghill, Director **A**
- (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

A G E N D A
LEXINGTON COUNTY COUNCIL

Tuesday, May 11, 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

Presentation of the CD Containing the Bicentennial Anniversary of the Establishment of Lexington County to Superintendents of Lexington County School Districts One, Two, Three, Four, and Five and to the Lexington County Public Library - Presented by Chairman Smokey Davis

Resolution

(1) Frances Kay Wells **B**

Appointments **C**

Bids/Purchases/RFPs

(1) Server Software - Information Services **D**

(2) Self-Contained Breathing Apparatus (SCBA) Facepieces - Sole Source -
Public Safety/Emergency Management **E**

(3) WebEOC Software Acquisition - Sole Source - Public Safety/Emergency Management **F**

(4) Scanning for 1989 Orthophotography - Sole Source - Planning & GIS **G**

(5) Beckman Road Tunnel - "C" Funds - Public Works **H**

(6) Reclaiming & Soil Cementing Existing Surface of a Portion of Stoney Pointe Drive -
Public Works **I**

(7) Woodrow Street & Wellness Parkway - Public Works **J**

Chairman's Report

Administrator's Report

Budget Amendment Resolutions

Approval of Minutes - Meeting of April 13, 2004 **K**

Ordinances

- (1) Ordinance 04-04 - FY2004/05 General and Non-General Fund Budgets -
1st Reading by Title
- (2) Ordinance 04-05 - Establish a System for Receipt of Deposits in Lieu of Recognizance as
Allowed by South Carolina Code Section 22-5-530 - 1st Reading by Title **L**

Committee Reports

Planning & Administration, B. Rucker, Chairman

- (1) Annual Action Plan 2004-2005 - Community Development Block Grant Program -
Community & Economic Development (Tab A)

Justice, J. Carrigg, Chairman

- (1) Cars for Reserve Deputies **M**

Committee of the Whole, S. Davis, Chairman

- (1) Town of Pine Ridge - Park **N**

Presentation

- (1) Senator Jake Knotts, 500 West Dunbar St., West Columbia, SC 29169 - Transportation

6:00 P.M. - Public Hearings

- (1) Laurel Crest Retirement Center JEDA Bond Resolution -
Haynsworth Sinkler, Boyd, P.A. **O**
- (2) Ordinance 04-03 - Amending the Lexington County Landscape Ordinance **P**

Resolution - Adoption of Laurel Crest Retirement Center JEDA Bond (Tab O)

OLD BUSINESS/NEW BUSINESS

EXECUTIVE SESSION/LEGAL BRIEFING

MATTERS REQUIRING A VOTE AS A RESULT OF EXECUTIVE SESSION

ADJOURNMENT



County of Lexington

Community and Economic Development
212 South Lake Drive Lexington, SC 29072
(803) 359-8389 Fax (803) 359-8101

MEMORANDUM

To: Planning and Administration Committee Members
Lexington County Council
Through: Art Brooks, County Administrator
From: Tammy Coghill *T. Coghill*
Date: April 30, 2004
Re: Annual Action Plan 2004 - 2005
Community Development Block Grant Program (HUD)

The County is entering its 5th year as an Entitlement through HUD's Community Development Block Grant Program. While a 5-year Consolidated Plan is in place to set priorities and guide our activities, the County is also required to submit an Annual Action Plan. This Plan is required in addition to the multi-year plan to ensure the County revisits its previously identified priorities and needs and makes adjustments as necessary.

In accordance with the program's Citizen Participation Plan, the County holds two public hearings each year to receive input on the proposed Annual Action Plan. This year's public hearings were held on Wednesday, April 28, 2004 at 2:00 and 6:00. In addition, a 30-day public comment period for public review of the proposed plan was in place from April 2 – May 1, 2004.

Two (2) interested citizens as well as representatives of several of our proposed sub-recipients - Fire Services, Greater Columbia Community Relations Council, and the Brookland Community Housing Development Corporation - attended the public hearings. All comments received, including from the citizens, were supportive of the proposed plan.

All requests received through the year are reflected in the plan. Each of the requests, as well as the continuation of several public infrastructure projects already underway, meet the priorities established by Lexington County for this program and meet HUD's National Objectives.

The following pages detail the proposed activities and program budget. A map of the service areas is also included.

Requested Action: Committee recommendation to full Council for approval of the Community Development Block Grant Program 2004/05 Annual Action Plan.

Proposed Annual Action Plan 2004/05

Neighborhood Revitalization

The Double Branch Neighborhood in West Columbia was one of five communities that underwent intense analysis by the COG on behalf of Lexington County several years ago as a possible beneficiary of improvements through the CDBG program. Since that time, a community organization has developed out of the Brookland Baptist Church to use programs such as CDBG to enhance the neighborhoods around their church. While much of their target area is within city limits, and thus ineligible for funding by the County's CDBG, the Double Branch neighborhood is within their service area.

It is proposed that funding in the amount of \$50,000 be provided to the Brookland Community Development Housing Corporation to complete a comprehensive needs assessment and revitalization plan for the Double Branch Neighborhood. A consultant familiar with the CDBG requirements is working with the group. It is anticipated that as needs are identified, the County may be approached regarding the possible use of CDBG funds in future years to make improvements.

Public Services

As a recipient of federal funds, we are required to affirmatively further fair housing. An analysis of impediments to fair housing was completed as one of the initial activities during the first year of award. That review showed a high rate of mortgage loan denial based on either lack of cash or poor credit. As County Council heard during a recent presentation by the Greater Columbia Community Relations Council, that organization is positioned to partner with the County to work with our citizens and assist them in becoming better positioned to be homeowners.

The Annual Action Plan proposes to fund the Greater Columbia Community Relations Council in the amount of \$50,000 for expansion of their services to citizens of Lexington County.

Public Facilities and Improvements

Bellemeade Drainage Improvements (\$285,000) – during installation of the initial drainage improvements this year, it was discovered that the existing pipe was failing. It is proposed that pipe be replaced to complete the improvements in this subdivision of approximately 140 households. Their Association has been very active and supportive through the first phase.

Happy Town Road Improvements (\$250,000) – we are currently working with the Town of Swansea to pave sections of Happy Town Road. The proposal will enable us to complete the road as well as Boggy Branch (1.88 miles total). During 2003/04 we began a water system upgrade that is being engineered and constructed in conjunction with the paving project.

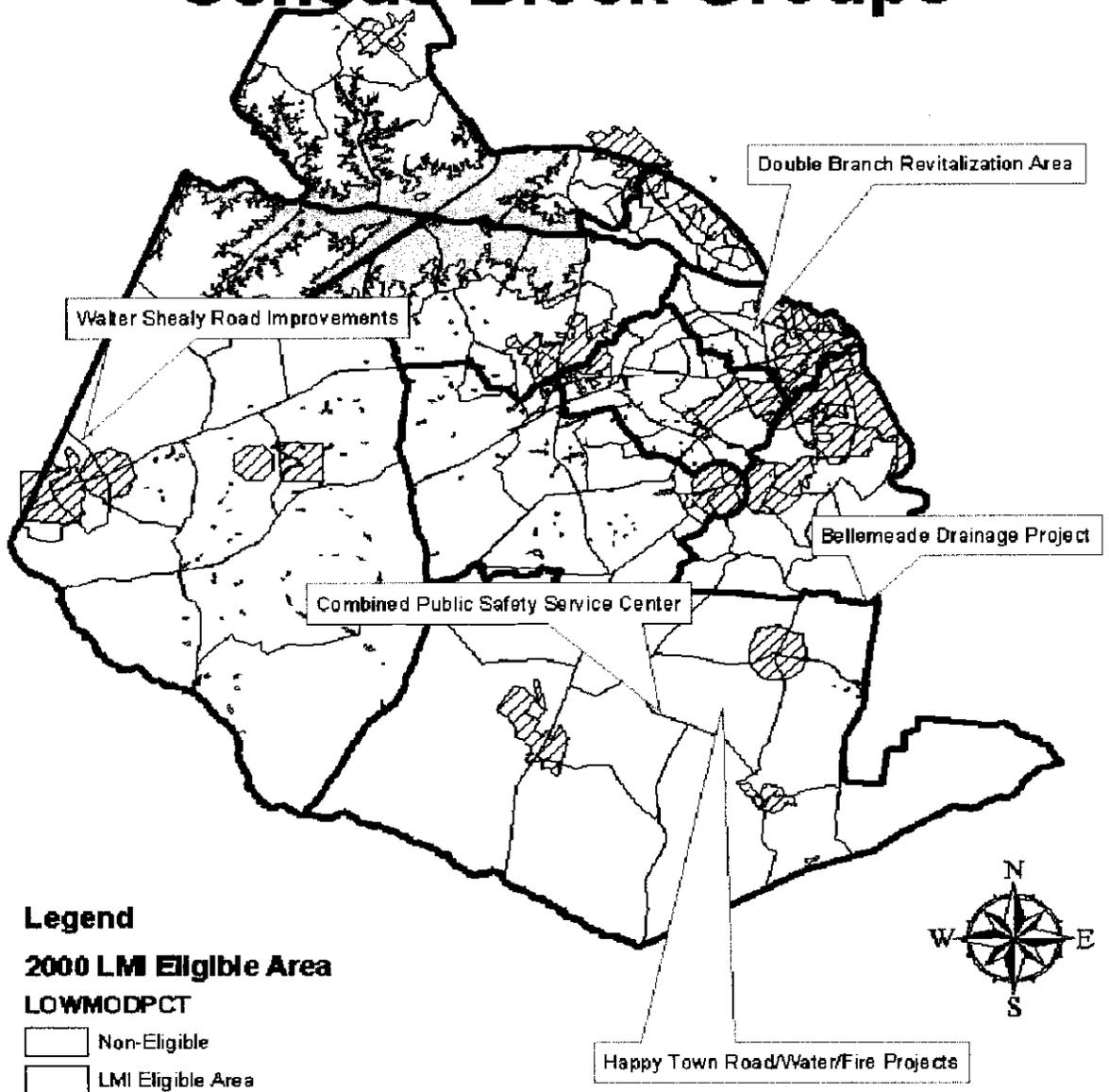
Public Safety Service Center (\$435,000) – previously this program has provided trucks and equipment for the Fire Services Department. In looking at their long-range plans, it was noted that an additional fire station is needed in Southern Lexington County, in an area eligible for CDBG funds. Further discussions led to this proposal to combine a Fire Station, EMS, and Sheriff's Substation at this site. We also propose a community room as part of the construction to be available for local meetings and gatherings.

Walter Shealy Road Construction (\$60,000) – this year's proposal includes the final phase of funding for paving this road (.94 miles), located outside Batesburg-Leesville. Engineering, design, and right-of-way acquisition is underway and the bulk of construction funds programmed in the current year.

Proposed Distribution of Funds

Project	Proposed Award
Administration	\$0
Neighborhood Revitalization	
Brookland CDC-Double Branch	\$50,000
Public Services	
Greater Columbia Community Relations Council	\$50,000
Public Facilities and Improvements	
Bellemeade Drainage Project, Phase II	\$285,000
Happy Town Road, Phase III	\$250,000
Public Safety Service Center	\$435,000
Walter Shealy Road, Phase III	\$60,000
Unclassified	
	\$55,000
Total Programs Funded	\$1,185,000
Total CDBG Entitlement FY 2004/05	\$1,185,000
Difference	\$0

Lexington County Low-Mod Income Census Block Groups





**Greater Columbia
Community
Relations
Council**

930 Richland Street
P.O. Box 1360
Columbia, SC 29202
(803) 733-1130
Fax: (803) 733-1135
Pwinkler@gccrc.com

Preston H. Winkler
Executive Director

Samuel C. Alexander
Betsy B. Boineau
Donald Britt, Sr.
Lewis Broome, III
James Brown
Shari Brumble
Helene Cargile
Durham Carter
Michael Crapps
Lillian Crosby-Brown
Barbara Davis
Anthony K. Forker
Myrtle Gordon
Reenea R. Harrison-Cook
E. Fern Howell
Thomas F. Hudson
Rhett Jackson
Gloria James
Elaine Johnson
Andrea R. Johnson
Patricia Dod Lolas
James Lucas
Edna Smith Primus
Roxanne Rhodes
Luz Rodriguez-Arpan
Stacy Shuler
Bud Tibshrary
Wonida Welch
Stan Wetherell

Advisors:
Charles Batson
Hyman Rubin
Jasper Salmond

Sponsored By:
City of Columbia
Richland County Council
Greater Columbia
Chamber of Commerce

March 3, 2004

Mr. David Schwerd
Community Development Administrator
County of Lexington
212 South Lake Drive
Lexington, SC 29072

Dear Mr. Schwerd:

The Greater Columbia Community Relations Council (CRC) is pleased to collaborate with Lexington Country Community and Economic Development Office in the area of housing education and training. CRC has for four decades been successful in providing initiatives to improve race relations and promote wholesome communities. Therefore, we welcome the opportunity to develop a close working relationship with the citizens of Lexington County and enhance programs in housing.

As a follow-up to our proposal for a Housing Education and Training Program in Lexington County, we submit the attached budget for services offered by CRC. We believe that our program abstract supports the desired outcomes for Lexington County.

Should you have questions, relative to this proposal, please do not hesitate to call me.

Sincerely,

Preston H. Winkler
Executive Director

Attachment

cc: Mr. Bud Tibshrary, Chair
CRC Board of Directors



COUNTY OF LEXINGTON, SOUTH CAROLINA

RESOLUTION

THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA, MEETING IN GENERAL SESSION THE 11TH DAY OF MAY, TWO THOUSAND AND FOUR ADOPTED THE FOLLOWING:

WHEREAS, Frances Kay Wells served with honor on the Lexington County Health Services District Board of Directors since March 1995; and

WHEREAS, her commitment to devoting the time necessary to fulfill the responsibilities of this appointment is a reflection of her concern for Lexington County and its citizens; and

WHEREAS, during Frances' tenure on the Board she has witnessed such projects as the Emergency Room expansion, construction of facilities at Chapin, Gilbert, Batesburg-Leesville, Swansea, Lexington, and construction of the Lexington Medical Park and Irmo Medical Park, the construction of the Carroll Campbell Place Alzheimer's Facility, The Radiation Oncology Expansion, Open MRI Addition, Heart Cath Lab Addition and plans for the \$130 million expansion to Lexington Medical Center that will include complete replacement of the Operating Room, expansion to the Laboratory and other departments which is the largest expansion of a South Carolina hospital in the history of the state and while on the board, going forward with the Open Heart Program was approved; and

WHEREAS, Ms. Wells has also served as Chairman of the Community Outreach Committee, and has served on the Finance and Operations Committee, Medical Records Committee, Credentials Review Committee and the Lexmed Board.

NOW, THEREFORE, BE IT RESOLVED that we extend to FRANCES KAY WELLS our sincere thanks and gratitude for the tremendous job she has done for the Board, the County and the citizens of Lexington County.

George H. "Smokey" Davis, Chairman

William C. "Billy" Derrick, V Chairman

Bruce E. Rucker

Jacob R. Wilkerson

Bobby C. Keisler

Johnny W. Jeffcoat

John W. Carrigg, Jr.

Joseph W. "Joe" Owens

M. Todd Cullum

ATTEST:

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

May 11, 2004

JOHNNY JEFFCOAT

Library Board - Vacant

JOHN CARRIGG

Children's Shelter - Vacant - Term expired 6/30/01

JOE OWENS

Accommodations Tax Board - Vacant

TODD CULLUM

**Accommodations Tax Board - Vacant - Term expired 12/31/03
Reappointment**

Children's Shelter - Vacant - Term expired 6/30/03

ATHLETIC COMMISSION

Steve Keefe - Vacant - Term expired 11/30/00

Joel Slotnick - Vacant - Term expired 11/30/02

LEXINGTON/RICHLAND ALCOHOL & DRUG ABUSE COUNCIL

At-Large Appointments

Anida P. Mims - Vacant - Term expired 12/31/03

BUILDING CODE BOARD OF APPEALS

Plumbing - Vacant - Term expired 08/13/03

Member at Large (new)

CENTRAL MIDLANDS COUNCIL OF GOVERNMENTS

Melanie P. Ellerbe - At Large - Terms expires 06/15/04 - Eligible for Reappointment

TEMPORARY SIGN AND PERMITTING COMMITTEE

Vacant - District 7

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8319

(F) 359-2240

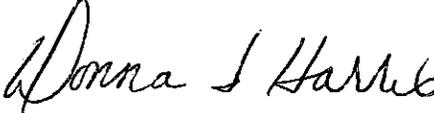
DATE: April 30, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager



FROM: Donna J. Harris, CPPB
Procurement Officer



SUBJECT: Server Software - Information Services

Quotations were solicited from qualified vendors for the purchase of one (1) ARCIMS Standard Edition Software. The requested software is an additional module of server software for the Internet Map Service (IMS) that will interface with and use the Environmental Systems Research Institute, Inc. (ESRI) systems now in place. This module is necessary to support making the digitized aerial photography available on the County's website. We received three (3) quotes (see attached bid tab).

Quotations were evaluated by Jim Schafer, Director of Information Services and Donna J. Harris, Procurement Officer. It is our recommendation to purchase this software from Bradshaw Consulting Services, Inc. as being the lowest responsible bidder. The total cost of the software is \$6,187.65 including applicable sales tax and shipping.

Funds are appropriated in the following account:

1000-102100-5A4005	(1) Server License (ARCIMS)	\$6,187.65
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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 May 11, 2004.

Attachment

copy: Larry Porth, Director of Finance/Assistant County Administrator
Jim Schafer, Director of Information Services

COUNTY OF LEXINGTON

BID TABULATION SHEET

DATE: April 30, 2004

ARCIMS STANDARD EDITION SOFTWARE

BIDDER	TOTAL BID
Bradshaw Consulting Services, Inc.	\$5,893.00
Concord Engineering & Surveying, Inc.	\$6,270.00
Environmental Systems Research Institute, Inc. (ESRI)	\$7,528.85

April 30, 2004



Donna J. Harris, CPPB
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8319

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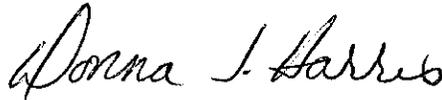
DATE: April 30, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager



FROM: Donna J. Harris, CPPB
Procurement Officer



SUBJECT: **Self-Contained Breathing Apparatus (SCBA) Facepieces - Sole Source
Public Safety/Emergency Management**

We have received a requisition for the purchase of fifty (50) Self-Contained Breathing Apparatus Facepieces for Public Safety/Emergency Management. This equipment is being requested to support hazardous material and fire responses for the Lexington County Fire Service. In order to provide a rapid, safe response, it is imperative that each responder have a facepiece which properly fits his/her face.

This has been deemed a sole source through Newton's Fire and Safety to enable compatibility with existing SCBA equipment currently in use. This vendor is the only authorized distributor for Mine Safety Appliances Company (MSA) products.

These items were recommended and approved by Neil Ellis, Emergency Management Coordinator. The grant procedures have been approved by the South Carolina Department of Public Safety. The total cost of the facepieces is \$27,510.00 including applicable sales tax and installation.

Funds are appropriated in the following account:

2476-131500-540022 - Homeland Security Grant - Personal Protective Equipment - \$27,510.00

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 May 11, 2004.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Chief Timothy James, Sheriff's Department/Director of Public Safety and Homeland Security
Neil Ellis, Emergency Management Coordinator

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8319

(F) 359-2240

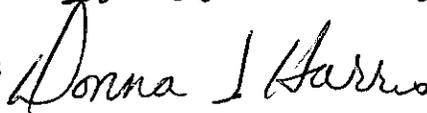
DATE: April 30, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager



FROM: Donna J. Harris, CPPB
Procurement Officer



SUBJECT: WebEOC Software Acquisition - Sole Source
Public Safety/Emergency Management

We have received a requisition for the purchase of WebEOC Software for Public Safety/Emergency Management. This software is a web-based product that will enable the Emergency Operations Center to more effectively manage personnel and resources during a disaster. The program will interface with the South Carolina Emergency Management Division and will be an avenue for information flow.

This has been deemed a sole source through Emergency Services Integrators as the WebEOC Software is recommended by the South Carolina Emergency Management Division to interface with the State Emergency Operations Center, Fixed Nuclear Facilities, and other counties for mutual aid support.

These items were recommended and approved by Neil Ellis, Emergency Management Coordinator and Jim Schafer, Director of Information Services. The grant procedures have been approved by the South Carolina Department of Public Safety.

The system consists of one (1) MAP TAC Software and one (1) WebEOC Professional Single Server Software-SC. The total cost of the software is \$27,825.00 including applicable sales tax and installation.

Funds are appropriated in the following account:

2476-131300-5A4799 - Homeland Security Grant - WebEOC Software - \$27,825.00

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 May 11, 2004.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Chief Timothy James, Sheriff's Department/Director of Public Safety and Homeland Security
Neil Ellis, Emergency Management Coordinator
Jim Schafer, Director of Information Services

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

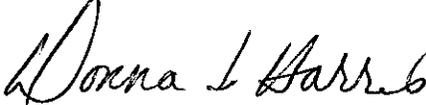
(O) 359-8319

(F) 359-2240

DATE: May 3, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager 

FROM: Donna J. Harris, CPPB
Procurement Officer 

SUBJECT: **Scanning for 1989 Orthophotography - Sole Source
Planning & GIS**

We have received a requisition for the scanning of the 1989 Orthophotography to include world file projection for Planning & GIS. The County attempted to locate competitive pricing but could not locate additional vendors who could provide world file projection (this projects the orthos into the County's GIS), which is a requirement for this project. This project will enable the County to add a historical image layer to the County's mapping website.

This has been deemed a sole source through the University of South Carolina. They are the only source that has devised a method that includes scanning, programming the scanned photo to determine tic points, and spatially project the ortho's into Lexington County projection.

These items were recommended and approved by Jack Maguire, Planning & GIS Manager and Ralph Ford, Senior Cartographer, Planning & GIS. The total cost of the project is \$5,432.32 including applicable sales tax and labor.

Funds are appropriated in the following account:

1000-101600-5A4020 - Scanning 1989 Aerial Photography - \$5,432.32

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 May 11, 2004.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Charlie Compton, Director of Planning & GIS
Jack Maguire, Planning & GIS Manager
Ralph Ford, Senior Cartographer, Planning & GIS

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8319

(F) 359-2240

DATE: April 22, 2004

TO: Art Brooks
County Administrator

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

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

SUBJECT: BECKMAN ROAD TUNNEL - "C" FUNDS/PUBLIC WORKS
BID NO. B04033-04/07/04H

Invitations for Bids were advertised and solicited from qualified contractors for Beckman Road Tunnel. The project included the design of the footings and the culvert, fabrication of a culvert, and the delivery of the fabricated components of the culvert to the project site. The original bid called for a tunnel interior dimension of 18' high by 24' wide by 125' length. We received one bid (1) and one (1) no bid (see attached bid tab).

The total bid amount exceeded the projected budget. The County negotiated costs and structural length with Bridge Technologies, LLC in an attempt to bring the bid within budget. After negotiations, Bridge Technologies, LLC agreed to revise the interior dimensions to 18' high by 24' wide by 42' length for \$136,011.00. This is a cost savings of \$106,833.63.

Bids were evaluated by John Fechtel, Director of Public Works; Jim Starling, Engineering Associate III, Public Works; and Donna J. Harris, Procurement Officer. It is our recommendation to award this bid to Bridge Technologies, LLC as being the lowest responsive bidder. The total bid for the project, based on estimated quantities, is \$136,011.00.

Funds are appropriated in account: 2700-121300-539609 - Beckman Road - \$136,011.00

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 May 11, 2004.

Attachments

copy: Larry Porth, Director of Finance / Assistant County Administrator
John Fechtel, Director of Public Works
Jim Starling, Engineering Associate III, Public Works

COUNTY OF LEXINGTON

BID TABULATION SHEET

BID: B04033-04/07/04H

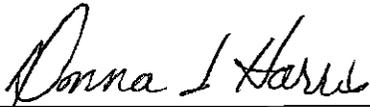
DATE: April 21, 2004

BECKMAN ROAD TUNNEL

		Bridge Technologies, LLC
		John D. Pyle
		864-354-4870
Qty	Description	Total Price
1 ls	Beckman Road Tunnel	\$242,844.63

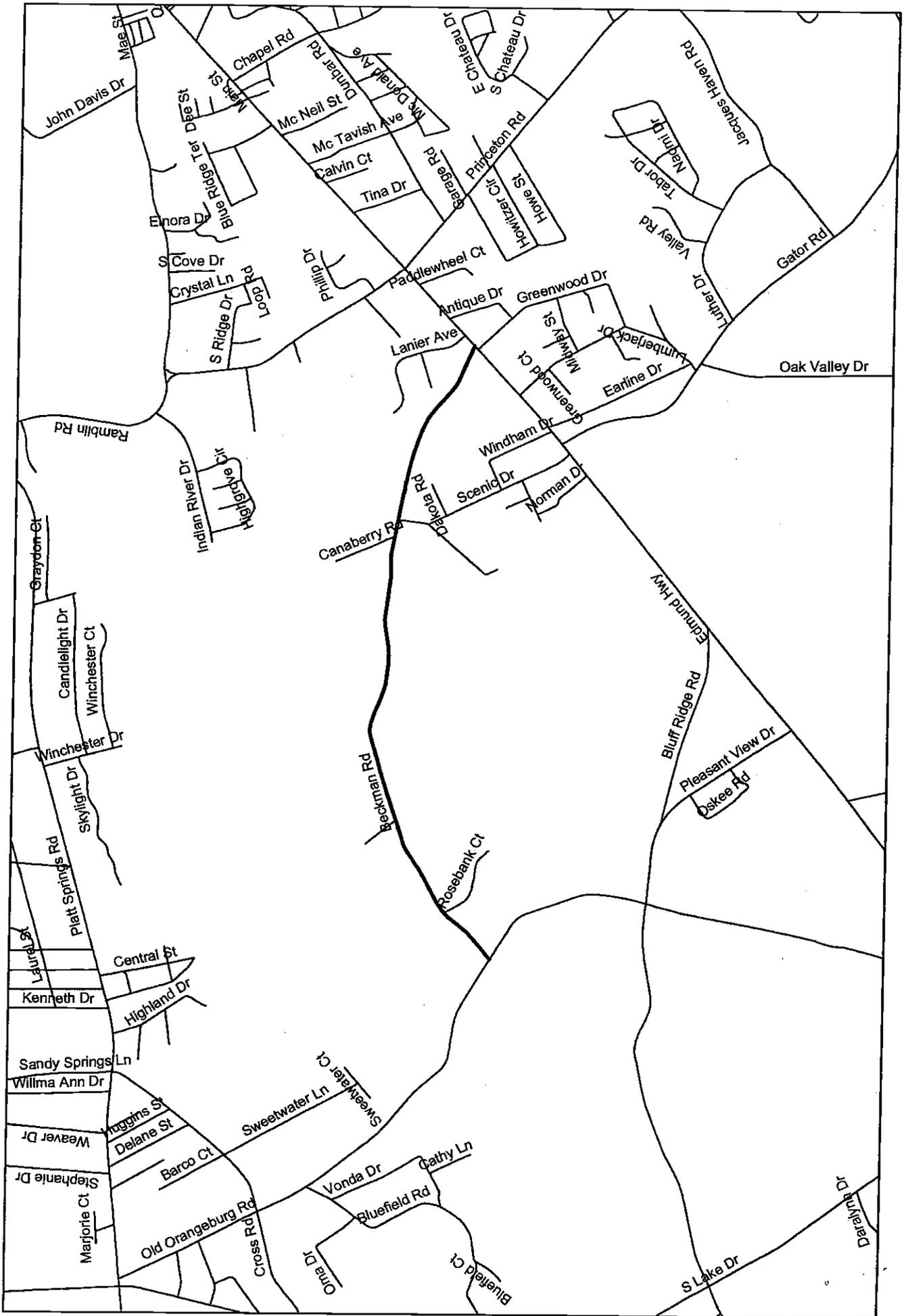
A no bid response was received from Contech stating that they could not meet the Geometry clearance requirements at this time.

Bids Opened: April 7, 2004



Donna J. Harris, CPPB
Procurement Officer

Beckman Road
Council District 5
House District 28



COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8319

(F) 359-2240

DATE: April 21, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager



FROM: Donna J. Harris, CPPB
Procurement Officer



SUBJECT: RECLAIMING & SOIL CEMENTING EXISTING SURFACE OF A PORTION OF
STONE POINT DRIVE/PUBLIC WORKS
BID NO. B04040-04/15/04H

Invitations for Bids were advertised and solicited from qualified contractors for Reclaiming and Soil Cementing the existing surface of a portion of Stoney Pointe Drive. The project consists of pulverizing and mixing the top eight (8) inches of the existing surface (1 ½ inches of HLAC and macadam) followed by the application and mixing of cement into the mixture to surface a portion of Stoney Pointe Drive. This project is approximately 3160 feet in length and 22 feet in width. We received one (1) bid and one (1) no bid (see attached bid tabulation). This project also includes curb, gutter, and asphaltting which will be provided under a term contract with C. R. Jackson.

Bids were evaluated by John Fechtel, Director of Public Works and Donna J. Harris, Procurement Officer. It is our recommendation to award the bid to SitePrep, Inc. of NC as being the lowest responsible bidder. The total bid for the project, based on estimated quantities is \$59,850.00. The cost for the curb, gutter and asphaltting portion of this project is \$34,500.00. The total cost of the project including all applicable taxes is \$94,350.00.

Funds are appropriated in account:

2999-999900-5R0033 - Pass Thru-Grants - \$59,850.00 - Soil Cementing portion
2999-999900-5R0033 - Pass Thru-Grants - \$34,500.00 - Curbing and Asphalt portion

The developer came forth with an additional \$52,170.00 to be added to the bond forfeiture of \$42,180.00 for a total of \$94,350.00.

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 May 11, 2004.

Attachments

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

COUNTY OF LEXINGTON

BID TABULATION SHEET

BID: B04040-04/15/04H

DATE: April 19, 2004

RECLAIMING & SOIL CEMENTING EXISTING SURFACE PORTION OF STONEY POINTE DRIVE

		Site Prep, Inc. of NC
		John H. Edwards, III
		704-282-8250
Qty	Description	Total Price
1 ls	Reclaiming & Soil Cementing Existing Surface Portion of Stoney Pointe Drive	\$ 59,850.00

A no bid response was received from C.R. Jackson, Inc. stating that their schedule would not permit them to perform.

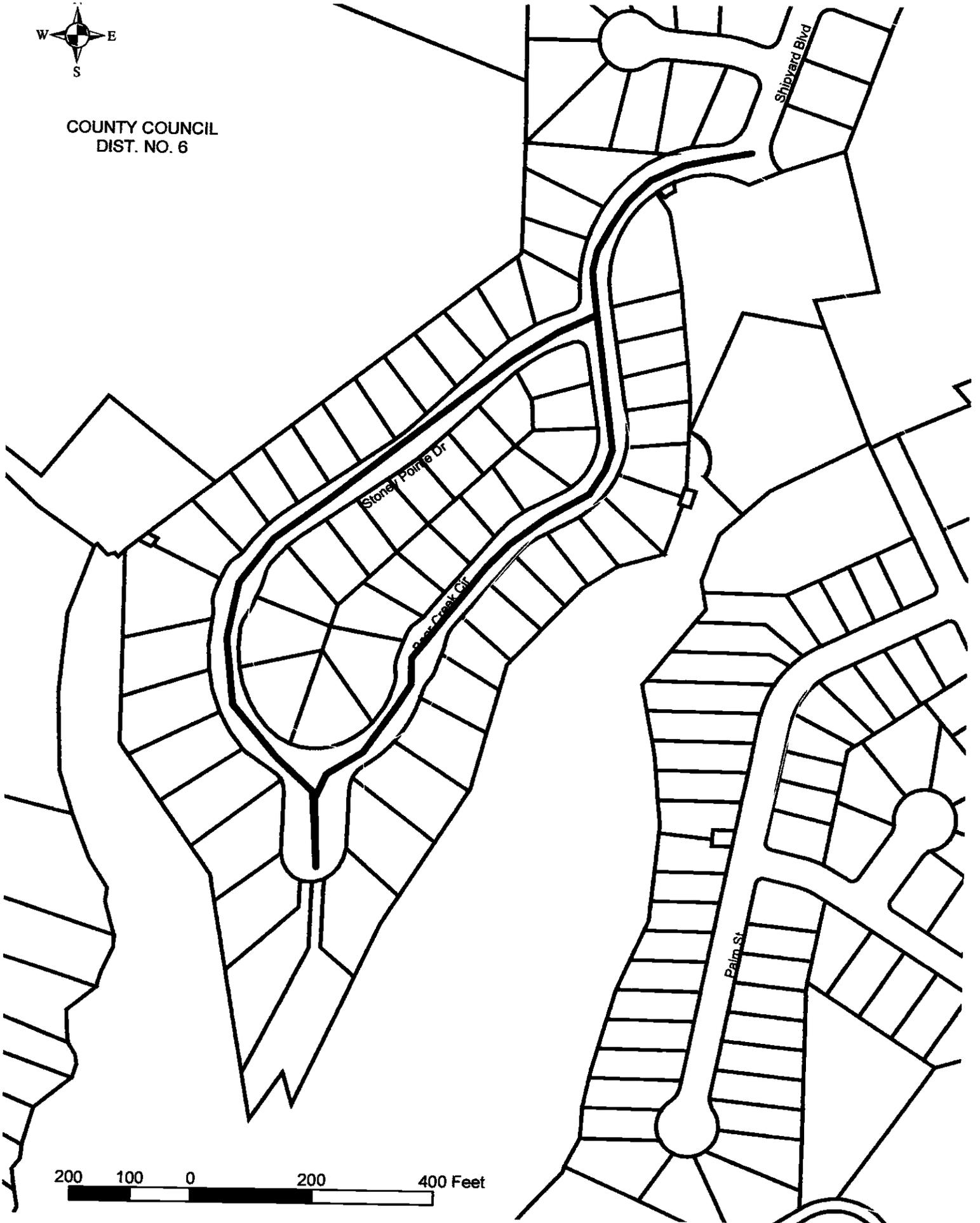
Bids Opened: April 15, 2004



Donna J. Harris, CPPB
Procurement Officer



COUNTY COUNCIL
DIST. NO. 6



COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8319

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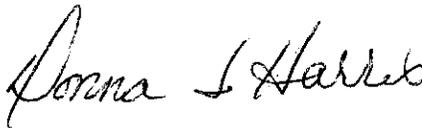
DATE: May 5, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager



FROM: Donna J. Harris, CPPB
Procurement Officer



SUBJECT: WOODROW STREET AND WELLNESS PARKWAY/ PUBLIC WORKS
BID NO. B04038-04/29/04H

Invitations for Bids were advertised and solicited from qualified contractors for Woodrow Street realignment to the intersection of Wellness Parkway. The project consists of the realignment and construction of approximately 490 LF of roadway to include 610 SY of removal and disposal of existing pavement, 311 tons of Asphalt Aggregate Base Course (uniform 4"), 233 tons of Asphalt Binder Course (uniform 3"), 117 tons of Asphalt Surface Course (uniform 1 1/2"), 500 CY Site Grading, 48 LF of 15" R.C. Pipe, 192 LF of 18" R.C. Pipe, one (1) 36" x 36" Junction Box, and 716 LF of Concrete Curb and Gutter (1'-6"). We received three (3) bids (see attached bid tabulation).

Bids were evaluated by John Fechtel, Director of Public Works; Joseph D. McIntyre, EIT, Project Engineer, Power Engineering Company, Incorporated; Gerald A. Lee, PE, Project Engineer, Power Engineering Company, Incorporated; and Donna J. Harris, Procurement Officer. It is our recommendation to award the bid to CBG, Incorporated as being the lowest responsible bidder. The total bid for the project, based on estimated quantities is \$94,004.20.

A budget amendment has been submitted for Council's approval.

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 May 11, 2004.

_____, Director of Finance / Assistant County Administrator
_____, Director of Public Works

COUNTY OF LEXINGTON

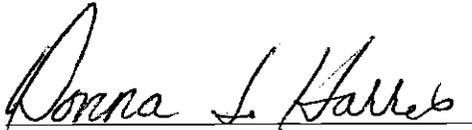
BID TABULATION SHEET

DATE: May 3, 2004

B04038-04/29/04H - Woodrow Street and Wellness Parkway

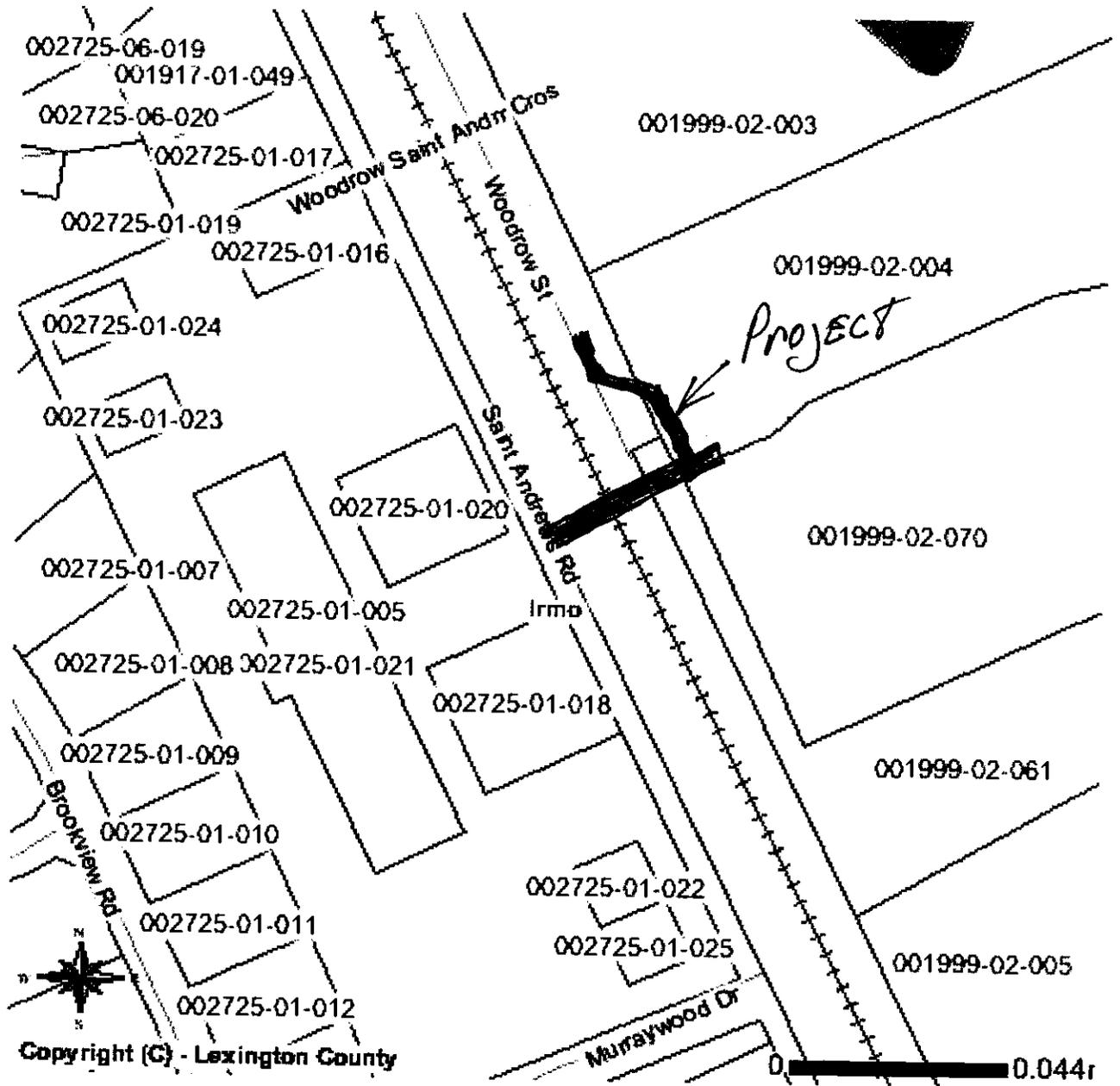
BIDDER	TOTAL BID
CBG, Incorporated	\$94,004.20
A.P. Bowden Construction Incorporated	\$112,042.00
Rea Construction Company	\$177,707.50

Bids opened April 29, 2004



Donna J. Harris, CPPB
Procurement Officer

CD 7



Minutes are left out intentionally until approved by Lexington County Council. Upon Council's approval, the minutes will be available on the internet.

COUNTY OF LEXINGTON, SOUTH CAROLINA

ORDINANCE NO. 04-05

AN ORDINANCE TO ESTABLISH A SYSTEM FOR RECEIPT OF DEPOSITS IN LIEU OF RECOGNIZANCE AS ALLOWED BY SOUTH CAROLINA CODE SECTION 22-5-530.

Pursuant to the authority granted by the Constitution of the State of South Carolina and General Assembly of the State of South Carolina, be it ordained and enacted by the Lexington County Council as follows:

WHEREAS, South Carolina Code Section 22-5-530(B) allows the governing body to establish a system for receipt of deposits in lieu of recognizance for people held or incarcerated in a jail or detention facility by depositing a sum of money with the jail or detention facility in the sum of money not to exceed the maximum fine in the case for which the person is being tried; and

WHEREAS, the County Council finds adopting such a system would help simplify and streamline the release of a person charged with a crime;

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

Section 1. Pursuant to South Carolina Code Section 22-5-530, the Lexington County Sheriff's Department and the Lexington County Detention Center is authorized to develop a system for receipt of deposits in lieu of recognizance for persons held or incarcerated in the Lexington County Detention Center. Upon posting of the required deposit, an incarcerated person may be released from custody as allowed by state law. Further, the Sheriff's Department is authorized to develop such rules, regulations, policies and procedures for the lawful and proper implementation of this system.

Section 2. The plan for implementation shall comply with all requirements of South Carolina Code Section 22-5-530 and any other applicable state law. Further, any plan of implementation shall be submitted to the Office of Court Administration for approval.

Section 3. This Ordinance shall take effect upon the date of the approval of such plan by the Office of Court Administration.

Enacted this _____ day of _____, 2004.

George H. Davis, Chairman

ATTEST:

Dorothy K. Black, Clerk

First Reading: _____

Second Reading: _____

Public Hearing: _____

Third & Final Reading: _____

Filed w/Clerk of Court: _____

COMMITTEE REPORT

RE: Cars for Reserve Deputies

DATE: April 29, 2004

COMMITTEE: Justice Committee

MAJORITY REPORT: Yes

As part of the Justice Committee meeting on Tuesday, April 27, 2004, Mr. Keisler asked that the committee consider providing several vehicles for use by reserve deputies as an item of new business.

Mr. Keisler stated the Reserve Deputies, who are volunteers, are in great need of additional vehicles. He stated the Sheriff's Department is in the process of replacing ten vehicles and requested that three of the vehicles be assigned to the Reserve Deputies. He stated the Reserve Deputies are having to ride together due to the limited number of vehicles assigned to them and the additional vehicles would allow more deputies on patrol.

The committee voted to recommend that Council approve the reassignment of three vehicles for Reserve Deputies in accordance with the Fleet policy. The Fleet Manager will assess the three vehicles to be sure that it will be cost effective.

COMMITTEE REPORT

RE: Town of Pine Ridge - Park

DATE: April 29, 2004

COMMITTEE: Committee of the Whole

MAJORITY REPORT: Yes

As part of the Committee of the Whole committee meeting on Tuesday, April 27, 2004, Mr. Cullum asked that the committee consider providing funds through the Temporary Alcohol Beverage License Fee fund for enhancements to the park in the Town of Pine Ridge, which is owned by the National Guard. The amount requested is \$4,000.00.

The committee voted to recommend that full Council approve \$4,000.00 out of FY 2003/04 Temporary Alcohol Beverage License Fee fund for enhancements to the park in the Town of Pine Ridge. The funds will be administered by the Town of Pine Ridge.

the loan agreement entered into with respect to the Refunding Bonds, obligate itself to pay to the Authority sums sufficient to pay the principal, interest and premium, if any, on the Refunding Bonds, as and when the same become due and payable; and

WHEREAS, the County Council of Lexington County and the Authority have this day jointly held a public hearing, duly noticed by publication in a newspaper having general circulation in the County not less than 15 days prior to the date hereof, at which all interested persons were given a reasonable opportunity to express their views;

NOW, THEREFORE, BE IT RESOLVED by the County Council of Lexington County, South Carolina, as follows:

Section 1. It is hereby found, determined and declared as follows: (1) the refinancing of the 1993 Bonds will subserve the purposes of the Act; (2) the refinancing of the 1993 Bonds is anticipated to benefit the general public welfare of the County by assisting in the retention of services, employment or other public benefits not otherwise provided locally; (3) the refinancing of the 1993 Bonds will give rise to no pecuniary liability of the County or a charge against its general credit or taxing power; (4) the amount of bonds required to refinance the 1993 Bonds does not exceed \$8,000,000; and (5) the documents to be delivered by the Borrower and the Authority with respect to the Refunding Bonds will provide, among other things, (i) for the amount necessary in each year to pay the principal of and interest on the Refunding Bonds, (ii) whether the reserve funds of any nature will be established with respect to the retirement of the Refunding Bonds and the maintenance of the Project and (iii) that the Borrower shall maintain the Project and carry all proper insurance with respect thereto.

Section 2. The County Council of Lexington County approves the refinancing of the 1993 Bonds and supports the Authority in its determination to issue the Refunding Bonds to defray the cost of such refinancing.

Section 3. All orders and resolutions and parts thereof in conflict herewith are to the extent of such conflict hereby repealed, and this resolution shall take effect and be in full force from and after its passage and approval.

Passed and approved May 11, 2004.

LEXINGTON COUNTY, SOUTH CAROLINA

George H. Davis, Chairman
Lexington County Council

ATTEST:

Dorothy K. Black, Clerk to County Council
of Lexington County, South Carolina

STATE OF SOUTH CAROLINA

COUNTY OF LEXINGTON

I, the undersigned Clerk of the County Council of Lexington County, South Carolina do hereby certify that the foregoing is a true, correct and verbatim copy of a Resolution duly adopted by said County Council at its regularly scheduled meeting held on May 11, 2004, at which meeting a quorum was at all times present.

WITNESS MY HAND this ___ day of May, 2004.

Dorothy K. Black, Clerk to County Council of
Lexington County, South Carolina

Ordinance #04-03

An Ordinance amending the Lexington County Landscape Ordinance to revise the scope of these regulations in the following manner with respect to Article 3, Section 6 (Major Road Corridors), and Article 3, Section 7 (Scenic Corridor Protection).

{Make the following changes under Article 3 of the Table of Contents.}

Section 6. Major Road Corridors	14
3.6.1 Identification of Major Corridors	14
3.6.2 Pre-Development Activity	14
3.6.3 Trees	14
Section 7. Scenic Corridor Protection	15
3.7.1 Identification of Scenic Corridors	15
3.7.2 Scope of Regulations	15
3.7.23 Pre-Development Activity	15
3.7.34 Clearing Plan	15
3.7.45 Preservation Requirements	156
3.7.56 Signs and Entrancesways	16
3.7.67 Additional Zoning Requirements	16

{Add the following sentence to Section 1.3.}

1.3 Scope of Regulations

Except as otherwise stated, the regulations set forth herein shall apply to all Residential Attached (3 or more) dwelling units, as defined within the Lexington County Zoning Ordinance, and all non-residential development within the unincorporated area of Lexington County, with the exception of the following development conditions/activities:

- a. Any public road construction or utility construction project, except as described in Article 3, Section 4, "Service Areas and Utilities."
- b. Any land used for Crops and Animal Raising, as defined in the Lexington County Zoning Ordinance. This definition includes the raising of trees, vines, field, forage or other plant crops intended to provide food or fiber. However, processing areas, buildings, and retail or wholesale activities related to crops and animal raising are not exempt from the terms of this Ordinance.
- c. Non-residential development containing a parking lot that is used as a display/storage area greater than ten thousand (10,000) square feet shall be exempt from the provisions of Article 3, Section 3, "Parking Lots", within the display area only. (i.e., Automobile, Boat and Craft dealerships; truck terminals; etcetera).

Some of the residential activities, exempted above from the scope of these regulations, must follow the requirements of Section 7, Scenic Corridor Protection.

{Make the following changes to Article 3, Section 6.}

Section 6. Major Road Corridors

It is recognized that a number of frequently-traveled thoroughfares in Lexington County have lost their natural canopies and scenic qualities due to development and road widening projects. It is important then, to the greatest extent practical, that trees in public spaces along the main byways through the community be preserved or reestablished.

3.6.1 Identification of Major Road Corridors

Any road identified as an Arterial, **Collector, or Local** Road by the Lexington County Zoning Ordinance shall be considered a **major road** corridor. Where any **major road** corridor or portion thereof is also identified as a scenic corridor, the requirements of Section 7, "Scenic Corridor Protection," shall prevail.

3.6.2 Pre-Development Activity

Recognizing that in some instances lot-clearing and replanting may be the most cost-effective method of development, and that some existing trees are not suitable or desirable as street-frontage trees, developers are encouraged to identify those trees along **major road** corridors that may be preserved during the clearing and development process. The Landscape Administrator may approve preservation of these trees in lieu of or in combination with specific re-planting efforts.

3.6.3 Trees

- a. Street frontage trees shall average at least one tree per forty (40) feet of frontage, or portion thereof.
- b. Where there are not sufficient existing street frontage trees at development sites on **major road** corridors, the Landscape Administrator shall require the addition of canopy or understory trees, or a combination of the two, in order to enhance the street-scape and public space created by development along road frontage.
- c. Street frontage trees required to be planted shall be setback at least 10 feet, but not greater than 20 feet, from the future road right-of-way as established in the Right-of-Way Plan and set forth in the Lexington County Zoning Ordinance.
- d. Large canopy trees to provide shade will be required except where there exist overhead utilities. Where overhead utilities exist or are planned, understory trees may be required instead of large canopy trees, at a replacement density of three understory trees for each canopy tree.
- e. The location of signs and driveways as part of the development shall take into account the required addition of trees. Signs should be designed and placed in a manner so as not to be obstructed by the required street frontage trees along a **major road** corridor.

{Insert the following new Section 3.7.2 into Article 3, Section 7, and renumber the remainder of the section as necessary.}

3.7.2 Scope of Regulations

This section shall apply to activities as outlined in Section 1.3. Additionally, the following residential activities shall also be required to follow the restrictions in this section on Scenic Corridor Protection:

- a. Residential subdivisions that have lots developed with frontage on a Scenic Corridor. The requirements of this section shall not apply if the portion of the lot that fronts the road is the front yard of the residence.***
- b. Developments that contain Residential Attached (two dwelling units) activities.***
- c. Mobile Home Parks.***

This Ordinance shall take effect _____, 2004.

Enacted this _____th day of _____, 2004.

George H. Davis, Chairman

ATTEST:

Dorothy K. Black, Clerk of Council

First Reading:	_____
Public Hearing:	_____
Second Reading:	_____
Third & Final Reading:	_____
Filed w/Clerk of Court:	_____