

**AGENDA**  
**LEXINGTON COUNTY COUNCIL**  
**Committee Meetings**

**Tuesday, August 24, 2004**

**Second Floor - County Administration Building**  
**212 South Lake Drive, Lexington, SC 29072**  
**Telephone - 803-359-8103 -- FAX 803-359-8101**

**2:40 p.m. - 2:50 p.m. - Planning and Administration**

- (1) Community Development Block Grant (CDBG) Program - Consolidated Annual Performance and Evaluation Report - Program Year 2003 (July 1, 2003 - June 30, 2004) - Community & Economic Development - Tammy Coghill, Director and George Bistany, Community Development Administrator ..... **A**
- (2) Old Business/New Business
- (3) Adjournment

**2:50 p.m. - 3:15 p.m. - Economic Development**

- (1) Request for Approval to Apply for Grant - Grant Agreement #1482 Between S.C. State Budget and Control Board and Lexington County/Joint Municipal Water and Sewer Commission - Joint Municipal Water and Sewer Commission - Donna Gullede, Intergovernmental Relations Coordinator ..... **B**
- (2) Project Troy - Community & Economic Development - Tammy Coghill, Director
- (3) Old Business/New Business
- (4) Adjournment

**3:15 p.m. - 3:30 p.m. - Airport Committee**

- (1) Staff Update - Community & Economic Development - Tammy Coghill, Director ..... **C**
- (2) Old Business/New Business
- (3) Adjournment

**3:30 p.m. - 4:00 p.m. - Public Works**

- (1) "C" Fund Bond - Public Works - John Fecht, Director ..... **D**
- (2) Legal Closing of Creek Ranch Road - Public Works - John Fecht, Director ..... **E**
- (3) Ozone Early Action Policies - Public Works - John Fecht, Director ..... **F**
- (4) Old Business/New Business
- (5) Adjournment

**4:00 p.m. - 4:15 p.m. - Committee of the Whole**

- (1) Classification and Compensation ..... **G**
- (2) Old Business/New Business
- (3) Adjournment

**Planning & Administration**

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

**Economic Development**

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

**Airport Committee**

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

**Public Works**

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

**Committee of the Whole**

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

**A G E N D A**  
**LEXINGTON COUNTY COUNCIL**  
**Tuesday, August 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**

**S.C. Law Enforcement Officers' Association - Award of Excellence - Presented by Ms. Alisa Mosley**

**Presentation of Resolutions - Palmetto Health Hospice - Presented by Chairman Davis**

- Resolutions** ..... **H**
- (1) Impact Fee Ordinance
  - (2) Lexington County Sheriff's Department - 2004 Santee Cooper Excellence in Law Enforcement Award
  - (3) Oak Grove Magistrate's Office

- Appointments** ..... **I**
- (1) Midlands Workforce Development Board ..... **J**

- Bids/Purchases/RFPs**
- (1) Function One Computer Hardware Purchase - Information Services ..... **K**
  - (2) Print Management Client Modules, Release Station Modules and Installation - Library Services ..... **L**
  - (3) Classroom Furnishings - Public Safety/EMS ..... **M**
  - (4) Better Built Trailer - Public Works ..... **N**
  - (5) Caterpillar Motorgraders/Sole Source Procurement - Public Works ..... **O**
  - (6) Isle of Pines Water & Sewer Main Extensions - Public Works ..... **P**
  - (7) Computer Servers and Microsoft Software - Sheriff's Department ..... **Q**

(8) Fleet Vehicle Replacements - Sheriff's Department .....	<b>R</b>
(9) Kofax Workstation Licenses and Annual Maintenance - Sheriff's Department .....	<b>S</b>
(10) Roamabout R2 Wireless System - Sheriff's Department .....	<b>T</b>
(11) Video Conferencing Equipment - Sheriff's Department .....	<b>U</b>
(12) Microsoft Software - Solicitor's Office .....	<b>V</b>
(13) Professional Engineering Services - Solid Waste Management .....	<b>W</b>
(14) Steel Plates - Solid Waste Management .....	<b>X</b>

**Chairman's Report**

- (1) J. Mitchell Graham Award

**Administrator's Report**

- (1) Standard & Poor's Bond Rating Review ..... **Y**
- (2) Electronic Voting Machines

**Budget Amendment Resolutions**

- Approval of Minutes** - Meeting of July 27, 2004 ..... **Z**

**Zoning Amendments**

- (1) Zoning Map Amendment M04-04 - Torrey Pine Lane, Little Gap Court, Little Gap Lane located in Crystal Pines - Announcement of 1<sup>st</sup> Reading ..... **1**

**Ordinances**

- (1) Ordinance 04-03 - Amending the Lexington County Landscape Ordinance - 3<sup>rd</sup> and Final Reading ..... **2**
- (2) Ordinance 04-06 - An Ordinance to Establish and Create a Special Tax District Within Lexington County, South Carolina, to be Known as "Isle of Pines Special Tax District" - Not to Exceed \$400,000 - 3<sup>rd</sup> and Final Reading ..... **3**

**Economic Development, J. Jeffcoat, Chairman**

- (1) Request for Approval to Apply for Grant - Grant Agreement #1482 Between S.C. State Budget and Control Board and Lexington County/Joint Municipal Water and Sewer Commission  
**(Tab B)**

**Airport Committee, B. Rucker, Chairman**

- (1) Pelion Corporate Airport - Community and Economic Development ..... 4

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

- (1) Legal Closing of Creek Ranch Road - Public Works (Tab E)
- (2) Ozone Early Action Policies - Public Works (Tab F)

**Committee of the Whole, S. Davis, Chairman**

- (1) Classification and Compensation (Tab G)

**Presentation**

- (1) Ms. Ellen Stringer, Youth Services Coordinator - Library Services - Hispanic Programs Offered Through Lexington County Library

**6:00 P.M. - Public Hearings**

- (1) Zoning Map Amendment M04-03 - 234 St. Andrews Road ..... 5
- (2) FY2004 Local Law Enforcement Block Grant ..... 6

**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) 359-8121 Fax (803) 359-8188

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### MEMORANDUM

To: Planning and Administration Committee  
Lexington County Council

Through: Art Brooks, County Administrator

From: George Bistany – Community Development Administrator

Date: August 11, 2004

Subject: Community Development Block Grant (CDBG) Program  
Consolidated Annual Performance and Evaluation Report  
Program Year 2003 (July 1, 2003 – June 30, 2004)

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The County's fourth year of participation in the Community Development Block Grant Program ended on June 30, 2004. Year-end reporting requirements include the submission of a narrative report on goals accomplished in conjunction with our 5-year Consolidated Plan and financial reports for the year.

Prior to submission to HUD, this report is made available for public comment for 15 days and is presented at two public hearings. The 15-day comment period is August 16 - 30, 2004. The public hearings have been scheduled for Thursday, August 26, 2004 at 4:00 pm and 6:00 pm in Council Chambers. Following the public hearings and comment period, any comments received are incorporated into the report and the final report is submitted to HUD. The report is due no later than September 28, 2004.

The CAPER is being submitted to County Council for information purposes. Their approval is not expressly required, as the activities have already been approved through the Consolidated Plan and Annual Action Plan process. Staff will be prepared to review highlights of the report at the Council's Planning and Administration Committee meeting on August 24.

Progress during the past year includes the completion of Phase I drainage improvements in the Bellemeade neighborhood, purchase of pumper and tanker trucks for Fire Services, engineering of a water line and road paving in the Happy Town Road area near the Town of Swansea, and the engineering of road paving for Walter Shealy Road near the Town of Batesburg-Leesville. Attached are copies of some of the slides planned for the public hearings that provide additional information on the program year accomplishments.

#### Requested Action:

- **Committee recommends Council accept the proposed Consolidated Annual Performance and Evaluation Report as information.**

## Community Development Block Grant Program

### Consolidated Annual Performance Evaluation Report Program Year 2003 July 1, 2003 – June 30, 2004



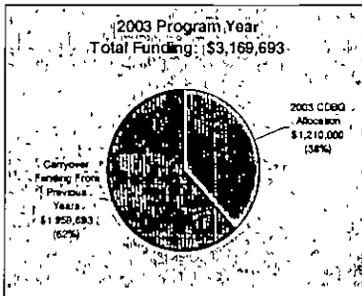
Lexington County  
Community and Economic Development Department  
August 2004

## What is CDBG?

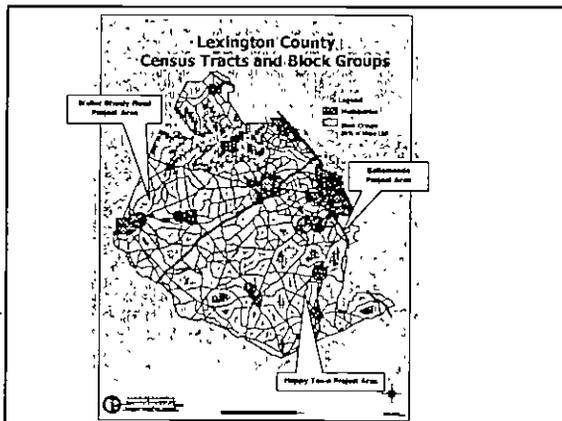
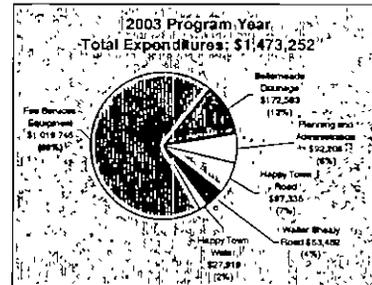
- Funding to help low and moderate income persons, households, and neighborhoods
- Funds are based on population and poverty statistics
- County decides funding priorities (within federal guidelines)
- Requires end-of-year reporting



## Available Funding



## Expenditures



## Summary of Accomplishments

- **Bellevue Drainage Improvements**
  - Construction Completed June 2004
  - 1,030 LF of concrete pipe, junction boxes and catch basins installed
  - Additional drainage needs to be addressed in Phase II.



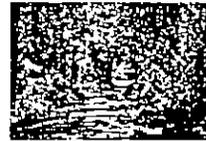
## Summary of Accomplishments

- Happy Town Water/Fire Improvements
- Happy Town Road Improvements
  - Environmental Completed
  - Engineering in Progress
  - Securing Right of Way Easements
  - Expect to bid out in Fall 2004



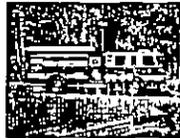
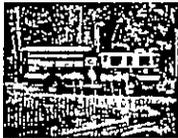
## Summary of Accomplishments

- Walter Shealy Road Improvements
  - Environmental Complete
  - Engineering Underway
  - Securing Right of Way Easements
  - Expect to bid out in Fall 2004



## Summary of Accomplishments

- Fire Services Equipment
  - Purchase of four (4) pumper trucks
  - Purchase of (2) tanker trucks



## Next Steps

- Submit comments by 5:00 PM, August 30, 2004.
- CAPER to be submitted to HUD by Sept. 28, 2004.



## Questions or Comments



George Bistany  
Community Development Administrator  
212 South Lake Drive – Administration Building  
Lexington, South Carolina 29072  
Telephone (808-8600)  
Fax (359-8188)  
E-Mail. [gbistany@lex-co.com](mailto:gbistany@lex-co.com)



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

**interoffice**  
**MEMORANDUM**

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**to:** County Council

**from:** Evelyn P. Babbitt, CPA,  
Manager of Grants Administration

**subject:** Grant Agreement #1482 between SC State Budget and Control Board and  
Lexington County/Joint Municipal Water and Sewer Commission

**date:** August 16, 2004

The Joint Municipal Water and Sewer Commission is applying for a grant in the amount of \$350,000.00 through the County of Lexington to the State Budget and Control Board. This grant is for the purpose of constructing 70,000 linear feet of forcemain in order to close out the Lexington County Joint Municipal Water and Sewer Commission Old Barnwell WWTP.

The JMWSC is requesting your approval to apply for this grant through the County of Lexington, which will only act as a pass-through agency. The JMWSC is providing the matching funds to complete the project.

STATE OF SOUTH CAROLINA  
*State Budget and Control Board*  
OFFICE OF LOCAL GOVERNMENT

MARK SANFORD, CHAIRMAN  
GOVERNOR

GRADY L. PATTERSON, JR.  
STATE TREASURER

RICHARD ECKSTROM  
COMPTROLLER GENERAL



P.O. BOX 11867  
COLUMBIA, SOUTH CAROLINA 29211  
(803) 734-2382

MICHAEL S. GULLEDGE  
DIRECTOR

HUGH K. LEATHERMAN, SR.  
CHAIRMAN, SENATE FINANCE COMMITTEE

ROBERT W. HARRELL, JR.  
CHAIRMAN, WAYS AND MEANS COMMITTEE

FRANK W. FUSCO  
EXECUTIVE DIRECTOR

June 28, 2004

Mr. Bill Bull  
Lexington County JMW & SC  
Post Office Box 1966  
Lexington, South Carolina 29071

Dear Mr. Bull:

Please find enclosed Grant Application #1482 for the project in Lexington County that I discussed with your office today.

Before the application is completed, please have the person completing it call Nancy Dennis (803-734-2380) to discuss the details.

Sincerely,

A handwritten signature in cursive script, appearing to read "Mike", written in dark ink.

Michael S. Gullledge  
Director

Enclosures

STATE OF SOUTH CAROLINA  
**State Budget and Control Board**  
 OFFICE OF LOCAL GOVERNMENT



**GRANT AGREEMENT**

This grant agreement is entered into this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, between the South Carolina State Budget and Control Board, through the Office of Local Government, an agency of the State of South Carolina (the "State") and LEXINGTON COUNTY/LEXINGTON COUNTY JMWSC  
COUNTY of the State of South Carolina (the "Project Sponsor").

WHEREAS, the State is authorized to administer and manager certain State funds to be used for rural improvement, economic development and to improve the quality of life for the citizens of the State of South Carolina; and

WHEREAS, Project Sponsor may undertake projects and receive assistance in the financing of such projects by way of grants made from such State funds and to enter into grant agreements providing for the terms for using such grants and providing for the repayment of amounts received from the funds together with interest thereon in the event of violation of such terms by the Project Sponsor; and

WHEREAS, the Project Sponsor proposes to acquire and/or construct the goods and/or services for the project described in Appendix "A" hereto (the "Project");

NOW, THEREFORE, BE IT AGREED AS FOLLOWS:

**ARTICLE 1**

**Section 1.1. Definitions:** Except to the extent modified or supplemented by this Agreement, any term used herein shall have the following meaning:

- 1.1.1 Agreement means this Grant Agreement, as described above and any amendments or supplements thereto.
- 1.1.2 Grant Funds means the monies and any loans secured by loan guarantees provided under this Agreement.
- 1.1.3 Project means the construction or manufacturing program or other activities, including the administration thereof, with respect to which Grant Funds are being provided under this Agreement as more particularly described on Appendix "A" attached hereto and made a part hereof.
- 1.1.4 Project Budget means the line-item budget for the use of all grant funds as set forth on Appendix "B" attached hereto and made a part hereof.
- 1.1.5 Project Sponsor means each entity designated as a recipient for grant or loan guarantee assistance in the Grant Award and signing the acceptance provision of the Grant Award.
- 1.1.6 State means the State Budget and Control Board, Office of Local Government ("OLG").

## ARTICLE 2

### GRANT CONDITIONS

Section 2.1. Grant made and accepted: In consideration of the mutual promises of this Agreement and upon and subject to its terms and conditions, the State agrees to make, and the Project Sponsor agrees to accept, the Grant herein provided for \_\_\_\_\_

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Section 2.2 Purpose Limited to Project: The Project Sponsor shall use the proceeds of the grant only to pay the actual costs of the project described in the Project Budget. Except to the extent otherwise approved in writing by the State, only the costs shown in the Project Budget shall be allowed and only in the amounts provided for each category.

Section 2.3. Ineligible costs: Funds obligated or expended prior to the grant award or for activities which have not received prior approval from the State shall be considered ineligible costs and shall not be eligible for payment with Grant Funds.

Section 2.4. Budget Changes: Any changes in the grant budget affecting more than ten percent (10%) of any line-item must be approved in writing by the State; provided, however, that no increase for the General Administration line-item shall be allowed without prior approval of the State, regardless of the amount of percentage of increase.

Section 2.5. Grant Award and Letter of Credit: Project Sponsor whose applications for grants are approved by the State, will receive a grant award and letter of credit for the amount of the Project Budget as approved by the Office of Local Government. The Project Sponsor may receive the grant funds following approval of a draw request on the credit established by the Grant Award. Draw requests will be made on forms approved by the State and such requests are subject to approval by the State.

Section 2.6. Disbursements: The State may make and the Project Sponsor shall accept full or partial disbursements from the State only against incurred, actual, eligible costs up to the grant amount as provided in this Agreement. In those cases when the Project Sponsor has paid the incurred project costs and is seeking reimbursement for payment of such costs theretofore paid by the Project Sponsor, any check for disbursement from the fund to pay such costs, at the option of the State, shall be drawn to the Project Sponsor alone or jointly to the Project Sponsor and the vendor supplying the goods and services for the project. Such check will be mailed to the Project Sponsor. Requests for disbursement shall be made on forms of the State, unless the State otherwise directs, and shall be accompanied by such invoices and other proofs as the State may reasonably require.

Section 2.7. Time Limitation and Extension of Time: Grant funds received by the Project Sponsor must be spent as described in Section 2.2 of this Agreement within six (6) months of the date of approval by the State. All unspent grant funds at the end of the above six-month period shall be returned to the State within thirty (30) days of the expiration of the six-month period with interest at the rate of \_\_\_\_\_ % per annum added thereof. The State may grant an extension of time to the Project Sponsor for spending the grant funds if there are extreme hardship circumstances which prevent the Project Sponsor from complying with the time limitation. The Project Sponsor must, prior to the expiration of the six-month period, request, in writing, an extension of time detailing the hardship circumstances, indicating how the Project Sponsor intends to overcome the hardship and projection of when the funds would be spent. In any case, the extension will not exceed three (3) months. The State, in its sole discretion, may terminate its promise to grant all, or any portion of the Grant Funds which have not been advanced if:

- 2.7.1 the Project Sponsor has not entered into a contract with respect to acquisition of goods and services to begin the Project as described in Project Budget within six (6) months of the date hereof; or
- 2.7.2 a circumstance arises or becomes known which, in the State's sole discretion and opinion, (i) substantially impairs the ability of the Project Sponsor to complete the project, or (ii) substantially impairs the merit of the Project.

Section 2.8. Accounting for Project Transactions: The Project Sponsor must set up a separate bank account for each separate grant agreement and account for all grant fund transactions separately. The bank, the account and a Project Sponsor representative shall be designated by the Project Sponsor before it may request disbursements and such designations shall be subject to approval by the State. The bank account used for the grant funds by the Project Sponsor shall be an interest-bearing account.

Section 2.9. Program Income: The State may require as a condition of any funds distributed by the State under the provisions of this Agreement, that the Project Sponsor pay the State any such income as is earned from the Project during the six-month period following the execution of this Agreement. However, the State shall waive such condition to the extent such income is applied by the Project Sponsor to continue the activity from which such income was derived.

### ARTICLE 3

#### Remedies

Section 3.1. Grant Repaid: If the Project Sponsor violates the terms of this Agreement, or any applicable law or regulations, the State may, by notice in writing to the Project Sponsor, demand the principal portion of the Grant Funds which have been disbursed to the Project Sponsor immediately due and payable to the State, together with interest calculated on it at the rate of \_\_\_\_\_% per annum. Interest above shall continue to accrue and compound until the date of payment.

Section 3.2. Collection Costs and Fees: In the event of a violation of this Agreement, the State may collect Grant Funds paid plus interest as described in Section 3.1. Costs and fees associated with the collection, including attorney's fees, are also to be collected from the Project Sponsor. The Project Sponsor agrees to pay the State all such costs and fees, including attorney's fees, incurred in collecting the grant funds and interest.

Section 3.3. Additional Remedy: Upon any failure of the Project Sponsor to make any payment to the State in accordance with the provisions of this Agreement, the State, without further action, may request and the Project Sponsor by acceptance of the grant herein, hereby specifically authorizes the State Treasurer and Comptroller General of the State to pay the State the amount of state aid to which the Project Sponsor may become entitled to until all delinquent payments described in Sections 3.1 and 3.2 have been paid.

### ARTICLE 4

#### General

Section 4.1. Reporting Requirements: The Project Sponsor agrees to complete and submit all reports, in such form and according to such schedule, as may be required by the State.

Section 4.2. Audit: The Project Sponsor agrees to have conducted an independent audit of grant funds and submit all audit findings to the Board upon completion of project.

Section 4.3. Maintenance of Records: Records and accounts for Grant Fund transactions must be maintained using generally-accepted accounting principals. Detailed records and source documents must be maintained in a neat, easily accessible manner. Records for all grant funds must be retained for five (5) years after receipt of the final disbursement by the Project Sponsor. However, if any litigation, claim, or audit is started before the expiration of the five-year period, then records must be retained for five (5) years after the litigation, claim, or audit is resolved.

Section 4.4. Access: All records with respect to all matters covered by this Agreement shall be made available for random audit and inspection by the State.

Section 4.5. Ownership: Title to property acquired in whole or in part with grant funds shall be vested in the Project Sponsor, subject to divestment by State, where its use for project or other approved activities is discontinued. Project Sponsor should exercise caution in the use, maintenance, protection, and preservation of such property during the period of project use. The Project Sponsor must file with the State a property inventory statement (in a form acceptable to the State) within thirty (30) days of receipt of the final disbursement by the Project Sponsor and must agree to be subject to audit by State or its duly authorized representatives for verification of the information contained in the property inventory form.

Section 4.6. Applicable Law: This Agreement is made under and shall be construed in accordance with the laws of the State of South Carolina. By accepting this grant, the Project Sponsor also agrees to submit to the jurisdiction of the courts of the State of South Carolina for all matters arising or to be arise hereunder, including but not limited to, performance of said grant and the payment of licenses and taxes of whatever kind of nature applicable hereto.

Section 4.7. Amendments: Any changes to this grant award affecting the scope of work of the project must be approved, in writing, by the State and shall be incorporated in written amendment(s) to this Agreement.

IN WITNESS WHEREOF, The Project Sponsor and the State have caused these presents to be signed, sealed and delivered all as of the date hereon.

(SEAL)

LEXINGTON COUNTY  
(Project Sponsor)

By \_\_\_\_\_

Print Name WILLIAM A BROOKS

Its LEXINGTON COUNTY ADMINISTRATOR

Attest:

\_\_\_\_\_  
Its \_\_\_\_\_

South Carolina State Budget and Control Board

By \_\_\_\_\_

In accordance with Proviso 14.91 of the 1990-1991 State Appropriations Act, I hereby attest to have reviewed this Grant Agreement for the herein named project.

Diikki G. Seitzler (Senator)

Diikki G. Seitzler (Print Name)

Kenneth A. Bingham (House Member)

KENNETH A. BINGHAM (Print Name)

APPENDIX "A"

PROJECT SPONSOR: \_\_\_\_\_

GRANT NUMBER: \_\_\_\_\_

SCOPE OF WORK

	<u>Description</u>	<u>Budget</u>	<u>Grant Funds Requested</u>
1.	<u>24" Forcemain</u>	<u>4,298,020<sup>00</sup></u>	<u>350,000<sup>00</sup></u>
2.	<u>24" R5. Forcemain</u>	<u>631,896<sup>00</sup></u>	_____
3.	<u>11 1/4 Bend</u>	<u>9<sup>00</sup></u>	_____
4.	<u>22 1/2 Bend</u>	<u>13<sup>00</sup></u>	_____
5.	<u>45° Bend</u>	<u>51<sup>00</sup></u>	_____
6.	<u>90° Bend</u>	<u>3<sup>00</sup></u>	_____
7.	<u>24"x24" MJ Tee</u>	<u>3,950<sup>00</sup></u>	_____
8.	<u>36"x24" Tee</u>	<u>15,450<sup>00</sup></u>	_____
9.	<u>3"x3" Combination Air/Vacuum</u>	<u>152,220<sup>00</sup></u>	_____
10.	<u>36" Bore &amp; Jack Steel Casing</u>	<u>490,500<sup>00</sup></u>	_____
11.	<u>24" MJ Plug Valve</u>	<u>159,300<sup>00</sup></u>	_____
12.	<u>36" MJ Resilient Seated Valve</u>	<u>48,875<sup>00</sup></u>	_____
13.	<u>Cut &amp; Replace Asphalt Driveways &amp; Parking Lots</u>	<u>76,375<sup>00</sup></u>	_____
14.	<u>Asphalt Resurfacing</u>	<u>9,720<sup>00</sup></u>	_____
15.	<u>Cut &amp; Replace Asphalt Roadways</u>	<u>3,875<sup>00</sup></u>	_____
16.	<u>Weatherproof Signs</u>	<u>1,700<sup>00</sup></u>	_____
17.	<u>Seeding</u>	<u>58,212<sup>00</sup></u>	_____
18.	_____	_____	_____
19.	_____	_____	_____
20.	_____	_____	_____

**APPENDIX "B"**

The Project shall consist of the following:

70,000 linear feet of forcemain in  
order to close out the Lexington County  
Joint Municipal Water and Sewer Commission  
Old Barnwell WWTP.

Source of Funding of Project:

Federal Funds	_____
State Funds	_____
Local Funds	_____
Other Funds	_____
Budget and Control Board Funds	_____
Total Project Funds	_____



AMERICAN ENGINEERING CONSULTANTS, INC.

1300 12th Street • PO Box 2299 • Cayce, SC 29171

Tel: (803) 791-1400 • Fax: (803) 791-8110

## LETTER OF TRANSMITTAL

To: LCJMW & S Commission

Date: 7/27/2004 Job No.: 00-024

Project Name: Lex/Cayce Interconnect

RE: DIVISION II - Three (3) low bidders

Attention: Guy Schmoltze

WE ARE SENDING YOU  Attached  Under separate cover via \_\_\_\_\_ the following items:

Shop Drawings

Prints

Sepias

Specifications

Samples

Copy of Letter

Change Order

\_\_\_\_\_

VIA  Hand Delivered

U.S. Mail

UPS

Fed Ex

\_\_\_\_\_

No.	Date	Description
1		BID - Interconnect - Division I - Low Bidder - McClam & Associates
1		BID - Interconnect - Division I - 2 <sup>nd</sup> Low Bidder - C R Jackson
1		BID - Interconnect - Division I - 3 <sup>rd</sup> Low Bidder - Hobby Construction

THESE ARE TRANSMITTED as checked below:

For approval

Approved as submitted

Resubmit \_\_\_\_\_ copies for approval

For your use

Approved as noted

Submit \_\_\_\_\_ copies for distribution

As requested

Returned for corrections

Return \_\_\_\_\_ corrected prints

For review and comment

\_\_\_\_\_

For bids due

Prints returned after loan to us

REMARKS:

Guy,  
If you need any further information please give me a call.

COPY: File

SIGNED: \_\_\_\_\_

Ann Quattrone

If enclosures are not as noted, please notify immediately.

BID TABULATION FORM

OLD BARNWELL WWTP INTERCONNECTION TO CAYCE WWTP, DIVISION I - PUMP STATION AND DIVISION II - FORCE MAIN  
LEXINGTON COUNTY JOINT MUNICIPAL WATER AND SEWER COMMISSION

June 8, 2004, 2:00 P.M.

Project No. 00-024

Contractor	TOTAL BID DIVISION I	TOTAL BID DIVISION II	TOTAL BID DIVISION II ALTERNATE NO. 1	TOTAL BID DIV. I & DIV II WITH ALTERNATE NO.1	TOTAL BID DIVISION II ALTERNATE NO. 2	TOTAL BID FOR BOTH DIV I & DIV II WITH ALTERNATE NO. 2
Moorhead Construction, Inc.	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid
McClam & Associates, Inc.	No Bid	<sup>1</sup> \$5,950,153.00	<sup>2</sup> \$7,518,076.30		<sup>1</sup> \$8,367,197.90	
Ruby-Collins, Inc.				No Bid		
Chandler Construction Services, Inc.	<sup>2</sup> \$1,882,395.00	\$6,431,259.00	\$7,823,494.00	\$9,705,889.00	\$8,853,060.00	\$10,735,455.00
Mabus Bros. Construction Co., Inc.				No Bid		
CR Jackson, Inc.	No Bid	<sup>2</sup> \$6,079,193.00	\$8,078,495.00		\$8,931,072.00	
Reynold's, Inc.	<sup>3</sup> \$2,087,000.00	\$6,797,263.50	\$8,893,980.00	* \$10,880,980.00	\$9,689,199.50	* \$11,676,199.50
S.J. Louis Construction, Inc.	No Bid	\$6,419,185.00	\$7,682,703.00		<sup>2</sup> \$8,567,911.00	
BCD Associates, Inc.	No Bid	\$6,647,030.00	\$8,215,500.00		\$9,439,825.00	
Bryant Electric, Inc.	No Bid	\$6,796,711.00	\$8,309,246.00		** \$9,183,736.80	
Haren Construction Co., Inc.	\$2,132,000.00	No Bid				
Hobby Construction Co., Inc.	No Bid	<sup>3</sup> \$6,117,012.00	<sup>1</sup> \$7,429,572.30		<sup>2</sup> \$8,432,208.95	
Lake Murray Utility Co., Inc.				No Bid		
Wateree Construction Co., Inc.	<sup>1</sup> \$1,607,000.00	No Bid				
Tommy Griffin Plumbing & Heating Co.	No Bid	\$7,318,795.50	\$8,882,375.32		\$9,374,087.28	

\* Reynolds, Inc. includes \$100,000 deduct for Div. I & Div. II

\*\* Bryant Electric had \$25,132.80 mathematical error for Div. II, Alt. II



County of Lexington  
Community and Economic Development  
212 South Lake Drive Lexington, SC 29072  
(803) 359-8121 Fax (803) 359-8188

## MEMORANDUM

To: Pelion Airport Committee  
From: Tammy Coghill   
Re: Agenda Item, 8/24/04

### Staff Update

Staff continues to take action regarding the airport. A brief summary by subject follows:

*Transition to Sheriff's Department* – staff is meeting with Chief Tim James the week of 8/16 to discuss details of the transition; that meeting will take place following the submission of this memo to the Clerk so any details that are set will be available to Council during the Committee meeting of 8/24

*Preparation for ownership* – Staff has received "Security Guidelines for General Aviation Airports" from the US Department of Homeland Security as well as "Airport Improvement Program Sponsor's Guide" from the FAA (contains assurances the County must agree to due to the use of federal funds at the site); staff has purchased the reference manual Aviation Beyond the Cockpit, A Desk Reference; and, the County Attorney is working with staff to compose a Letter of Concurrence, requested by the FAA prior to the property transfer that states our intended compliance with all FAA and South Carolina grant conditions related to the County's impending role as Sponsor

*Airport Master Plan/Capital Improvements Plan* – staff has received a proposed Basic Agreement from Wilbur Smith Associates to continue their role in assisting with airport planning and grants/construction management, priced on a per project basis; this relationship will be critical in getting the Capital Improvements Plan for 2005 – 2010 to the FAA and in managing those construction contracts as they're approved for funding

*Purchase of Property* – the County Attorney has now received all necessary documentation from the Town's Attorney to proceed with closing, the only matter outstanding is the temporary leases noted elsewhere in this document

*Waiting List for Hangars* – a small number of tenants have indicated they may not continue their leases due to various reasons not directly related to the change in ownership; several people interested in hangars have contacted staff; we are also updating the waiting list provided by the Town to determine whether those people are still interested

*Site problems* – someone tore down 10 sections of the perimeter fence along Old Charleston Road, presumably in a single car vehicular accident; while the fence was down the property was accessed by one or more ATV's, trespassing on the property; during this time several runway lights were discovered broken as well; Mayor Haggard was scheduling fence repair; staff is working with Aeronautics to hopefully get the lights repaired

*Security* – SC Aeronautics staff have asked that a lock be put on the gate that leads from a service road on-site to the main road - this should limit trespassers (even though the facility's main gate stays open 24 hours) but emergency personnel should be consulted regarding this secondary access prior to taking any action

The kitchen in the terminal building continues to be used regularly for meal preparation – SC Aeronautics expressed some concern and wondered if the building could be locked until the County has a presence there; locking the facility would also halt access to the restrooms and soda machine; the main user of the kitchen appears to be someone related to the gentleman who has been living in a mobile home on-site without paying rent, so the situation may resolve itself in the near future, as he is to be out of the facility later this month

*Temporary Leases* – the County has received nearly all temporary leases from the current twelve hangar tenants; staff has attempted telephone contact with the remaining tenants and hopes to report favorably on this matter at the Committee meeting

*Lease provisions* – in response to continued reported claims that the terms of our lease are not standard, other SC airport leases were again reviewed to determine the presence, if any, of the following practices required by the County in its proposed lease:

Payment for locks/keys – other airports require a deposit that is refunded if the locks and keys are returned; since ours are door handle locks, not padlocks, this may be a little more difficult

Storage and dispensing of flammable goods – language prohibiting this activity is also present in other airport leases (the current Town of Pelion's Airport Regulations and Minimum Standards limits the storage and use of gases and flammable liquids); there are some examples of no storing or dispensing *inside* the hangars, allowing small quantities to be brought on-site for external dispensing

Storage of aircraft and related materials only – this language is also present in other leases (storage of only the tenant's aircraft is also present in other leases)

Subleases – language requiring approval of the County before an assignment of the lease is found in other leases; subleases are not generally allowed

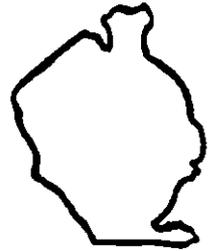
Maintenance – other lease documents limit the performance of maintenance to minor repairs on an individual's own plane

Insurance – the current Town of Pelion Airport Operating Standards require minimum liability coverage of \$1,000,000 for all commercial operations and \$500,000 combined single limited liability for all other users; some other airports require a specific amount of insurance while others just have a general statement of insurance coverage; the FAA model lease includes liability coverage on the hangar; Wilbur Smith staff surveyed several airports and did not find a requirement such as the County's; this appears to be the one issue where examples run from no requirement to a general statement, to a specific coverage requirement

**Action Requested:** No vote needed; Committee may choose to direct staff and the County Attorney regarding the lease terms based on details gleaned from other leases as to standard operation



**COUNTY OF LEXINGTON**  
**PUBLIC WORKS DEPARTMENT**  
**ENGINEERING**



**MEMORANDUM**

**DATE:** August 16, 2004  
**TO:** Art Brooks, County Administrator  
**FROM:** John J. Fechtel, Director of Public Works  
Asst. County Administrator   
**RE:** "C" Fund Bond

---

Some members of Council have expressed an interest in issuing bonds through the State of South Carolina with revenues from "C" Funds as repayment. The following are the basic requirements:

1. The amount of potential bond is set by using a maximum of 15% of the annual revenues as the repayment. Example: \$3,200,000.00 annual revenues times .15 = \$480,000.00 annual repayment. If a bond is 10 years in length (20 maximum) at 4%, we could expect about \$3,893,000.00. Using the same information but extending repayment to 20 years, we could expect to receive about \$6,523,000.00.
2. The projects in which we plan to construct with the bond revenue have to be listed in the request.
3. The annual repayment would come from the future "C" Fund disbursements.

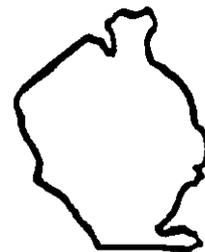
If Council is interested, a detailed explanation can be presented at the next meeting.

Please present this to the Public Works Committee for their consideration.

JJF/sd



**COUNTY OF LEXINGTON**  
PUBLIC WORKS DEPARTMENT  
ENGINEERING



**MEMORANDUM**

**DATE:** August 13, 2004  
**TO:** Art Brooks, County Administrator  
**FROM:** John Fecht, Public Works Director   
Asst. County Administrator  
**RE:** Legal Closing of Creek Ranch Road

---

Attached is a letter from Luther Kneece requesting Creek Ranch Road be closed in its entirety (9,385 feet or 1.78 miles). Mr. Kneece owns both sides of the road except for a short distance on one side (approximately 500') and this property owner has frontage on Hartley Quarter Road. I think Mr. Kneece describes this road and reasons for closing very well.

Please place this on the Public Works committee agenda to be reported out for the full Council's consideration later that day.

As usual we will post this road with signs indicating the proposed closing for 30 days.

8-9-04

John Fechtel  
Lexington County Director of Public Works  
440 Ball Park Rd  
Lexington South Carolina 29072



Dear Mr. Fechtel,

Recently I purchased a tract of land approximately 3 to 4 miles west of Pelion that is located between Highway 178 and Hartley Quarter Road. The property is situated on both sides of Black Creek and consists of approximately 1172 acres. Creek Ranch Rd, a dirt road, transverses the property and is maintained by Lexington County.

My reason for drafting this letter is to request permission to close Creek Ranch Rd. between Highway 178 and my property line near Hartley Quarter Rd. that covers a distance of roughly 1.7 miles. I own the property on both sides of Creek Ranch Rd. for the entire distance. Creek Ranch Rd. is not used by any other property owner to access their land. There is only one other property owner that has road frontage on Creek Ranch Rd. This individual's property joins Creek Ranch Rd for a distance of approximately 500' on the Hartley Quarter end of the road. This property owner accesses his property on his Hartley Quarter Rd. frontage.

My reasons for requesting closure of Creek Ranch Rd are as follows:

1. I am now farming the property and the narrow road is barely wide enough for driving tractors and farm equipment. The road has several sharp curves, slick steep hills, sandy areas, and trees and bushes growing along its dirt banks. I am very concerned about the safety of my workers, myself, and the drivers of other vehicles on the road.
2. Due to the remoteness of this property, I am forced to leave tractors and farm equipment near the fields at night and I am concerned about vandalism of this equipment.
3. Dumping trash has been and continues to be a problem. In addition to ordinary dumping and littering, the previous property owner and I have regularly dealt with someone dumping roofing nails on the ground where I have gates and cables installed that restrict access to the fields, hunting areas and a large pond.
4. A pond on the property covers about 200 acres. Both the previous property owner and I have had to deal regularly with trespassers fishing on the pond and swimming near the spillway. A very large volume of water pours through three sides of the spillway and the water current near the spillway creates a very

dangerous hazard. Teenagers don't seem to realize the danger and have been asked to leave many times. I am very concerned about this liability.

5. Although I can't prove that deer are being hunted at night on the property, the individuals who have hunting rights on the property have seen individuals driving around the fields at night, shining spotlights, presumably trying to spot deer.
6. ~~Creek Ranch Rd is traveled by very few and closing the road will not~~ restrict access to any other individuals property or to any road. On Highway 178 to the east, Bub Shumpert Rd. provides access between Highway 178 and Hartley Quarter Rd. On Highway 178 to the west, Convent Church Rd. provides access between Highway 178 and Hartley Quarter Rd. There are no businesses in the immediate area.
7. Closing Creek Ranch Rd. definitely will not restrict access for any individual to travel to any location. Closing the road would not cause an inconvenience for anyone. Very few individuals use the road.
8. Closing Creek Ranch Rd will result in savings to Lexington County taxpayers. As stated earlier, the road is dangerous in its current condition and will be very ~~costly for the county to trim back~~ growth on each side, widen the road and make the road safe for the few drivers who use the road. I have spent many days this summer farming the open fields and most days do not see any vehicles traveling the road.

I will be happy to meet with you in Lexington or on Creek Ranch Rd. to discuss this request. I have spoken with Lexington County Councilman Billy Derrick about this issue. Mr. Derrick suggested that I document my request to you, possibly avoiding a time consuming and costly legal proceeding for both Lexington County and myself.

Please contact me at my home, 892-2044 or on my cell phone, 422-8025, to discuss this request.

Sincerely,

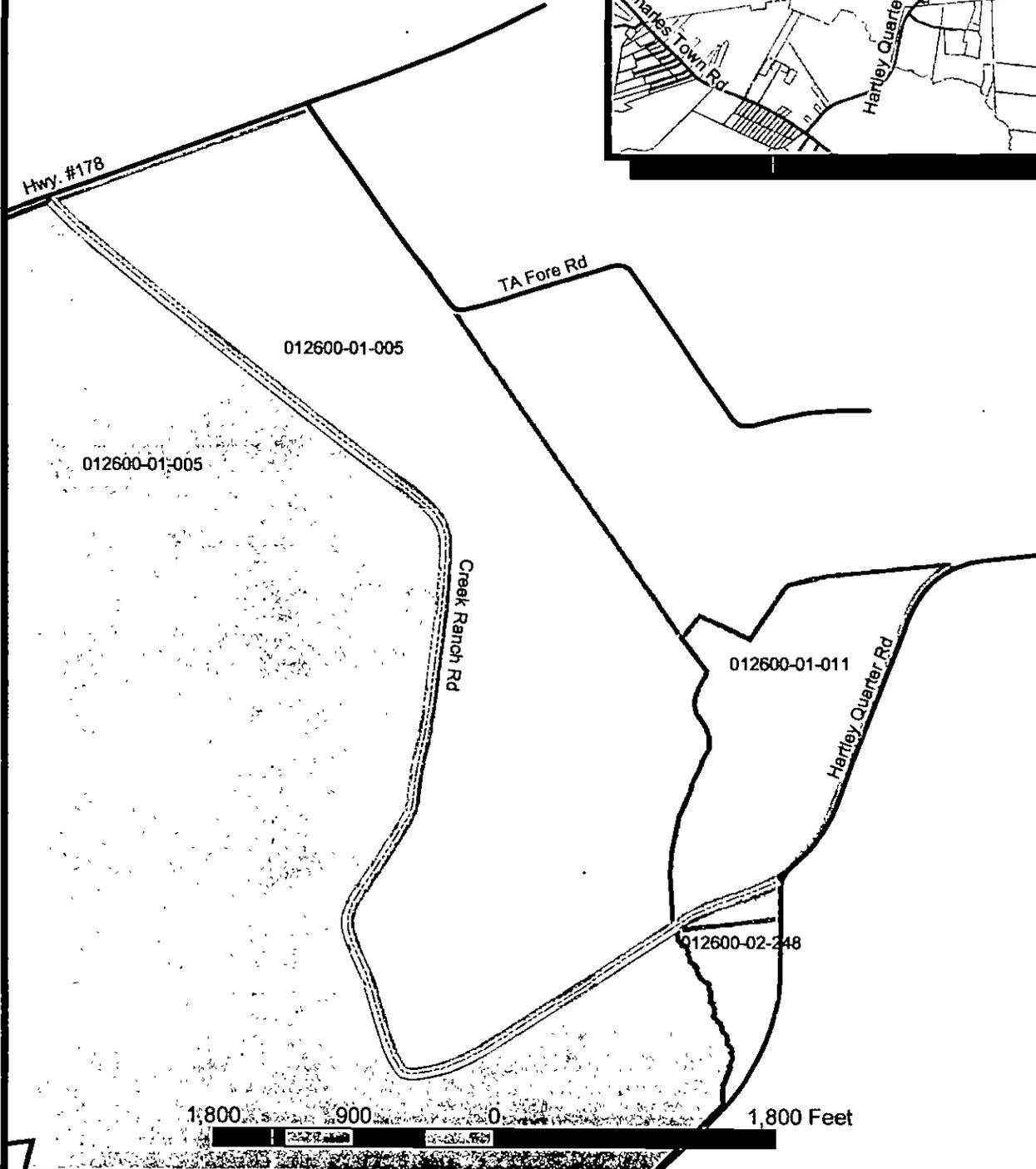
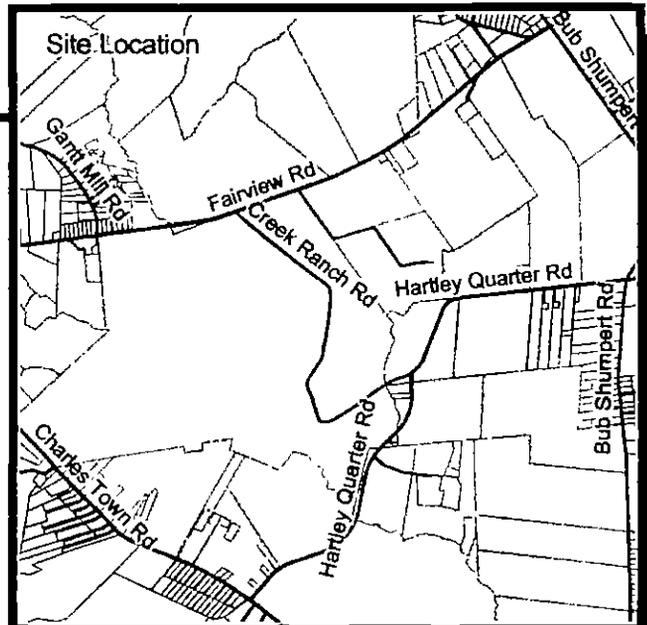
*Luther E. Kneece*

Luther E. Kneece  
130 Tiger Circle  
Gilbert S.C. 29054

# Closing of Creek Ranch Rd

## Legend

- Proposed Closing
- Roads
- Private Property





**COUNTY OF LEXINGTON**  
**PUBLIC WORKS DEPARTMENT**  
**ENGINEERING**



**M E M O R A N D U M**

**DATE:** August 13, 2004  
**TO:** Art Brooks, County Administrator  
**FROM:** John Fecht, Public Works Director  
Asst. County Administrator  
**RE:** Ozone Early Action Policies 

---

Attached are our recommendations and potential recommendations for County Council to adopt as part of our action plan for Lexington County. This voluntary program is a good faith effort by the County to set an example for other local governments and businesses to follow so that we can reach the EPA goals as to ozone and air quality.

Once Council approves this policy, we will contact all other units of government and begin meeting with our manufacturing / industrial businesses to educate and promote this voluntary program.

Please place this item on the Public Works Committee agenda to be reported out for the full Council's consideration later that day.

# RECOMMENDATIONS FOR AIR QUALITY IMPROVEMENTS FOR LEXINGTON COUNTY

## **Employee Education, Notification and Participation**

- Ozone Action Coordinator(s)-John Fechtel/Sheri Armstrong
- Promote employee education/awareness of ozone issues and helpful individual actions (e.g. internal newsletter, mass email, brown bag lunch presentations, flyers, etc.)
- Implement employee alerts for Ozone Action Days (e.g. mass email, network boot up message, bulletin board, etc.)
- Investigate incentives for participating employees (e.g. reserved parking for ride sharing employees, etc.)

## **Operations and Maintenance Activities**

- Delay/reschedule mowing and motorized construction activities to the maximum extent practical during Ozone Action Days
- Investigate the purchase of electric equipment
- Delay/reschedule maintenance and landscaping activities which use small engines to the maximum extent practical during Ozone Action Days
- Examine the practicability of refueling vehicles in the evening during Ozone Season
- To the maximum extent practical limit the “topping off” of tanks while refueling
- Promote carpooling to attend lunches and meetings
- To the maximum extent practical implement building energy conservation measures
  - Require employees to turn off lights and computers daily
  - Investigate the possibility to purchase Energy Star compliant equipment
  - Audit existing buildings for changes to make them more energy efficient to the maximum extent practical
  - Explore the use of Green Power where available
- Restrict to maximum extent practical indoor and outdoor paint jobs during Ozone Action Days
- Study the feasibility to change work schedules to mitigate commute traffic jams
- Consider the purchase of alternative fuels/hybrids vehicles and refuel with alternative fuels wherever possible

## **Commuter Actions**

- Encourage commute alternatives for employees (e.g. rideshare, carpool, etc.)
- Advocate public transportation
- Promote walking/biking as alternatives and emphasize “Health/Exercise”
- Study the feasibility for Alternative Work Schedules (AWS)
- Suggest an alternative commute program

## **Encourage employees not to travel by auto at lunchtime**

- Encourage brown bag lunches or ordering in
- Suggest carpooling to local eating facilities

## **Parking Management**

- Implement preferences for rideshare vehicles

For additional information visit [www.scdhec.net/baq/eap.html](http://www.scdhec.net/baq/eap.html), or  
Contact Sheri Armstrong at [sarmstrong@lex-co.com](mailto:sarmstrong@lex-co.com), (803) 808-8631 phone

## PERSONNEL POLICIES

The County of Lexington uses a system of grades and ranges (a *pay grade schedule*) to classify and compensate its employees. There is a 40% range in each grade from minimum (entry level) to maximum, with the mid-point (20%) of each grade representing the *market value* with respect to *external equity* of Lexington County salaries to the marketplace. Every job (or position) is evaluated to establish its *grade* or relative value within the organization, or its *internal equity*. Annual *performance evaluations* are conducted each year with employee's evaluation scores used to establish a percentage increase in pay applied against the mid-point (or market value) of their position's grade. Therefore, each job or position must be graded in order to apply pay increases.

During fiscal year 2003-2004, Lexington County Council authorized a classification and compensation study. This study was conducted, a recommended salary schedule was developed, and implementation strategies were considered. In order to balance funding issues with the intent to establish salaries at the market based competitive rates, County Council directed staff to develop a delayed implementation plan. The design of this plan includes the following:

- Date of Implementation: September or October 2004. *PAY DATE*  
*OCTOBER 1, 2004*
- No merit or cost-of-living increase will be given prior to this date except those adjusted according to State law.
- Performance Evaluation: The annual performance evaluation will be used in a "modified" way this year to qualify the employee for an "equivalent pay point comparison." A "below expectation" rating (below 3.0 on a scale of 1.0 to 5.0) will disqualify the employee from this adjustment.
- Equivalent Pay Point Comparison: The same relative position in the new pay range as compared to the old pay range. Those current salaries which fall at mid-point or below of the old grade, would be adjusted to the equivalent pay point, but limited to a maximum of \$3,500. Those current salaries which exceed mid-point of the old grade would be adjusted [1%] [2.3%] of current salary and not less than the mid-point of the new grade.
- Maximum Amount of Pay Adjustment: \$3,500, but not less than the minimum of the new pay range.
- Minimum Amount of Pay Adjustment: [1%] [2.3%] of current salary, but not greater than the maximum of the new pay range.

→ Salaries of elected officials will be adjusted according to state law if applicable, or shall be increased in accordance with recommendations from the classification and compensation study and implementation guidelines. Other unevaluated, ungraded positions (typically part-time or temporary) will be adjusted by the cost-of-living component of the pay grade schedule adjustment (2.3%). However, any graded, but unevaluated positions would be adjusted by the COLA but not less than the equivalent hourly rate of the minimum of the pay grade. All of these annual salary adjustments shall be effective on the same pay period as the implementation of the new classification and compensation plan (September or October 2004). Additional pay changes may be made based upon state law and/or specific County Council action.



COUNTY OF LEXINGTON, SOUTH CAROLINA

RESOLUTION

THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA, MEETING IN GENERAL SESSION THE 24TH DAY OF AUGUST, TWO THOUSAND AND FOUR ADOPTED THE FOLLOWING:

WHEREAS, the County of Lexington desires to look into the feasibility of enacting an Impact Fee Ordinance as allowed by State law; and

WHEREAS, the first step in the process is to authorize the Planning Commission to conduct studies and to recommend an Impact Fee Ordinance,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. Pursuant to South Carolina Code §6-1-950 the Lexington County Planning Commission is authorized to conduct the required studies so that they may recommend a Capital Improvement Plan and Impact Fee pursuant to the guidelines set forth in South Carolina Code §6-1-910 through §6-1-2010.

2. The recommendation from the Planning Commission should be completed by the \_\_\_\_\_ day of \_\_\_\_\_, 2004.

Adopted this \_\_\_\_\_, day of \_\_\_\_\_, 2004.

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

RESOLUTION

THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA,  
MEETING IN GENERAL SESSION THE 24TH DAY OF AUGUST, TWO  
THOUSAND AND FOUR ADOPTED THE FOLLOWING:

WHEREAS, the South Carolina Law Enforcement Officers' Association recognized the Lexington County Sheriff's Department as South Carolina's premier law enforcement agency by presenting it with the 2004 Santee Cooper Excellence in Law Enforcement Award; and

WHEREAS, the Sheriff's Department reduced major crimes by 18 percent in 2003; and

WHEREAS, Sheriff James R. Metts implemented accountability in management and directed patrols, ensured deputies received accurate and timely criminal intelligence and directed detectives to relentlessly follow up on leads during criminal investigations; and

WHEREAS, the Sheriff's Department enhanced accountability through the Intel TEAM (Intelligence through Teamwork, Effort and Accountability in Management). Assistant Sheriff Timothy M. James held managers and supervisors personally accountable for providing prompt, effective and accurate services that deter criminal activity and improve the quality of life; and

WHEREAS, the Sheriff's Department enhanced public safety by coordinating joint training for law enforcement, fire and EMS personnel, consolidating public safety dispatch operations and creating a unified chain of command to plan and execute a multi-disciplinary public safety response in the event of a critical incident in Lexington County.

NOW, THEREFORE, BE IT RESOLVED that we, the members of Lexington County Council, enthusiastically congratulate Sheriff James R. Metts and his proven, professional law enforcement team at the Sheriff's Department for providing effective and efficient law enforcement services to 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:

\_\_\_\_\_  
Dorothy K. Black, Clerk



COUNTY OF LEXINGTON, SOUTH CAROLINA

RESOLUTION

THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA,  
MEETING IN GENERAL SESSION THE 24TH DAY OF AUGUST, TWO  
THOUSAND AND FOUR ADOPTED THE FOLLOWING:

WHEREAS, the services provided by the magisterial system are paramount for the increasing population of the County; and

WHEREAS, appropriate housing for the magistrate and staff had to be provided in order for the services of the magisterial system to be administered; and

WHEREAS, Judge Jamie Lucas was the first Magistrate appointed for the Oak Grove area and instrumental in ensuring the facility was conducive in carrying out the functions of the office; and

WHEREAS, a ceremony to officially dedicate and open the facility will be held on Sunday, August 29, 2004.

NOW, THEREFORE, BE IT RESOLVED that we, the members of Lexington County Council, join in dedicating and opening this facility to the service of the County and its citizens.

\_\_\_\_\_  
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**

August 24, 2004

### **BRUCE RUCKER**

**Assessment Appeals Board** - Charles L. Goodwin - Term expires 9/21/04 - Eligible for reappointment

### **SMOKEY DAVIS**

**Assessment Appeals Board** - James S. Cleckler - Term expires 9/21/04 - Eligible for reappointment

### **BOBBY KEISLER**

**Assessment Appeals Board** - Barry Clonts - Term expires 9/21/04 - Eligible for reappointment

### **JOHNNY JEFFCOAT**

**Planning Commission** - Eddie Wilder - Term expires 8/26/04 - Eligible for reappointment

### **JOHN CARRIGG**

**Accommodations Tax Board** - Vacant (Resigned) - Term expires 12/31/06

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

**Library Board** - Vacant (Resigned) - Term expires 9/26/07

### **JOE OWENS**

**Accommodations Tax Board** - Vacant (Resigned) - Term expires 12/31/06

### **TODD CULLUM**

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

**Assessment Appeals Board** - Bill Power - Term expires 9/21/04 - Eligible for reappointment

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

**Planning Commission** - Francis M. Smith - Term expires 8/26/04 - Not eligible for reappointment

**ATHLETIC COMMISSION**

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

Joel Slotnick - Vacant - Term expired 11/30/02 - Eligible for reappointment

**BUILDING CODE BOARD OF APPEALS**

**Building** - E. D. Sturkie - Term expired 8/13/04 - Not eligible for reappointment

**Electrical** - Carroll Shealy - Term expired 8/13/04 - Not eligible for reappointment

**Plumbing** - Vacant - Term expired 08/13/03

**Member at Large (new)**

**CENTRAL MIDLANDS COUNCIL OF GOVERNMENTS**

Melanie P. Ellerbe - At Large - Terms expired 06/15/04 - Eligible for reappointment

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

At-Large Appointments

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

**TEMPORARY SIGN AND PERMITTING COMMITTEE**

Vacant - District 7

# Midlands Workforce Development Board

100 Executive Center Drive, Suite 218  
Columbia, South Carolina 29210

Phone: (803) 744-1670

Fax: (803) 744-1671

August 10, 2004

Mr. George H. "Smokey" Davis, Chairman  
Lexington County Council  
212 South Lake Drive  
Lexington, SC 29072

Authority: Workforce Investment Act of 1998 Section 117; Workforce investment Act Final Rules – 20CFR Part 661.315; and, State WIA Instruction Number: WIA 99-01

Dear Mr. Davis:

We have reviewed the Workforce Investment Act, its implementing regulations and State Workforce Investment Board policy guidance to respond to a question regarding the appointment by local elected officials to local Workforce Investment Boards. Specifically, whether or not Federal or State requirements limit local elected officials in appointing an individual to serve on the Midlands Workforce Development Board as a representative of a Midlands Workforce Investment Area member county when the individual works but does not reside in that county. Based on our review and understanding of the requirements of the Workforce Investment Act (WIA) and State requirements such an appointment is allowable.

The particular appointment in question before Lexington County Council is to re-fill a Lexington County vacancy of one of the board positions that is required by WIA at section 117(b)(2)(A)(vi) – which requires representatives of each of the One Stop partners. In accordance with WIA, the State Workforce Investment Board (State Workforce Investment Act Instruction Number 99-01) has established minimum criteria for representation on local boards that states, in part:

At least one member of the WIB (i.e., Midlands Workforce Development Board) must represent each of the twelve mandated One Stop partners which include entities that carry out...

6.a.4) vocational rehabilitation programs authorized under parts A and parts B of Title I of the Rehabilitation Act of 1973 (29USC720 et seq)

Since the requirement for this appointment serves the disabled population in Lexington County, the appointment has been submitted to Lexington County Council for approval.

We trust that this clarifies the Federal and State guidelines concerning this matter. The final decision on this appointment rests with Lexington County Council, and there is no overriding guidance to prohibit the appointment from the Federal or State authority.

Sincerely,



Bonnie A. Austin, Administrator



*Serving Richland, Lexington and Fairfield Counties for Tomorrow's Workforce*

LEXINGTON COUNTY COUNCIL  
BOARD/COMMISSION NOMINATION FORM

Name of Board/Commission: Midlands Workforce Development Board

Nominee: Martin (Dru) Beckham

Address: 539 Russell Road Camden, SC 29020

Employed by: SC Vocational Rehabilitation Department

Address: 1330 Boston Avenue West Columbia, SC 29171

Home Telephone: (803) 432-5659 Business Telephone: (803) 782-4231

Mobile Phone: (803) 243-1878 Beeper Number: (877) 210-6901

Fax Number: (803) 782-3573

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

Background information (include education, community- service activities, previous service on county boards/commissions):

University of South Carolina, Bachelor Degree 1975

University of South Carolina, Master's of Education, 1976

Camden Mayor's Committee member

Fairfield and Kershaw County One-Stop Center coordinator

Submitted by: *M. A. Ball*

Date: 7/8/2004

p. 2 803-744-1671 MIDLANDS WIR JUL 12 04 03:40P

p. 1 803-744-1671 MIDLANDS WIR JUL 13 04 11:08A

# COUNTY OF LEXINGTON

## Procurement Services

MEMORANDUM

(O) 359-8319

(F) 359-2240

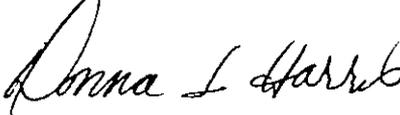
DATE: August 11, 2004

TO: Art Brooks  
County Administrator

FROM: Sheila R. Fulmer, CPPB  
Procurement Manager



THROUGH: Donna J. Harris, CPPB  
Procurement Officer



SUBJECT: Function One Computer Hardware Purchase - Information Services

We received a purchase request and recommendation from Jim Schafer, Director of Information Services, for the purchase of fifty (50) Dell computers and thirty-seven (37) monitors. The Dell computers will be purchased directly from the manufacturer (Dell Computer) through the South Carolina State Contract #03-S5869-A9659. Quotations were solicited from qualified vendors for the purchase of thirty-seven (37) monitors. We received three (3) quotes (see attached bid tab). It is our recommendation to purchase the monitors from Florida Micro as being the lowest responsible bidder.

The Information Services Department is requesting replacement equipment for thirteen (13) County departments. This equipment will provide newer technology and improve productivity. Jim Schafer, Director of Information Services, has reviewed and recommended the requested equipment for replacement.

The cost of the Dell computers is \$29,425.06 including applicable sales tax and the cost of the monitors is \$4,118.10 including applicable sales tax, for a grand total of \$33,543.16.

Funds are appropriated in the following accounts:

#1000-101700-5A5017 - Treasurer, (7) Computers, (4) Monitors	\$4,581.65
#1000-101800-5A5020 - Auditor, (4) Computers, (4) Monitors	\$2,795.44
#1000-101900-5A5024 - Assessor, (5) Computers, (5) Monitors	\$3,494.30
#1000-111300-5A5033 - Building Services, (1) Computer	\$ 587.56
#1000-121100-5A5039 - Public Works Administration, (5) Computers, (5) Monitors	\$3,494.30
#1000-131400-5A5078 - Public Safety/EMS, (1) Computer, (1) Monitor	\$ 698.86
#1000-141500-5A5130 - Probate Court, (5) Computers	\$2,937.80
#1000-141600-5A5131 - Master-In-Equity, (2) Computers	\$1,175.12
#1000-142000-5A5134 - Magistrate, (10) Monitors	\$1,113.00
#1000-142000-5A5135 - Magistrate, (10) Computers	\$5,875.59
#1000-161100-5A5172 - Delegation, (1) Computer, (1) Monitor	\$ 698.86
#2950-101700-5A5262 - Delinquent Tax, (2) Computers	\$1,175.12
#2950-101700-5A5263 - Delinquent Tax, (3) Computers, (3) Monitors	\$2,120.12
#5700-121202-5A5270 - Solid Waste Management, (1) Computer, (1) Monitor	\$ 698.86
#5700-121206-5A5279 - Solid Waste Management, (1) Computer, (1) Monitor	\$ 698.86
#5700-121207-5A5280 - Solid Waste Management, (1) Computer, (1) Monitor	\$ 698.86
#5800-999900-5A5288 - Pelion Airport, (1) Computer, (1) Monitor	\$ 698.86

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

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

# COUNTY OF LEXINGTON

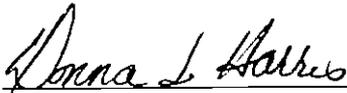
## BID TABULATION SHEET

DATE: August 16, 2004

37 EACH 17 INCH MONITORS

BIDDER	17 INCH MONITORS	TOTAL
Florida Micro	\$106.00	\$3,922.00
Software House International	\$112.81	\$4,137.97
CompuWorld	\$123.00	\$4,551.00

August 16, 2004



Donna J. Harris, CPPB  
Procurement Officer

# COUNTY OF LEXINGTON

## Procurement Services

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MEMORANDUM

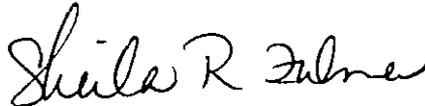
(O) 359-8319

(F) 359-2240

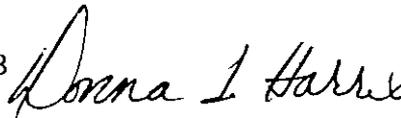
**DATE:** August 16, 2004

**TO:** Art Brooks  
County Administrator

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



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



**SUBJECT:** Print Management Client Modules, Release Station Module and Installation  
Library Services

---

Quotations were solicited from qualified vendors for the purchase of one (1) Print Management Client Module, one (1) Release Station Module and Installation. This is a software package that will be on all public Internet computers in the library system and any other computer connected to a networked printer. This will allow library patrons who want to print out documents, web pages, etc. from a computer to choose how the selections would like to be printed. It will also tell them how much the prints will cost, allowing them to decide if they want to spend the money. It will reduce the problems the Library has with patrons not wanting to pay for printouts because they didn't realize how much it would cost ahead of time. We received three (3) quotes (see attached bid tab).

Quotations were evaluated by Daniel MacNeill, Director, Library Services; Cynthia Kent, Library Services and Donna J. Harris, Procurement Officer. Jim Schafer, Director of Information Services, has reviewed and approved this purchase. It is our recommendation to purchase the modules and installation from Interface Electronics as being the lowest responsible bidder. The total cost of the modules and installation is \$6,998.20 including applicable sales tax and shipping.

Funds are appropriated in the following account:

2331-230099-5A5298 - Library Lottery Funds - (1) Print Management System      \$6,998.20

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 August 24, 2004.

Attachment

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

# COUNTY OF LEXINGTON

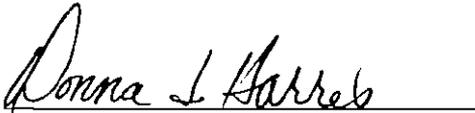
## BID TABULATION SHEET

DATE: August 16, 2004

### PRINT MANAGEMENT CLIENT MODULES & INSTALLATION

BIDDER	PRINT MANAGEMENT CLIENT MODULES	RELEASE STATION MODULE	INSTALLATION	TOTAL
Interface Electronics, Inc.	\$2,600.00	\$3,684.00	\$400.00	\$6,684.00
Jamex Inc.	\$2,950.00	\$4,185.00	Included in cost	\$7,135.00
EnvisionWare Services	\$2,950.00	\$4,185.00	\$700.00	\$7,835.00

August 16, 2004



Donna J. Harris, CPPB  
Procurement Officer

# COUNTY OF LEXINGTON

## Procurement Services

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MEMORANDUM

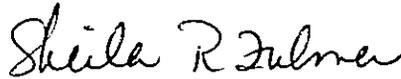
(O) 359-8385

(F) 359-2240

**DATE:** August 12, 2004

**TO:** Art Brooks  
County Administrator

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



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



**SUBJECT:** Classroom Furnishings

---

Competitive telephone bids were solicited for the purchase of classroom furnishings for Public Safety/EMS. We received four (4) bids (see attached bid tabulation). The bids were evaluated by Mike Gillis, Logistics Officer and Janice Bell, Procurement Officer.

These furnishings are required to furnish a large classroom for EMS in-service training and other County group functions. We recommend award to Office Furniture USA for the chairs as the low bidder meeting specifications. The tables are available from Virco Manufacturing Company through South Carolina State Contract Number 04-S6042-A9904. The unit price of each chair is \$65.33 for a total cost of \$8,231.58 including applicable sales tax. The unit price of each table is \$52.00 for a total cost of \$2,184.00. The total amount of this purchase is \$10,415.58 including applicable sales tax.

Funds are appropriated in the following account:

4440-131400-5A5312      EMS - Healthcare Delivery Systems      Classroom Furnishings

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

Attachment

copy: Larry Porth, Director of Finance/Assistant County Administrator  
Chief Timothy James, Sheriff's Department/Director of Public Safety and Homeland Security  
Tom Gross, EMS Coordinator  
Mike Gillis, Logistics Officer

# COUNTY OF LEXINGTON

## BID TABULATION SHEET

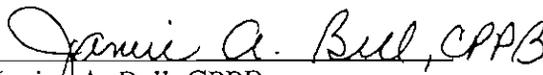
DATE: August 11, 2004

### CLASSROOM FURNISHINGS

BIDDER	(120) KFI Stacking Chairs
Office Furniture USA	\$65.38 each/ \$7,839.60
Virco Mfg. Co.	**\$28.50 each/ \$3,420.00
Forms & Supply Inc.	\$88.40 each/ \$10,608.00
Act Office City	\$76.00 each/ 9,120.00

\*\* Chairs offered by Virco Manufacturing Company do not meet specifications. After examining the chairs, it was determined that they will not be suitable for 4, 6, or 8-hour classroom settings.

(40) Folding tables available from Virco Manufacturing Company through South Carolina State Contract.

  
Janice A. Bell, CPPB  
Procurement Officer

# COUNTY OF LEXINGTON

## Procurement Services

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MEMORANDUM

(O) 359-8385

(F) 359-2240

**DATE:** August 13, 2004

**TO:** Art Brooks  
County Administrator

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



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



**SUBJECT:** Better Built Trailer

---

We received a requisition from John Fecthel, Director of Public Works, for the purchase of a Better Built Trailer.

The purchase of this trailer was recommended by Fleet Services to replace a 1979 Bame Trailer which is 25 years old. The years of service on the existing trailer is starting to show and there are signs of metal fatigue. The Better Built trailer is available from Lee Transport through South Carolina State Contract Number 02-S5134-A8520. The total amount of this purchase is \$8,889.13 including applicable sales tax.

Funds are appropriated in the following account:

1000-121300-5A5046 (1) Equipment Trailer (12 ton) Replacement

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 August 24, 2004.

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

# COUNTY OF LEXINGTON

## Procurement Services

---

MEMORANDUM

(O) 359-8385

(F) 359-2240

**DATE:** August 12, 2004

**TO:** Art Brooks  
County Administrator

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



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



**SUBJECT: Caterpillar Motorgraders / Sole Source Procurement - Public Works**

We have received a requisition from John Fecht, Director of Public Works to rebuild four (4) Caterpillar motorgrader engines. The Level I rebuild will include rebuilding the engine, transmission, and tandum for each motorgrader. The equipment will then have certified rebuilt engines and a one (1) year warranty or 2000 hours.

This has been deemed a Sole Source through Blanchard Machinery Company as they are the sole factory authorized dealer for South Carolina.

The cost of this project is \$122,016.00 including applicable tax.

Funds are appropriated in the following account:

1000-121300-5A5043 (4) Rebuilt Motorgraders

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 August 24, 2004.

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

# COUNTY OF LEXINGTON

## Procurement Services

---

MEMORANDUM

(O) 359-8385

(F) 359-2240

**DATE:** July 16, 2004

**TO:** Art Brooks  
County Administrator

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



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



**SUBJECT:** ISLE OF PINES WATER & SEWER MAIN EXTENSIONS  
BID NO. B04042-07/15/04B

---

Invitations for Bids were advertised and solicited from qualified contractors for improvements on Isle of Pines Water & Sewer Main Extensions. The project includes construction of a sewer line to serve 37 residential lots with approximately 1,820 LF of 4" C900 CL150 PVC force main, 1,290 LF of 3" CL200 PVC force main, 420 LF of CL200 PVC force main with associated valves and fittings. The project also includes construction of a water line to serve 37 residential lots with approximately 4,060 LF of 4" C90 CL150 pipe and 420 LF of 2" CL200 PVC pipe with associated valves and fittings. We received bids from three (3) contractors (see attached bid tabulation).

Bids were evaluated by John Fechtel, Director of Public Works; Johnny Johnson, P.E., Project Manager, Palmetto Consulting Engineering Group, Inc.; and Janice A. Bell, Procurement Officer. It is our recommendation to award the base bid to Meetze Plumbing Co. of Irmo, SC as being the low bidder. The total bid for the project, based on estimated quantities is \$147,880.15.

Funds will be appropriated in the following account from bonds issued for this project:

4431-999900-5A4781          Isle of Pines Construction Fund

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 August 24, 2004.

Attachments

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

# COUNTY OF LEXINGTON

## BID TABULATION SHEET

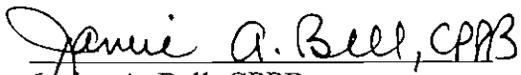
**BID:** B04042-07/15/04B

**DATE:** July 19, 2004

Isle of Pines Water & Sewer Main Extensions

BIDDER	TOTAL BID
Meetze Plumbing Co	\$147,880.15
McClam & Associates	\$204,166.50
Mabus Brothers Construction Co	\$489,787.03

Bids Opened: July 15, 2004 @ 3:00 p.m.

  
Janice A. Bell, CPPB  
Procurement Officer

# COUNTY OF LEXINGTON

## Procurement Services

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MEMORANDUM

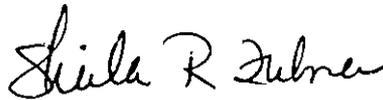
(O) 359-8319

(F) 359-2240

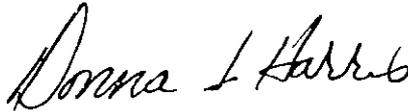
**DATE:** August 12, 2004

**TO:** Art Brooks  
County Administrator

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



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



**SUBJECT:** Computer Servers and Microsoft Software - Sheriff's Department

---

We received a purchase request and recommendation from Captain Ron Smith, Sheriff's Department, for the purchase of three (3) computer servers and Microsoft software. The servers and software are needed for the North, South and West Region offices. The servers will be purchased directly from the manufacturer (Dell) through the South Carolina State Contract #03-S5869-A9659. The Microsoft software will be purchased from Software House International under South Carolina State Contract #01-S4072-A7243.

Jim Schafer, Director of Information Services, has reviewed and recommended the replacement of the servers to improve system performance as the current equipment is outdated and unreliable.

The cost of the Dell servers is \$11,496.71 and the Microsoft software is \$895.66 for a total cost of \$12,392.37 including applicable sales tax.

Funds are appropriated in the following account:

1000-151200-5A5168 - (3) Servers with Tape Backup and Software	\$12,392.37
--	-------------

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 August 24, 2004.

copy: Larry Porth, Director of Finance/Assistant County Administrator  
Chief Timothy James, Sheriff's Department/Director of Public Safety and Homeland Security  
Major Scott Prill, Sheriff's Department  
Captain Ron Smith, Sheriff's Department  
Jim Schafer, Director of Information Services

# COUNTY OF LEXINGTON

## Procurement Services

---

### MEMORANDUM

(O) 359-8385

(F) 359-2240

**DATE:** August 13, 2004

**TO:** Art Brooks  
County Administrator

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



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



**SUBJECT:** Fleet Vehicle Replacements - Sheriff's Department

---

We received requisitions for the purchase of one (1) Marked 2005 Chevrolet Impala patrol sedan and fifteen (15) Marked 2005 Ford Crown Victoria sedans for the Sheriff's Department. The Chevrolet Impala is available from Herndon Chevrolet Company through South Carolina State Contract Number 04-S6141-A10125. The Crown Victorias are available from Vic Bailey Ford through South Carolina State Contract Number 03-S5456-A9087. These vehicles are recommended and approved in accordance with the Fleet Management Policy by Ellis Gammons, Fleet Manager.

The cost for the Chevrolet Impala is \$16,701.83 including applicable sales tax. The cost for the Ford sedans is \$316,452.30 including applicable sales tax. The total cost including applicable sales tax is \$333,154.13.

Funds are appropriated in account number:

1000-151200-5A5165            (16) Vehicles w/Equipment - Marked

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

copy: Larry Porth, Director of Finance/Assistant County Administrator  
Sheriff James Metts  
Chief Timothy James, Sheriff's Department/Director of Public Safety and Homeland Security  
Ellis Gammons, Fleet Manager

# COUNTY OF LEXINGTON

## Procurement Services

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MEMORANDUM

(O) 359-8319

(F) 359-2240

**DATE:** August 11, 2004

**TO:** Art Brooks  
County Administrator

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



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



**SUBJECT:** Kofax Workstation Licenses and Annual Maintenance - Sheriff's Department

Quotations were solicited from qualified vendors for the purchase of one (1) three-pack Kofax Workstation Licenses with Annual Maintenance. The additional three (3) workstations are needed for the document imaging system which will increase work efficiency and will allow the Sheriff's Department to distribute documentation for imaging and indexing for their reports and record storage. We received three (3) quotes (see attached bid tab).

Quotations were evaluated by Captain Ron Smith, Sheriff's Department; Marlon Buff, Systems Analyst II, Information Services; Jim Schafer, Director of Information Services and Donna J. Harris, Procurement Officer. It is our recommendation to purchase the licenses and annual maintenance from Red Eagle Consulting, Inc. as being the lowest responsible bidder. The total cost of the software and maintenance is \$7,830.90 including applicable sales tax and shipping.

Funds are appropriated in the following account:

1000-151100-5A5161	(3) Kofax Workstation Licenses	\$7,830.90
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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 August 24, 2004.

Attachment

copy: Larry Porth, Director of Finance/Assistant County Administrator  
Chief Timothy James, Sheriff's Department/Director of Public Safety and Homeland Security  
Major Scott Prill, Sheriff's Department  
Captain Ron Smith, Sheriff's Department  
Jim Schafer, Director of Information Services

# COUNTY OF LEXINGTON

## BID TABULATION SHEET

DATE: August 11, 2004

### KOFAX WORKSTATION LICENSES & ANNUAL MAINTENANCE

BIDDER	WORKSTATION LICENSES	ANNUAL MAINTENANCE	SHIPPING	TOTAL
Red Eagle Consulting, Inc.	\$6,080.00	\$1,368.00	\$10.00	\$7,458.00
Accessibility Services, Inc.	\$6,688.00	\$1,204.00	\$24.00	\$7,916.00
Documenta	\$8,300.00	\$1,494.00	\$10.00	\$9,804.00
KDS Consulting, Inc.	\$9,000.00	\$1,620.00	\$25.00	\$10,645.00

August 11, 2004



Donna J. Harris, CPPB  
Procurement Officer

# COUNTY OF LEXINGTON

## Procurement Services

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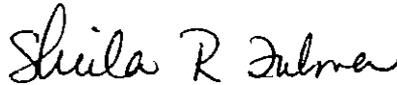
### MEMORANDUM

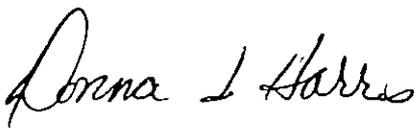
(O) 359-8319

(F) 359-2240

**DATE:** August 12, 2004

**TO:** Art Brooks  
County Administrator

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

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

**SUBJECT:** Roamabout R2 Wireless System - Sheriff's Department

---

We received a purchase request and recommendation from Captain Ron Smith, Sheriff's Department, for the purchase of equipment and installation of the Roamabout R2 Wireless System. The wireless network communication equipment will be used to transmit and receive data gathered by the deputies using the laptop field reporting system.

Data Network Solutions will provide the equipment and installation of the Roamabout R2 Wireless System through the South Carolina State Contract #04-S6261-A10265 at a cost of \$18,975.53 including applicable sales tax.

Funds are appropriated in the following accounts:

2445-151200-5A4207 - National Incident Based Reporting System	\$ 2,303.44
2445-151200-5A4849 - National Incident Based Reporting System	\$16,672.09

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 August 24, 2004.

copy: Larry Porth, Director of Finance/Assistant County Administrator  
Chief Timothy James, Sheriff's Department/Director of Public Safety and Homeland Security  
Major Scott Prill, Sheriff's Department  
Captain Ron Smith, Sheriff's Department

# COUNTY OF LEXINGTON

## Procurement Services

MEMORANDUM

(O) 359-8319

(F) 359-2240

DATE: August 11, 2004

TO: Art Brooks  
County Administrator

FROM: Sheila R. Fulmer, CPPB  
Procurement Manager

THROUGH: Donna J. Harris, CPPB  
Procurement Officer



SUBJECT: Video Conferencing Equipment - Sheriff's Department

We received a purchase request and recommendation from Chief Timothy James, Sheriff's Department/Director of Public Safety and Homeland Security for the purchase of Video Conferencing Equipment. The video conferencing equipment consists of three (3) Polycom viewstations, two (2) thirty-two (32") TV monitors, two (2) heavy duty mobile carts, three (3) DVD recorders, four (4) fax machines and eleven (11) months of broadband service. The video conferencing equipment is required to link the Magistrate's office located at 139 East Main Street, the main jail located at 521 Gibson Road, and the jail annex located at 1800 12th Street, Cayce to the Judicial Center located at 205 East Main Street. The video conferencing equipment will enhance the judicial system efficiency by reducing inmate transports related to court appearances. All the equipment to be purchased is an expansion of the equipment purchased by Judge Westbrook and meets the requirements of the South Carolina Supreme Court order for video conferencing equipment.

The Polycom Viewstations along with on-site installation and training will be purchased from Advanced Video Incorporated under South Carolina State Contract #03-S5856-A9537. The WAN services will be purchased from Time Warner Cable as a proprietary vendor. Quotations were solicited from qualified vendors for the purchase of the TV monitors, mobile carts, DVD recorders and fax machines. We received four (4) quotes (see attached bid tab). It is our recommendation to purchase the equipment from the lowest responsible bidders as noted on the attached bid tab.

Jim Schafer, Director of Information Services, has reviewed and recommended the requested equipment for purchase.

The cost of the Polycom Viewstations, on-site installation and training is \$13,814.85. The cost of the WAN services is \$1,668.46. The cost of the TV monitors, mobile carts and DVD recorders is \$4,759.72 for a grand total of \$20,243.03 including applicable sales tax.

Funds are appropriated in the following accounts:

#2632-151300-525004 - Inmate Services - WAN service charges	\$ 1,668.46
#2632-151300-5A5335 - Inmate Services - (3) View Stations	\$13,814.85
#2632-151300-5A5336 - Inmate Services - (2) Monitors	\$ 854.70
#2632-151300-5A5337 - Inmate Services - (2) Carts	\$ 1,394.40
#2632-151300-5A5338 - Inmate Services - (3) DVD Recorders	\$ 1,745.30
#2632-151300-5A5339 - Inmate Services - (4) Fax Machines	\$ 765.32

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

copy: Larry Porth, Director of Finance/Assistant County Administrator  
Chief Timothy James, Sheriff's Department/Director of Public Safety and Homeland Security  
Captain Ron Smith, Sheriff's Department  
Jim Schafer, Director of Information Services

# COUNTY OF LEXINGTON

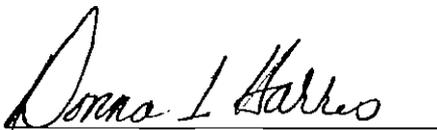
## BID TABULATION SHEET

DATE: August 16, 2004

### VIDEO CONFERENCING EQUIPMENT

BIDDER	2 each 32" TV MONITOR	2 each MOBILE CART	3 each DVD RECORDER	4 each FAX MACHINES
Florida Micro	\$814.00	No bid	\$1,716.75	\$736.32
Software House International	\$830.00	No bid	\$1,662.18	\$728.88
Clark Powell	\$848.00	\$1,328.00	\$2,292.00	No bid
Advanced Video Inc.	\$1,590.00	\$1,790.00	\$1,797.00	No bid

August 16, 2004



Donna J. Harris, CPPB  
Procurement Officer

# COUNTY OF LEXINGTON

## Procurement Services

---

### MEMORANDUM

(O) 359-8319

(F) 359-2240

**DATE:** August 12, 2004

**TO:** Art Brooks  
County Administrator

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



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



**SUBJECT:** Microsoft Software - Solicitor's Office

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We received a purchase request and recommendation from David Reynolds, Court Administrative Assistant, Solicitor's Office, for the purchase of various Microsoft software (see attached recommendation and justification). The Microsoft software will be purchased from Software House International under South Carolina State Contract #01-S4072-A7243.

Jim Schafer, Director of Information Services, has reviewed and recommended the replacement of the Microsoft software.

The cost of the Microsoft software is \$7,947.33 including applicable sales tax.

Funds are appropriated in the following accounts:

1000-141200-5A5105 - (8) Software Microsoft Office 2003	\$2,022.22
1000-141200-5A5108 - (10) Software Microsoft Outlook 03	\$ 542.33
1000-141200-5A5109 - (25) Software Microsoft Outlook 03	\$1,382.06
1000-141200-5A5123 - (8) Software Microsoft Office 2003	\$2,048.47
2613-141200-540010 - Worthless Check Fund - Minor Software	\$ 965.61
2613-141200-5A5195 - Worthless Check Fund - SQL Server Standard Edition	\$ 986.64

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 August 24, 2004.

copy: Larry Porth, Director of Finance/Assistant County Administrator  
Donald Myers, Solicitor  
David Reynolds, Court Administrative Assistant, Solicitor's Office  
Jim Schafer, Director of Information Services

**COUNTY OF LEXINGTON  
PROFESSIONAL ENGINEERING SERVICES  
SOLID WASTE MANAGEMENT**

***Evaluation Committee Report and Recommendation  
Request for Qualifications No. PQ04005-05/14/04H***

August 13, 2004

**PURPOSE**

The County of Lexington solicited resumes from qualified engineering firms to provide necessary engineering services related to all aspects of the Solid Waste Management operation for Lexington County under the Request for Qualifications (RFQ) process. The general objective of the project will include:

1. Edmund Transfer Station Operation - Monitor for compliance with applicable state and federal regulations. Ensure permitting requirements are current and revise as required by regulations to ensure proper permitting for the specific transfer operation.
2. Edmund Construction and Demolition (C&D) Landfill - Monitor operations to ensure operating procedure complies with all regulations. Review permits to determine physical parameters of landfill footprint and height are compliant. Estimate remaining life of the landfill and take action at the appropriate time to secure a permit for an additional construction and demolition landfill so as to ensure continuity of debris disposal. Observe closure of the C& D landfill and ensure integrity of the final cap. Monitor landfill for adequate cover and remediation as required.
3. Edmund Municipal Solid Waste (MSW) Landfill - Closed - Monitor cap integrity and cover, recommend remediation to ensure compliance. Monitor drainage areas for proper water flow and recommend necessary remediation as required. Monitor the three (3) sediment ponds associated with the MSW landfill, their respective dams, and the outflow operation to ensure proper drainage into Bear Creek. Observe and recommend the removal of material from sediment ponds as necessary. Ensure the proper disposal of sediment material per appropriate regulations. Firm will be required to review the status of the methane gas delineation report and establish contact with appropriate SC DHEC officials in order to ensure regulation compliance in an effective, cost efficient, and expedient manner. The successful firm will also be required to provide the same engineering services regarding the groundwater assessment plan.
4. Chapin Municipal Solid Waste (MSW) Landfill - Closed - Provide engineering observation and monitoring of the landfill cap and cover. Make recommendations for necessary remediation. Provide groundwater monitoring as required by SC DHEC Permit DWP-032. Coordinate with appropriate SC DHEC regulations concerning any discrepancies that may exist in the parameters of constituents that are required to be sampled, analyzed, and reported. Provide acceptable plans to remediate any existing and future constituent discrepancies at the landfill site.
5. Batesburg - Leesville Municipal Solid Waste (MSW) Landfill - Closed - Provide engineering observation and monitoring of the landfill cap and cover. Make recommendations for necessary remediation. Provide groundwater monitoring as required by SC DHEC Permit DWP-013. Coordinate with appropriate SC DHEC regulations concerning any discrepancies that may exist in the parameters of constituents that are required to be sampled, analyzed, and reported. Provide acceptable plans to remediate any existing and future constituent discrepancies at the landfill site.

***Evaluation Committee Report and Recommendation  
Request for Qualifications No. PQ04005-05/14/04H***

---

**EVALUATION COMMITTEE**

On April 13, 2004, County Council approved the use of the Request for Qualifications process for these services. As required by the County's Purchasing Ordinance and RFP Criteria, an evaluation committee was appointed by Mr. Brooks, County Administrator, to evaluate and review the resumes and ultimately report its recommendation to County Council for their consideration. Committee members were Joe Mergo, III, Director of Solid Waste Management; John Fechtel, Director of Public Works; Don Rumbaugh, Engineering Associate IV, Public Works; Myron Corley, Assistant City Administrator, City of West Columbia; Bill Amick, Citizen and Donna J. Harris, Procurement Officer.

**SOLICITATION REQUIREMENTS**

The required legal advertisements soliciting resumes from qualified engineering firms were placed and appeared in the South Carolina Business Opportunities Publication on April 26, 2004. Notification was also posted on our website, with Demandstar, and mailed to firms on our bidders' list.

Resumes were due and received by 5:00 p.m. on May 14, 2004. At that time, the County received resumes from seventeen (17) firms:

Alliance Consulting, Inc.	Fuss & O'Neill, Inc.
Alliance Consulting Engineers	Gage Group
American Engineering Consultants, Inc.	HSMM Civil/Environmental
B.P. Barber & Associates, Inc.	Kleen Sites Geoservices, Inc.
Bunnell-Lammons Engineering, Inc.	S&ME
Caliber Engineering Consultants, LLC	Schnabel
Davis & Floyd	Withers & Ravenel
Ensafe Inc.	Wilbur Smith Associates
Fletcher Group	

**EVALUATION PROCESS**

To begin the evaluation process, copies of the resumes were distributed to each committee member on May 17, 2004 for individual evaluation. The committee met again on May 24, 2004 for a detailed discussion of the individual evaluation of the resumes/qualifications and respective scoring of each criteria factor.

Each resume under consideration was evaluated and scored on the following selection criteria listed in the order of their relative importance: (1) Experience, qualifications, and technical competence in all aspects of solid waste landfill management, engineering, and hydrogeology; (2) Past Performance; (3) Willingness to meet time and budget requirements; (4) Location; (5) Related Experience on similar proposals; (6) Recent, current, and projected workloads of the firms; and (7) Creativity and insight related to the proposed task.

After the evaluation committee was in agreement that it had obtained, reviewed, and analyzed all information and documentation presented and collected in the evaluation process, the committee conducted in-depth interviews on June 2, 2004 with the five (5) highest rated offerors. Interviewed were Alliance Consulting Engineers, American Engineering Consultants, Inc., B.P. Barber & Associates, Inc., Wilbur Smith & Associates, and Withers & Ravenel. All of these firms were highly qualified and made very professional presentations. During the interview process, all firms were able to answer all of our questions and concerns.

***Evaluation Committee Report and Recommendation  
Request for Qualifications No. PQ04005-05/14/04H***

---

Following the interviews, each committee member was given the opportunity to reevaluate the scores given to each firm. The evaluation committee was in agreement that Alliance Consulting Engineers (as the highest rated firm) offered the best solution for the County. It was also determined their cost is fair and reasonable, based on previous contracted Engineering services.

**TERM OF CONTRACT**

The initial term of this contract shall be for a period of three (3) years. The County may extend the contract if it appears to be in the best interest of the County. Said extension will be on an annual basis and will not exceed four (4) additional one year periods.

**RECOMMENDATION**

Several things that impressed the committee with this firm was experience and qualifications of the engineers in their relationship to the services to be provided in this contract, insight related to the project and location of firm to Lexington County. Basically, this firm put together a very impressive submittal and addressed the factors asked for in the Request for Qualifications.

Therefore, the Evaluation Committee recommends contracting with Alliance Consulting Engineers to provide Professional Engineering Services for the Department of Solid Waste Management under a term contract.

The committee hereby submits this recommendation for Council's consideration and approval.



Donna J. Harris, CPPB  
Procurement Officer



Sheila R. Fulmer, CPPB  
Procurement Manager

# COUNTY OF LEXINGTON

## Procurement Services

---

MEMORANDUM

(O) 359-8385

(F) 359-2240

**DATE:** August 13, 2004

**TO:** Art Brooks  
County Administrator

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



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



**SUBJECT:** Steel Plates  
B05001-08/11/04B

---

Competitive scaled bids were solicited for the purchase of steel plates for Solid Waste Management. We received four (4) bids of which one (1) was a no bid (see attached bid tabulation). The bids were evaluated by Joe Mergo, Director of Solid Waste Management and Janice Bell, Procurement Officer.

These steel plates are needed as runners to be installed under the compactor containers. Due to 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 and a safety hazard to citizens and employees, these ruts can cause the container to be unlevel, thereby not connecting properly to the compactor mechanism. This could 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 not at all.

We recommend award to Mike's Specialties, Inc. as the low bidder meeting specifications. The total amount of this purchase is \$24,776.48 including applicable sales tax.

Funds are appropriated in the following account:

5700-121203-5A5275      Solid Waste                      (20) Steel Runners for Compactors

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 August 24, 2004.

Attachment

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

**STANDARD  
& POOR'S**

Steven J. Murphy  
Managing Director  
55 Water Street, 38th Floor  
New York, NY 10041-0003  
tel 212 438-2066  
steve\_murphy@standardandpoors.com

Diane P. Brosen  
Director  
55 Water Street, 38th Floor  
New York, NY 10041-0003  
tel 212 438-7973  
diane\_brosen@standardandpoors.com

reference no.: 11785001

July 19, 2004

Lexington County  
212 South Lake Drive  
Lexington, SC 29072  
Attention: Mr. Larry M. Porth, Finance Director

Re: *Lexington County, South Carolina, General Obligation Bonds*

Dear Mr. Porth:

Standard & Poor's has reviewed the rating on the above-referenced obligations. After such review, we have affirmed the "AA-" rating and stable outlook. A copy of the rationale supporting the rating and outlook is enclosed.

The rating is not investment, financial, or other advice and you should not and cannot rely upon the rating as such. The rating is based on information supplied to us by you or by your agents but does not represent an audit. We undertake no duty of due diligence or independent verification of any information. The assignment of a rating does not create a fiduciary relationship between us and you or between us and other recipients of the rating. We have not consented to and will not consent to being named an "expert" under the applicable securities laws, including without limitation, Section 7 of the Securities Act of 1933. The rating is not a "market rating" nor is it a recommendation to buy, hold, or sell the obligations.

This letter constitutes Standard & Poor's permission to you to disseminate the above-assigned rating to interested parties. Standard & Poor's reserves the right to inform its own clients, subscribers, and the public of the rating.

Standard & Poor's relies on the issuer/obligor and its counsel, accountants, and other experts for the accuracy and completeness of the information submitted in connection with the rating. To maintain the rating, Standard & Poor's must receive all relevant financial information as soon as such information is available. Placing us on a distribution list for this information would facilitate the process. You must promptly notify us of all material changes in the financial information and the documents. Standard & Poor's may change, suspend, withdraw, or place on CreditWatch the rating as a result of changes in, or unavailability of, such information. Standard & Poor's reserves the right to request additional information if necessary to maintain the rating.

Mr. Larry M. Porth

Page 2

July 19, 2004

Please send all information to:

Standard & Poor's Ratings Services  
Public Finance Department  
55 Water Street  
New York, NY 10041-0003

If you have any questions, or if we can be of help in any other way, please feel free to call or contact us at [nypublicfinance@standardandpoors.com](mailto:nypublicfinance@standardandpoors.com). For more information on Standard & Poor's, please visit our website at [www.standardandpoors.com](http://www.standardandpoors.com). We appreciate the opportunity to work with you and we look forward to working with you again.

Sincerely yours,

Standard & Poor's Ratings Services  
a division of The McGraw-Hill Companies, Inc.

By:

  
Steven J. Murphy  
Managing Director

cf  
enclosure

## Summary: Lexington Cnty, SC

Credit Analysts: Harold Burger, New York (1) 212-438-7983, Richard J Marino, New York (1) 212-438-2058

Credit Profile
AFFIRMED
Outstanding GO bnds
AA (SPUR)
Outstanding GO bnds
AA
OUTLOOK: STABLE

### Rationale

The 'AA-' rating on Lexington County, S.C.'s GO bonds reflects the county's:

- Stable economic base anchored by the services, trade, and manufacturing sectors;
- Steadily growing and diverse tax base with a high market valuation per capita;
- Sustained sound financial position with strong general fund balance levels; and
- Low overall debt burden coupled with minimal future capital needs.

The lack of formalized financial reserve policies and short- and long-term capital planning/financing mechanisms, including a formal capital improvement program (CIP), mitigates these credit strengths.

Lexington County (population 226,528) is in central South Carolina bordering Richland County ('AA' GO rating, stable outlook), which includes the city of Columbia ('AA' GO rating, stable outlook). The county is one of the fastest growing in the state, with population increasing 4.9% between Census 2000 and 2003. Total taxable assessed valuation (AV) has been steadily increasing, due in part to a 2001 reassessment, reaching \$716.1 million in fiscal 2003, representing a 29.7% increase since 1999. The tax base is not concentrated, with the 10 leading taxpayers accounting for just 12.0% of total AV. Market valuation for 2003 totaled \$14.6 billion, translating to a high \$65,384 per capita. Growth in the tax base has been continuous, fueled by new businesses relocating to the county during the past few years along with steady residential construction, especially around Lake Murray. Wealth and income levels of the county have consistently been high in comparison with the state (116.2%) and roughly on par with the nation (105.3%) when measured on a median household effective buying income basis. The county's employment base has remained stable over the past few years, with the county school system (7,522 employees), Cooper Tools (6,000), United Parcel Service (3,528), Lexington Medical Center (2,900), and Women's Imaging Center (2,650) representing the largest employers; the county itself employs approximately 1,300 workers. Lexington's unemployment rate has historically fallen below both the state and national levels, with a 2003 rate of 3.2%.

The county has maintained its strong financial position due to conservative budgeting and management over the past three audited fiscal years (2001-2003). Fiscal 2001 (year-end June 30) posted an \$836,000 operating deficit, after transfers, which included a budgeted \$4.4 million residual equity transfer out for capital projects. As a result, the unreserved general fund balance dropped to a still-strong \$17.9 million, or 34.6% of expenditures. For fiscal 2002 the general fund posted a \$13.6 million operating surplus, after transfers and adjustments, which is partially attributable to proceeds from the county's November 2001 bond sale. However, before GO bond proceeds are taken into account, the general fund produced a \$5.5 million surplus, which includes all operating transfers, demonstrating the county's still-sound financial position. The fiscal 2002 unreserved fund balance totaled \$30.1 million, or 56.0% of expenditures; roughly \$14.4 million in the unreserved fund balance, however, was designated for capital improvement purposes. The county produced another operating surplus, after transfers, of \$3.1 million during fiscal 2003. This surplus boosted the unreserved fund balance to \$34.8 million, or 60.1% of expenditures; approximately \$14.7 million of the

unreserved fund balance is designated for capital projects. Although fiscal 2004 results are unavailable, the county indicates that the general fund should post positive ending results. For fiscal 2005 the county increased the general fund property tax rate by 1 mill, translating to \$610,000 in additional revenue, in order to compensate for increased personnel costs. General fund liquidity has strengthened over the past three years, with cash, investments, and receivables to current liabilities increasing from 10.7x in 2001 to 16.1x in 2003. Although there is no formal fund balance policy in place, the county maintains an informal unreserved fund balance target of 25% of expenditures.

County debt levels are low, with overall debt per capita at \$1,131 and just 1.7% of true value; direct debt burden is low at \$216 per capita and 0.3% of market value. Debt service carrying charges have historically remained low, and measured just 7% of general, non-major special revenue, and non-major debt service fund expenditures in fiscal 2003. The county's debt amortization schedule is about average, with 46% of GO bonded debt retired in 10 years and 84% retired in 20 years; 100% of the county's outstanding GO debt is scheduled to be retired by 2026. Although several major new capital projects are possible, including a new social services/health facility, several new fire stations, and a library, the county does not foresee issuing any new debt within the next five years. The county is presently exploring ways to finance the aforementioned projects. The county does not maintain a formal CIP, with short- and long-term capital project appropriations subject to council deliberations.

### Outlook

The stable outlook reflects the expectation that the county will sustain its strong financial position and low debt burden as economic growth continues. Implementation of formalized reserve and financial policies, along with a short- and long-term CIP, could positively affect the county's rating.

Complete ratings information is available to subscribers of RatingsDirect, Standard & Poor's Web-based credit analysis system, at [www.ratingsdirect.com](http://www.ratingsdirect.com). All ratings affected by this rating action can be found on Standard & Poor's public Web site at [www.standardandpoors.com](http://www.standardandpoors.com); under Credit Ratings in the left navigation bar, select Find a Rating, then Credit Ratings Search.

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**The McGraw-Hill Companies**

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

Department of Community & Economic Development  
County Administration Building (803) 359-8121  
212 South Lake Drive Lexington, South Carolina 29072

**ZONING MAP AMENDMENT APPLICATION # M 04 - 04**

Address and/or description of property for which the amendment is requested:

Torrey Pine Lane, Little Gap Court, Little Gap Lane TMS# 1542

Zoning classifications: Local (L) Residential Local Four (RL4)  
(current) (proposed)

Reason for the request (use the back of this application form if necessary):

All roads in Crystal Pines are privately maintained and not designed to carry the potential loads or traffic possible at the present road classification. The reclassification will also bring the above mentioned roads into agreement with the classification of RL4 for Red Fox Trail that is also contained within the Crystal Pines Subdivision.

Even though this request will be carefully reviewed and considered, the burden of proving the need for the amendment rests with the applicant.

Date 8/04/04

Signature Maryann Lapine

(X) Owner?  
( ) Agent?

Name(print) Maryann Lapine

Telephone # 932-9060

Address 302 Little Gap Court  
Chapin SC 29036

\*\*\*\*\*

- |   |   |
|---|---|
| 1. <u>8/04/04</u> Application Received                          | 4. <u>   </u> / <u>   </u> / <u>   </u> Property Posted |
| 2. <u>8/04/04</u> Fee Received                                  | 5. <u>   </u> / <u>   </u> / <u>   </u> Notices Sent    |
| 3. <u>   </u> / <u>   </u> / <u>   </u> Newspaper Advertisement |   |

   /   /    Planning Commission Recommendation: \_\_\_\_\_

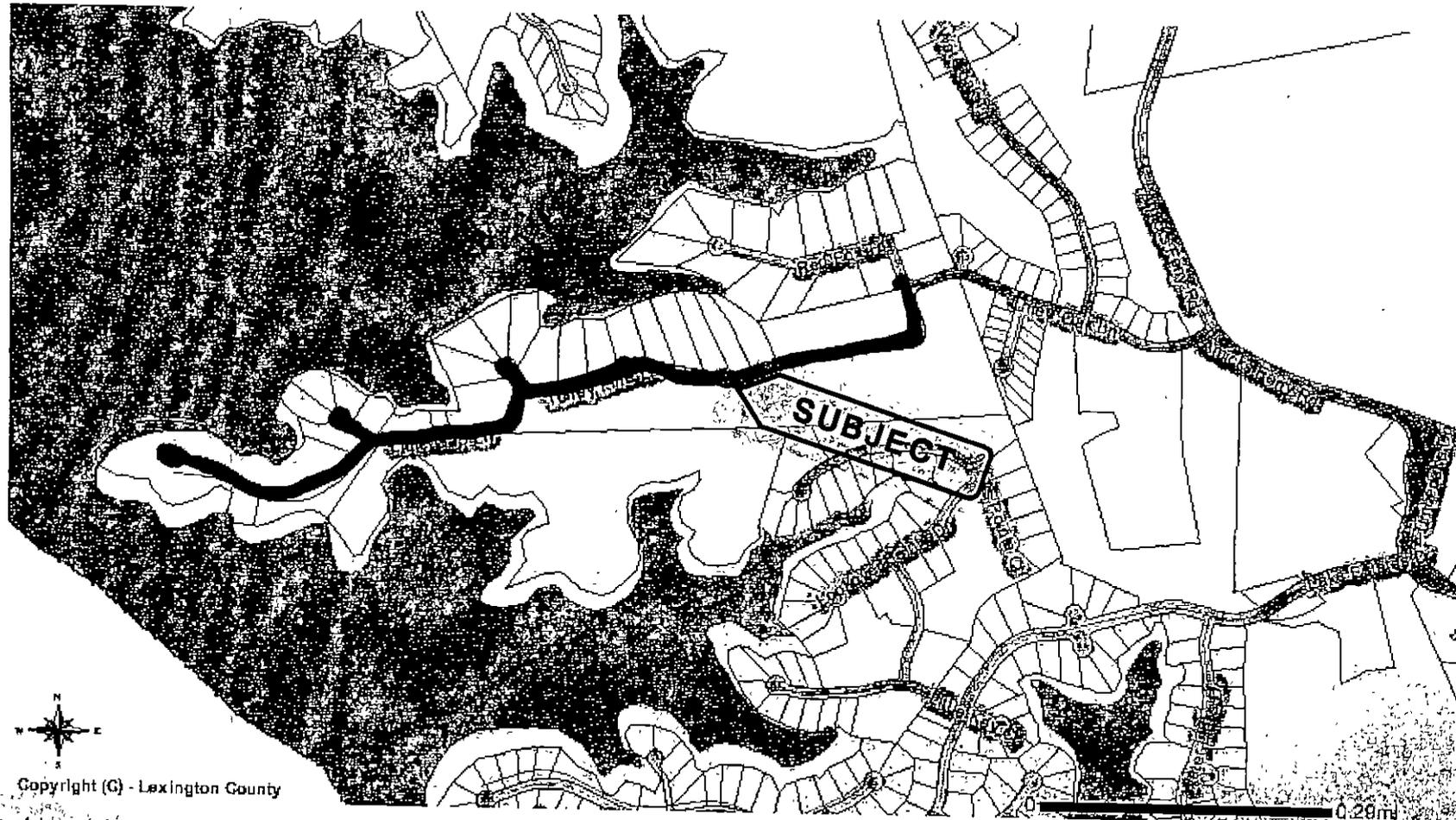
\*\*\*\*\*

8/24/04 First Reading 9/29/04 Public Hearing    /   /    Second Reading    /   /    Third Reading

Results: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



# MAP AMENDMENT # M04-04

## COMMITTEE REPORT

**RE:** Amending the Lexington County Landscape Ordinance (99-21)

**DATE:** July 2, 2004

**COMMITTEE:** Planning and Administration

**MAJORITY REPORT:** Yes

---

The Planning and Administration Committee convened on Tuesday, June 15, 2004 to consider the proposed variations to Ordinance 04-03 - Amending the Lexington County Landscape Ordinance filed by Charles M. Compton.

A public hearing was held on May 11, 2004, there were no comments in favor or against the proposed amendment.

The Planning Commission met on May 20, 2004 and recommended approval.

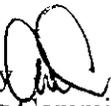
The Planning and Administration Committee voted to recommend that Council proceed with the second reading of Ordinance 04-03.

*(2nd Reading - July 27, 2004 - approved)*

# Memorandum

June 3, 2004

**For:** Lexington County Council

**From:** Charlie Compton, Secretary   
Lexington County Planning Commission

**Reference:** Ordinance #04-03  
Amendments to the text of the Landscape Ordinance

At the May meeting of the Lexington County Planning Commission, Ordinance #04-03 was reviewed. The members unanimously recommended that County Council proceed with the adoption of these changes to the Landscape Ordinance.

As outlined in their recommendation in March, the Commission feels these modifications will improve the sections of the ordinance that address street trees and scenic corridors.

# 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.}*

<b>Section 6. Major Road Corridors</b> .....	14
3.6.1 Identification of Major Corridors .....	14
3.6.2 Pre-Development Activity .....	14
3.6.3 Trees .....	14
<b>Section 7. Scenic Corridor Protection</b> .....	15
3.7.1 Identification of Scenic Corridors .....	15
<b>3.7.2 Scope of Regulations</b> .....	<b>15</b>
<del>3.7.23</del> Pre-Development Activity .....	15
<del>3.7.34</del> Clearing Plan .....	15
<del>3.7.45</del> Preservation Requirements .....	<del>156</del>
<del>3.7.56</del> Signs and Entranceways .....	16
<del>3.7.67</del> 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 \_\_\_\_\_<sup>th</sup> 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:	_____

COUNTY OF LEXINGTON  
"ISLE OF PINES SPECIAL TAX DISTRICT"  
SUMMARY

This ordinance creates the "Isle of Pines Special Tax District" and authorizes the imposition of a special tax within the district. The proceeds of the special tax will be used to pay debt service on two bonds, which are also authorized by this ordinance. All of these undertakings have been approved by the residents of the Isle of Pines area in a referendum held on December 19, 2003.

Both bonds will be issued to the South Carolina Water Quality Revolving Fund Authority. The proceeds of the first bond will be used to construct and install a waterworks system serving the Isle of Pines area. The proceeds of the second bond will be used to construct and install a sewer system serving the Isle of Pines area. The actual terms of the two borrowings are set forth in the exhibits to the ordinance, in the form of a loan agreement and note for the water system and a separate loan agreement and note for the sewer system.

1. The loan agreement and promissory note for the water system contemplate a loan amount of approximately \$106,198. The actual amount may be adjusted by the Chairman of the County Council at closing, but may not exceed \$150,000 in any event. The loan will be repayable in quarterly installments over a 15-year period, and will bear interest at a rate of 1.00%. If the actual principal amount of the loan is the expected \$106,198, then the annual payment on the water loan will be approximately \$7,635.

2. The loan agreement and promissory note for the sewer system contemplate a loan amount of approximately \$120,145. The actual amount may be adjusted by the Chairman of the County Council at closing, but may not exceed \$250,000 in any event. The loan will be repayable in quarterly installments over a 15-year period, and will bear interest at a rate of 3.00%. If the actual principal amount of the loan is the expected \$120,145, then the annual payment on the water loan will be approximately \$9,975.

The bonds are "general obligation bonds" of the County, and as such are secured by the County's taxing power, but they are expected to be repaid entirely with the special tax imposed within the Isle of Pines area. Additional terms for the borrowings are set forth in the full loan agreements, to which your attention is respectfully directed.

**ORDINANCE # 04-06**

**ISLE OF PINES SPECIAL TAX DISTRICT**

**AN ORDINANCE**

**TO ESTABLISH AND CREATE A SPECIAL TAX DISTRICT WITHIN LEXINGTON COUNTY, SOUTH CAROLINA, TO BE KNOWN AS "ISLE OF PINES SPECIAL TAX DISTRICT"; TO DEFINE THE NATURE AND LEVEL OF THE SERVICES TO BE RENDERED THEREIN; TO AUTHORIZE THE IMPOSITION AND COLLECTION OF *AD VALOREM* TAXES THEREIN, WHICH SHALL BE IMPOSED SOLELY WITHIN THAT PORTION OF LEXINGTON COUNTY LYING WITHIN THE ISLE OF PINES SPECIAL TAX DISTRICT; TO PROVIDE FOR THE ISSUANCE AND SALE OF TWO GENERAL OBLIGATION BONDS OF LEXINGTON COUNTY, SOUTH CAROLINA, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED FOUR HUNDRED THOUSAND DOLLARS (\$400,000), FOR THE PURPOSES OF PROVIDING WATER AND SEWER SERVICES IN THE ISLE OF PINES SPECIAL TAX DISTRICT; TO PRESCRIBE THE PURPOSES FOR WHICH THE PROCEEDS OF SAID BOND SHALL BE EXPENDED; TO PROVIDE FOR THE PAYMENT OF SAID BOND; AND OTHER MATTERS RELATING THERETO.**

BE IT ORDAINED BY THE COUNTY COUNCIL OF LEXINGTON COUNTY, SOUTH CAROLINA, IN COUNCIL ASSEMBLED, AS FOLLOWS:

ARTICLE I  
FINDINGS OF FACT

Section 1.01 Findings.

As an incident to the adoption of this Ordinance, the Lexington County Council (the "*Council*"), the governing body of Lexington County, South Carolina (the "*County*"), finds that the facts set forth in this Article exist and the statements made with respect thereto are in all respects true and correct:

1. The Council previously received a petition (the "*Petition*") requesting that a referendum be held with respect to the establishment of a special tax district (the "*District*") within the area of the County commonly referred to as the "Isle of Pines." A map showing the affected area is attached as Exhibit A hereto. On October 14, 2003, the Council certified by resolution that the Petition complied with the requirements of Section 4-9-130(5)(a) of the South Carolina Code of Laws of 1976, as amended. Thereafter, on October 15, 2003, the Lexington County Election Commission ordered that a referendum be held on December 19, 2003 (the "*Referendum*"), with respect to the formation of the District, the construction and installation of a water distribution system for the benefit of the District (the "*Isle of Pines Water System*"), the construction and installation of a sewage collection system for the benefit of the District (the "*Isle of Pines Sewer System*," and together with the Isle of Pines Water System, the "*Isle of Pines Systems*"), and the issuance of two general obligation bonds of the County (respectively, the "*Isle of Pines Water System Bond*" and the "*Isle of Pines Sewer System Bond*," and collectively the "*Bonds*") for the purposes of constructing and installing the Isle of Pines Water System and/or the Isle of Pines Sewer System, as the case may be.

2. The Referendum was conducted in accordance with law on December 19, 2003, and resulted in a favorable vote with respect to the formation of the District, the construction and installation of the Isle of Pines Water System and the Isle of Pines Sewer System, and the issuance of the Isle of Pines Water System Bond and the Isle of Pines Sewer System Bond.

3. The Council has determined that, as evidenced by the results of the Referendum, the formation of the District, the construction and installation of the Isle of Pines Systems, and the issuance of the Bonds are in the best interests of the residents of the District and the County. The Council has further determined that the Isle of Pines Systems should be operated and maintained by the Town of Chapin, South Carolina (the "*Town*"), pursuant to an Intergovernmental Service Agreement, which has been approved and signed by the County and the Town.

4. After due investigation, the Council has determined that the costs of constructing and installing the Isle of Pines Water System will not exceed \$150,000, and that the costs of constructing and installing the Isle of Pines Sewer System will not exceed \$250,000. The Council is therefore minded to authorize the issuance of the Bonds in an aggregate amount not to exceed \$400,000 to finance the costs of the foregoing improvements and the cost of issuance of such Bonds.

5. The County has determined to issue the Isle of Pines Water System Bond in the form of a borrowing of not exceeding one hundred fifty thousand dollars (\$150,000) from the State Drinking Water Revolving Loan Fund, by agreement with the South Carolina Water Quality Revolving Fund Authority, pursuant to title 48, Chapter 5, Code of Laws of South Carolina, 1976,

as amended. In connection with the issuance of the Isle of Pines Water System Bond, the Council hereby makes the following factual determinations:

(a) The County is a county created pursuant to the laws of the State of South Carolina and empowered by the provisions of Title 48, Chapter 5, Code of Laws of South Carolina, 1976, as amended (the "*Act*") (i) to undertake a drinking water supply/distribution project as defined and approved pursuant to the Federal Safe Drinking Water Act, 42 U.S.C.A. Section 300f et seq.; (ii) to make application for and to receive assistance; (iii) to comply with regulations relating to the receipt and disposition of money of the State Drinking Water Revolving Loan Fund created by the Act; (iv) to apply for and receive state grants; (v) to enter into loan agreements; and (vi) to comply with all terms and conditions of any loan agreement.

(b) Title 4, Chapter 15, Code of Laws of South Carolina, 1976, as amended, permits the incurrence of general obligation debt for any corporate or public purpose, which includes the financing of facilities for the furnishing of water supply/distribution services.

(c) The Isle of Pines Water System will be operated pursuant to contract with the Town.

(d) The Council has previously adopted a resolution authorizing application to the South Carolina Water Quality Revolving Fund Authority (the "*Authority*") for a loan from the State Drinking Water Revolving Loan Fund created by the Act (the "*Isle of Pines Water System Loan*"), to provide for the financing of the Isle of Pines Water System.

(e) On July 19, 2004, the Authority upon review of the County's application conditionally approved the Isle of Pines Water System Loan.

(f) The funds are to be loaned and secured pursuant to a loan agreement (the "*Isle of Pines Water System Loan Agreement*") between the County and the Authority, and a promissory note executed and delivered by the County registered in the name of the Authority (the "*Isle of Pines Water System Note*"). Pursuant to the Isle of Pines Water System Loan Agreement, the County will agree to use the Isle of Pines Water System Loan proceeds only to pay the actual eligible costs of the Isle of Pines Water System, and the County will agree to pay to the Authority such amounts as shall be required to provide for the payment of all amounts due with respect to the repayment of the Isle of Pines Water System Loan. To secure its obligations the County will pledge its full faith, credit, and taxing power. Upon any failure of the County to make any payments to the Authority pursuant to the Isle of Pines Water System Loan Agreement or the Isle of Pines Water System Note, the Authority shall require the State Treasurer to pay to the Authority, subject to the provisions of the Act, such amount from state appropriations to which the County may be or become entitled as may be necessary to provide for the payment of all amounts due with respect to the Isle of Pines Water System Note.

(g) The County is adopting this Ordinance in order to:

(i) authorize the execution and delivery on behalf of the County of the Isle of Pines Water System Loan Agreement and the Isle of Pines Water System Note;

(ii) evidence the approval of the Isle of Pines Water System and the

Isle of Pines Water System Loan by the County;

(iii) provide for the payment of amounts to be paid by the County pursuant to the Isle of Pines Water System Loan Agreement and the Isle of Pines Water System Note; and

(iv) authorize the execution and delivery by, and on behalf of, the County of such other agreements and certificates and the taking of such other action by the County and its officers as shall be necessary or desirable in connection with the financing of the Isle of Pines Water System in order to carry out the intent of this Ordinance.

6. The County has determined to issue the Isle of Pines Sewer System Bond in the form of a borrowing of not exceeding two hundred fifty thousand dollars (\$250,000) from the State Water Pollution Control Revolving Fund, by agreement with the South Carolina Water Quality Revolving Fund Authority, pursuant to title 48, Chapter 5, Code of Laws of South Carolina, 1976, as amended. In connection with the issuance of the Isle of Pines Sewer System Bond, the Council hereby makes the following factual determinations:

(a) The County is a county created pursuant to the laws of the State of South Carolina and empowered by the provisions of the Act (i) to undertake a wastewater treatment and disposal project, as defined and approved pursuant to the Federal Clean Water Act, 33 U.S.C.A. subsection 1381 et seq.; (ii) to make application for and to receive assistance; (iii) to comply with regulations relating to the receipt and disposition of money of the State Water Pollution Control Revolving Fund created by the Act; (iv) to apply for and receive state grants; (v) to enter into loan agreements; and (vi) to comply with all terms and conditions of any loan agreement.

(b) Title 4, Chapter 15, Code of Laws of South Carolina, 1976, as amended, permits the incurrence of general obligation debt for any corporate or public purpose, which includes the financing of facilities for the furnishing of wastewater treatment services.

(c) The Isle of Pines Sewer System will be operated pursuant to contract with the Town.

(d) The Council has previously adopted a resolution authorizing application to the Authority for a loan from State Water Pollution Control Revolving Fund created by the Act (the "***Isle of Pines Sewer System Loan***"), to provide for the financing of the Isle of Pines Sewer System.

(e) On July 19, 2004, the Authority upon review of the County's loan application conditionally approved the Isle of Pines Sewer System Loan.

(f) The funds are to be loaned and secured pursuant to a loan agreement (the "***Isle of Pines Sewer System Loan Agreement***") between the County and the Authority, and a promissory note executed and delivered by the County registered in the name of the Authority (the "***Isle of Pines Sewer System Note***"). Pursuant to the Isle of Pines Sewer System Loan Agreement, the County will agree to use the Isle of Pines Sewer System Loan proceeds only to pay the actual eligible costs of the Isle of Pines Sewer System, and the County will agree to pay to the Authority such amounts as shall be required to provide for the payment of all amounts due with respect to the repayment of the Isle of Pines Sewer

System Loan. To secure its obligations the County will pledge its full faith, credit, and taxing power. Upon any failure of the County to make any payments to the Authority pursuant to the Isle of Pines Sewer System Loan Agreement or the Isle of Pines Sewer System Note, the Authority shall require the State Treasurer to pay to the Authority, subject to the provisions of the Act, such amount from state appropriations to which the County may be or become entitled as may be necessary to provide for the payment of all amounts due with respect to the Isle of Pines Sewer System Note.

(g) The County is adopting this Ordinance in order to:

(i) authorize the execution and delivery on behalf of the County of the Isle of Pines Sewer System Loan Agreement and the Isle of Pines Sewer System Note;

(ii) evidence the approval of the Isle of Pines Sewer System and the Isle of Pines Sewer System Loan by the County;

(iii) provide for the payment of amounts to be paid by the County pursuant to the Isle of Pines Sewer System Loan Agreement and the Isle of Pines Sewer System Note; and

(iv) authorize the execution and delivery by, and on behalf of, the County of such other agreements and certificates and the taking of such other action by the County and its officers as shall be necessary or desirable in connection with the financing of the Isle of Pines Sewer System in order to carry out the intent of this Ordinance.

#### Section 1.02 Statutory Authorization.

Section 4-9-30(5)(d) of the Code of Laws of South Carolina, 1976, as amended, requires that before the issuance of any general obligation bond to provide a service in a special tax district and the levy of a tax to retire such bond at rates different from those levied in the remainder of the county related to the nature and level of governmental services to be provided in the special tax district, the county council shall first approve the issuance of the general obligation bond and the levy of the tax to retire such bond by ordinance. Section 4-15-10 *et seq.* of the Code of Laws of South Carolina, 1976, as amended and supplemented by Act No. 113 of the 1999 Acts of the South Carolina General Assembly (collectively, the "**County Bond Act**"), provides a statutory mechanism whereby the County may adopt an ordinance authorizing the issuance of general obligation bond and the levy of a tax to retire such bond. Pursuant to the County Bond Act, the County is empowered to issue general obligation bonds for any "authorized purpose" as therein defined. Providing water distribution and sewage collection services within the District constitutes an authorized purpose within the meaning of the County Bond Act. Section 44-55-1410 of the Code of Laws of South Carolina, 1976, as amended, provides that the governing body of each county within the State is authorized to acquire, construct, improve, enlarge, operate and maintain, within such county, facilities to provide water for industrial and private use and facilities for the collection, treatment, and disposition of sewage, including industrial waste, and that every county governing body is authorized to enter into contracts in connection with the providing of water or sewer services, or both, and facilities with municipal corporations.

Section 1.03 Recital of Applicable Constitutional Provisions.

Pursuant to the provisions of paragraph (7) of Section 14 of Article X of the South Carolina Constitution, the County is authorized to issue general obligation debt which is incurred pursuant to and within the limitations described by Section 12 of Article X. In accordance with the provisions of Section 12 of Article X and pursuant to the provisions of this Ordinance, the Council shall impose upon all taxable property within the District an *ad valorem* tax in an amount designed to provide debt service on the Bond authorized hereby. Further, pursuant to the provisions of Section 12 and paragraph (7) of Section 14 of Article X, debt incurred in this manner is not to be considered in computing the general obligation debt limit of the County.

Section 1.04 Holding of Public Hearing and Notice Thereof.

Pursuant to the provisions of Section 4-9-130 of the Code of Laws of South Carolina, 1976, as amended, a public hearing, after giving reasonable notice, is required to be conducted prior to the third and final reading of this Ordinance by Council. In accordance with this provision, a public hearing was held by the Council on July 27, 2004, following fifteen days notice thereof by publication in *The State* newspaper on July 12, 2004.

\* \* \*

**ARTICLE II**  
**CONSTRUCTION**

Section 2.01 Construction.

In this Ordinance, unless the context otherwise requires:

1. Articles and Sections referred to by number shall mean the corresponding Articles and Sections of this Ordinance.

2. The terms “hereby”, “hereof”, “hereto”, “herein”, “hereunder” and any similar terms refer to this Ordinance, and the term “hereafter” shall mean after, and the term “heretofore” shall mean before, the date of adoption of this Ordinance.

3. Words of the masculine gender shall mean and include correlative words of the female and neuter genders, and words importing the singular number shall mean and include the plural number and vice versa.

4. Any fiduciary shall be deemed to hold an Authorized Investment in which money is invested pursuant to the provisions of this Ordinance, even though such Authorized Investment is evidenced only by a book entry or similar record of investment.

\* \* \*

ARTICLE III  
CREATION AND ESTABLISHMENT OF THE DISTRICT

Section 3.01    Creation of the District.

There is hereby created and established a special tax district within the County to be known as the Isle of Pines Special Tax District, which shall include and be comprised of the territory shown on **Exhibit A** to this Ordinance.

Section 3.02    Purpose of the District.

The District is created and established for the purpose and function of providing water and sewer services within the District, and the County is hereby authorized to exercise all powers and to perform all duties necessary to the proper implementation of said improvements. As provided in Article I of this Ordinance, the Isle of Pines Systems shall be operated under contract by the Town.

Section 3.03    Administration of the District.

The District shall be operated as an administrative division of the County.

\* \* \*

**ARTICLE IV**  
**ISLE OF PINES WATER SYSTEM BOND**

Section 4.01    Authorization of Isle of Pines Water System Loan.

The Council hereby authorizes the County's acceptance of the Isle of Pines Water System Loan from the Authority in an aggregate principal amount of not exceeding one hundred fifty thousand dollars (\$150,000), pursuant to and in accordance with the provisions of the Isle of Pines Water System Loan Agreement.

Section 4.02    Authorization of Isle of Pines Water System Loan Agreement and the Isle of Pines Water System Note.

The Isle of Pines Water System Loan Agreement and the Isle of Pines Water System Note in substantially the forms attached hereto as Exhibits "B" and "C", respectively, with such changes as the executing officers shall approve (their execution to be conclusive evidence of such approval), are hereby approved and the execution and delivery of the Isle of Pines Water System Loan Agreement and the Isle of Pines Water System Note, on behalf of the County, are hereby authorized and directed. The Isle of Pines Water System Loan Agreement and the Isle of Pines Water System Note shall be executed on behalf of the County by the Chairman of the Council and shall be attested by the Clerk to Council (the "*Clerk*").

Section 4.03    Order of Tax Levy For Payment of Isle of Pines Water System Note.

For the payment of principal of and interest on the Isle of Pines Water System Bond as the same become due and for the creation of such sinking fund as may be necessary therefor, the full faith, credit, and taxing power of the County are hereby irrevocably pledged. Pursuant to the provisions of Section 12 of Article X of the Constitution there shall be levied an *ad valorem* tax upon all taxable property located within the District sufficient to pay the principal of and interest on the Isle of Pines Water System Bond as the same become due and to create such sinking fund as may be necessary therefor.

Section 4.04    Notice to Auditor and Treasurer.

The Auditor and Treasurer of Lexington County, South Carolina, shall be notified of the adoption of this Ordinance and directed to levy and collect annually upon all taxable property within the District *ad valorem* property taxes in an amount sufficient to pay the principal of and interest on the Isle of Pines Water System Bond as the same become due and to create such sinking fund as may be necessary therefor.

Section 4.05    Other Instruments and Actions.

In order to implement the Isle of Pines Water System Loan pursuant to the Isle of Pines Water System Loan Agreement and Isle of Pines Water System Note and to give full effect to the intent and meaning of this Ordinance and the agreements and actions herein authorized, the Chairman of Council and the Clerk are hereby authorized to execute and deliver such certificates, showings, instruments, and agreements and to take such further action as such officials shall deem necessary or desirable.

\* \* \*

**ARTICLE V**  
**ISLE OF PINES SEWER SYSTEM BOND**

Section 5.01     Authorization of Isle of Pines Sewer System Loan.

The Council hereby authorizes the County's acceptance of the Isle of Pines Sewer System Loan from the Authority in an amount of not exceeding two hundred fifty thousand dollars (\$250,000), pursuant to and in accordance with, the provisions of the Isle of Pines Sewer System Loan Agreement.

Section 5.02     Authorization of Isle of Pines Sewer System Loan Agreement and the Isle of Pines Sewer System Note.

The Isle of Pines Sewer System Loan Agreement and the Isle of Pines Sewer System Note in substantially the forms attached hereto as **Exhibits "D" and "E"**, respectively, with such changes as the executing officers shall approve (their execution to be conclusive evidence of such approval), are hereby approved and the execution and delivery of the Isle of Pines Sewer System Loan Agreement and the Isle of Pines Sewer System Note, on behalf of the County, are hereby authorized and directed. The Isle of Pines Sewer System Loan Agreement and the Isle of Pines Sewer System Note shall be executed on behalf of the County by the Chairman of the Council and shall be attested by the Clerk.

Section 5.03     Order of Tax Levy For Payment of Isle of Pines Sewer System Note.

For the payment of principal of and interest on the Isle of Pines Sewer System Bond as the same become due and for the creation of such sinking fund as may be necessary therefor, the full faith, credit, and taxing power of the County are hereby irrevocably pledged. Pursuant to the provisions of Section 12 of Article X of the Constitution there shall be levied an *ad valorem* tax upon all taxable property located within the District sufficient to pay the principal of and interest on the Isle of Pines Sewer System Bond as the same become due and to create such sinking fund as may be necessary therefor.

Section 5.04     Notice to Auditor and Treasurer.

The Auditor and Treasurer of Lexington County, South Carolina, shall be notified of the adoption of this Ordinance and directed to levy and collect annually upon all taxable property within the District *ad valorem* property taxes in an amount sufficient to pay the principal of and interest on the Isle of Pines Sewer System Bond as the same become due and to create such sinking fund as may be necessary therefor.

Section 5.05     Other Instruments and Actions.

In order to implement the Isle of Pines Sewer System Loan pursuant to the Isle of Pines Sewer System Loan Agreement and Isle of Pines Sewer System Note and to give full effect to the intent and meaning of this Ordinance and the agreements and actions herein authorized, the Chairman of Council and the Clerk are hereby authorized to execute and deliver such certificates, showings, instruments, and agreements and to take such further action as such officials shall deem necessary or desirable.

\* \* \*

ARTICLE VI  
MISCELLANEOUS

Section 6.01    Ordinance a Contract.

This Ordinance shall be a contract between the County and the Authority, and shall be enforceable as such against the County.

Section 6.02    Effective Date.

This Ordinance shall become effective upon receiving approval on third reading by the Council.

Section 6.03    Savings Clause.

If any one or more of the covenants or agreements provided in this Ordinance should be contrary to law, then such covenant or covenants or agreement or agreements shall be deemed severable from the remaining covenants and agreements, and shall in no way affect the validity of the other provisions of this Ordinance.

Section 6.04    Successors.

Whenever in this Ordinance the County is named or referred to, it shall be deemed to include any entity, which may succeed to the principal functions and powers of the County, and all the covenants and agreements contained in this Ordinance or by or on behalf of the County shall bind and inure to the benefit of said successor whether so expressed or not.

Section 6.05    Filing of Copies of Ordinance.

Copies of this Ordinance shall be filed in the offices of the Council, and in the office of the Clerk of Court for Lexington County (as a part of the Transcript of Proceedings).

Section 6.06    Further Action by Officers of County.

The proper officers of the County are fully authorized and empowered to take the actions required to implement the provisions of this Ordinance and to furnish such certificates and other proofs as may be required of them, which includes but is not limited to providing the notice and conducting the public hearing described in Article I hereof. In the absence of any officer of the County Council herein authorized to take any act or make any decision, the County Administrator is hereby authorized to take any such act or make any such decision.

\* \* \*

DONE IN MEETING DULY ASSEMBLED, this \_\_\_\_ of August, 2004.

COUNTY COUNCIL OF LEXINGTON COUNTY,  
SOUTH CAROLINA

(SEAL)

\_\_\_\_\_  
George H. Davis, Chairman

Attest:

\_\_\_\_\_  
Dorothy K. Black, Clerk to Council

First reading:            June 15, 2004

Second reading:        \_\_\_\_\_

Third reading:         \_\_\_\_\_

Public Hearing:         \_\_\_\_\_

STATE OF SOUTH CAROLINA

COUNTY OF LEXINGTON

I, the undersigned, Clerk of the County Council of Lexington County, **DO HEREBY CERTIFY:**

That the foregoing constitutes a true, correct and verbatim copy of an Ordinance which was given three readings on three separate days, with an interval of not less than seven days between the second and third readings. The original of this Ordinance is duly entered in the permanent records of minutes of meetings of the County Council, in my custody as such Clerk.

That each of said meetings was duly called, and all members of the County Council were notified of the same; that all/a majority of the membership were notified of each meeting and remained throughout the proceedings incident to the adoption of this Ordinance.

**IN WITNESS WHEREOF**, I have hereunto set my Hand and the Seal of the County, this \_\_\_\_ day of \_\_\_\_\_, 2004.

(SEAL)

\_\_\_\_\_  
Clerk, County Council of Lexington County,  
South Carolina

## COMMITTEE REPORT

**RE:** Pelion Corporate Airport

**DATE:** August 10, 2004

**COMMITTEE:** Airport Committee

**MAJORITY REPORT:** Yes

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The Airport Committee met on Tuesday, July 27, 2004 to discuss on-site management, leases, and terminal building repairs.

**On-site Management** - Ms. Tammy Coghill, Director of Economic Development discussed the need for security at the Pelion Corporate Airport once the County has taken possession and indicated the Sheriff's Department is willing to relocate a special operations division to the airport to provide short-term/long-term on-site management.

**The committee voted to recommend that Council allow the Sheriff's Department to relocate a special operations division to the Pelion Corporate Airport once the County has taken ownership to provide short-term/long-term on-site management.**

**Leases** - Ms. Coghill discussed the new lease agreement that would replace all current leases and indicated there were issues of concern expressed either by one or more tenants.

**The committee voted to recommend that Council approve the new lease agreement as recommended by the County attorney and to obtain termination of existing leases with the Town prior to closing.**

**Terminal Building Repairs** - Ms. Coghill discussed basic repairs necessary to the terminal building and asked that funds be made available once the County has taken possession of the airport in order to begin renovations. The estimated cost for material and equipment will be approximately \$21,450 with an additional \$21,600 estimated for labor. Labor will be provided internally through Building Services. The total estimated cost is \$43,050.

**The committee voted to recommend that Council approve a \$21,600 transfer from Economic Development in order to proceed with renovations upon possession of the Pelion Corporate Airport.**



COUNTY OF LEXINGTON, SOUTH CAROLINA

Department of Community & Economic Development
County Administration Building (803) 359-8121
212 South Lake Drive Lexington, South Carolina 29072

ZONING MAP AMENDMENT APPLICATION # M04 - 03

Address and/or description of property for which the amendment is requested:

234 St. Andrews Road, Columbia, S. C. 29210 TMS #2822-03-001

Zoning classifications: R-1 (current) C-1 (proposed)

Reason for the request (use the back of this application form if necessary):

I have had several inquires about using my house for an office and because of the R-1 zoning I am unable to sell or rent the house for this type of use. I am request this change to improve marketability.

Even though this request will be carefully reviewed and considered, the burden of proving the need for the amendment rests with the applicant.

Date 5-25-04

Signature

Handwritten signature of Jack Parker

(x) Owner?
( ) Agent?

Name(print) Jack Parker

Telephone # 331-6028

Address 1216 Old Road

Chapin, S.C. 29036

\*\*\*\*\*

- 1. 5/25/04 Application Received
2. 5/25/04 Fee Received
3. 7/5/04 Newspaper Advertisement

- 4. 8/2/04 Property Posted
5. 7/30/04 Notices Sent

Planning Commission Recommendation:

\*\*\*\*\*

7/27/04 First Reading 8/24/04 Public Hearing Second Reading Third Reading

Results:

## **STAFF SUMMARY**

### **ZONING MAP AMENDMENT #M04-03**

**Description of the Amendment:** This map amendment request is for a change in zoning classification from "Low Density Residential (R1)" to "Neighborhood Commercial (C1)". The applicant has had several inquiries regarding using the property for commercial office use and is requesting the change to improve marketability.

**Character of the Area:** There is a mix of commercial and residential property use in the immediate area. The subject property is bordered on the north by St. Andrews Road, on the east by The Clusters of Whitehall shopping center, the south by single family residential and on the west by single family residential. There is a bank, medical & office buildings and an apartment complex in the immediate area along St. Andrews Road. The property is approximately 1/3 acre.

**Zoning History:** This property is in the Seven Oaks Planning Area zoned in 1971. A request for a change from C1 to C2 for what is now know as the Clusters of Whitehall was approved in 1997.

**In 1986 a request for change in zoning from R1 to C1 was denied for the subject property as well as several other parcels in the immediate area. The amendment was tabled by County Council until deed restrictions could be cleared up. Whitehall's deed restrictions do not allow any commercial use on this property. Should Council approve the rezoning, commercial use would still be prohibited based on the current Whitehall deed restrictions.**

The proposed change in zoning for the Dutch Fork/Seven Oaks Planning Areas would leave this parcel zoned as R1(Low Density Residential).

**Council District:** Seven - Councilman John W. Carrigg, Jr.

Attachments: Location Map  
Political Boundaries Maps  
Restrictive Covenants - Whitehall  
Permitted Uses by District

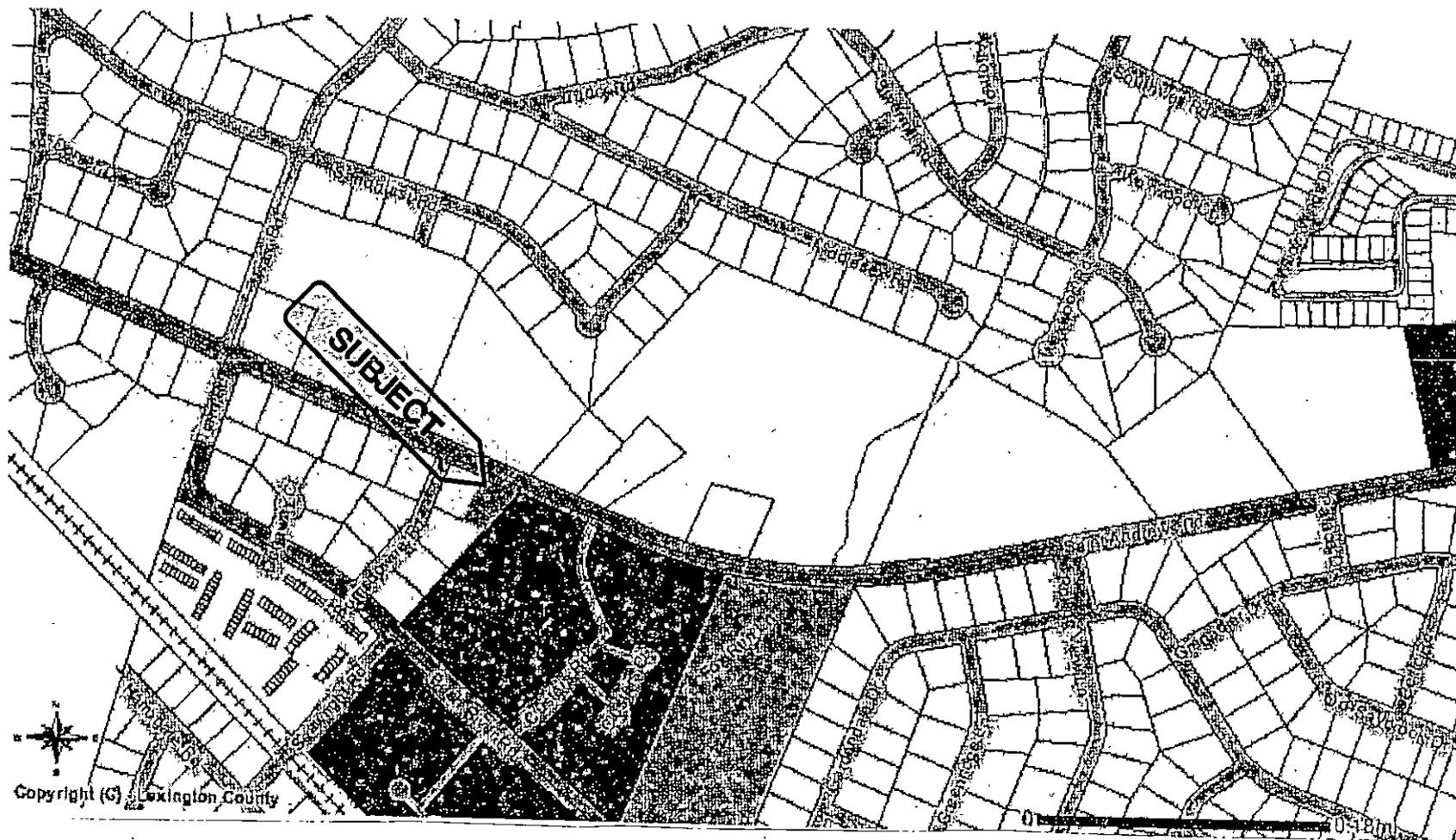
COUNTY OF LEXINGTON, SOUTH CAROLINA  
Department of Community & Economic Development  
County Administration Building (803) 359-8121  
212 South Lake Drive Lexington, South Carolina 29072

# Memorandum

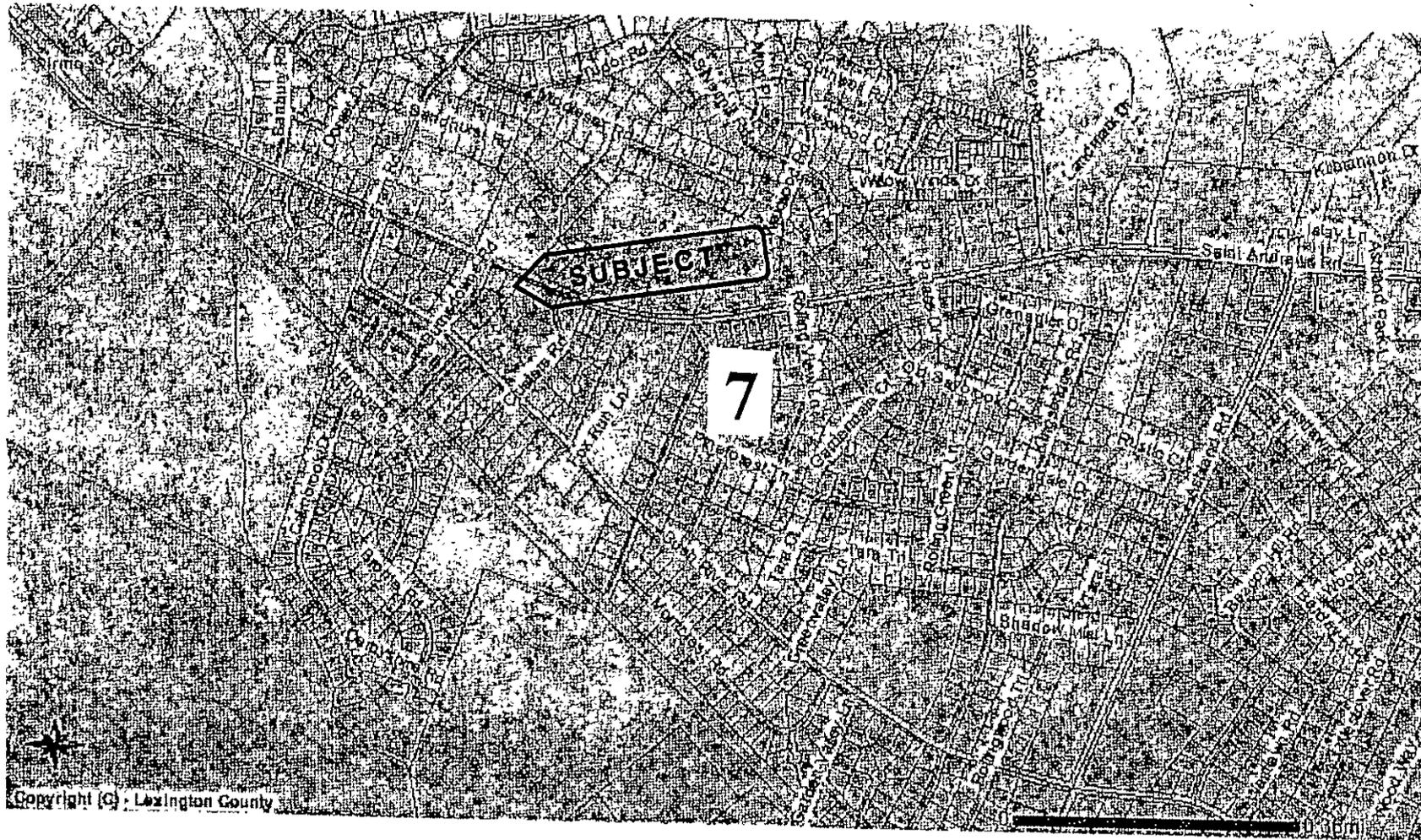
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DATE: June 8, 2004  
TO: File  
FROM: Joyce Munsch   
REF: Map Amendment #M04-03

Spoke with applicant, Jack Parker, regarding deed restrictions on TMS# 2822-03-001. Even though he is aware of such restrictions he wanted to proceed with Map Amendment request #M04-03. I advised him that until there was a modification of Whitehall deed restrictions allowing commercial activity on his property he could not sell or lease his property for commercial use even if the amendment request were approved. He indicated his understanding of the issue and verified that he could still lease his property for residential use.



# MAP AMENDMENT #M04-03



# COUNTY COUNCIL DISTRICT MAP

LAW OFFICES  
**ROBERT C. CLAWSON**

441 Western Lane  
Irmo, South Carolina  
29063

August 17, 2004

Telephone:  
(803) 749-5880

Please Reply To:  
P.O. Box 477  
Irmo, S.C. 29063

Zoning Office  
Dept. of Community & Economic Development  
212 South Lake Drive  
Lexington, South Carolina 292072

Re: 234 ST. ANDREWS ROAD  
TMS: 2899-03-001  
04.49

Dear Sir or Madam,

I represent Michael J. Mungo of 201 St. Andrews Road, and he has asked that I reply on his behalf with respect to the request by Jack Parker to change the zoning classification of the above from "Low Density Residential (R1)" to "Neighborhood Commercial (C1)."

My client respectfully asserts that such a change in zoning would be inappropriate because, in addition to zoning, the subject property is encumbered by RESTRICTIVE COVENANTS, a copy of which is enclosed herein for your convenient reference. I direct your attention to paragraph 2 which says in part that, "No use shall be made of the property, or of any right or privilege appurtenant thereto, other than for private residential purposes of a single family."

I also direct your attention to paragraph 8 which says in part that, "No noxious or offensive activity shall be carried on upon any lot, nor shall anything be done thereon which may be or become an annoyance or nuisance to the neighborhood."

Obviously, a change in zoning for this property to Neighborhood Commercial, with a subsequent change in use, would violate paragraph 2 referenced above. Additionally, because the subject property and my client's property are both in the Whitehall Community, use of the subject property as Neighborhood Commercial would be an annoyance or nuisance to the very residents the Restrictions were intended to protect.

Further, a change in zoning would only encourage the above mentioned violations, and the public policy of the County should not be to facilitate violation of private Restrictive Covenants.

For these reasons my client respectfully urges the Zoning Office to dismiss the application for this re-zoning for lack of merit, and should this matter go to public hearing, we ask that the issues raised in this letter be brought to the attention of the Planning Commission and County Council.

I am

Sincerely Yours

A handwritten signature in black ink, appearing to read 'R. Clawson', written over the typed name.

ROBERT C. CLAWSON



- 7b. That Michael J. Mungo, his heirs and assigns, reserve the right to withdraw water from the lakes for purposes of watering shubbrey along dams or for other purposes so long as such withdrawal does not seriously interfere with the rights and privileges of the persons owning lots adjacent to the lake.
- 8. No noxious or offensive activity shall be carried on upon any lot, nor shall anything be done thereon which may be or become an annoyance or nuisance to the neighborhood. No hogs, goats, poultry, cows, or horses which shall constitute a nuisance or cause unsanitary conditions, or any undesirable situation to any neighboring property shall be maintained on any lot.
- 9. An easement is reserved unto the undersigned herein over 5 feet along each side line of each lot and over the front 5 feet and rear 10 feet of each lot for utility installations, utility rights of way and maintenance thereof.
- 10. All sewerage disposal shall be by septic tank, meeting approval of the State Board of Health, until such time as municipal sewage is made available.
- 11. No lot or any part of a lot can be used as a street without the written consent of Michael J. Mungo or his heirs or assigns.
- 12. No billboards or signs shall be erected on any lot or posted on any buildings thereon except "For Sale" or "For Rent" signs may be placed thereon, provided that their size shall not exceed 2" x 3".
- 13. That no one shall have the right to alter the physical structure of any portion of the lakes or dams.
- 14. That no boats with motors are to be allowed in any of the lakes.
- 15. That no pollution of lakes is to be allowed.
- 16. That no water shall be withdrawn from the lakes without the written consent of Michael J. Mungo, his heirs or assigns.
- 17. Property owner around lake must maintain their property in keeping with the neighborhood.
- 18. That there shall be no discharging of guns or other firearms on the lake or surrounding border lands.
- 19. That there shall be no commercialization of fishing rights or privileges.
- 20. All lot owners are required to open a trench for telephone cable to their house from their lot line and to back fill same.
- 21. Michael J. Mungo, his heirs or assigns, reserves the right to change the restrictions contained in Paragraph Numbered 4, for the unintentional violation of same, but such change shall not exceed fifteen (15%) of such marginal requirements or building line restrictions.
- 22. Invalidation of anyone of these covenants by judgment or court order shall in no wise affect any of the other provisions which shall remain in full force and effect.

In witness whereof, Michael J. Mungo has set his hand and seal this

Michael J. Mungo  
Michael J. Mungo

Witnesses:  
George I. Alley  
George I. Alley

Nancy A. Alley  
Nancy A. Alley

**21 30 Permitted Uses by District**

The columnar chart which follows describes the activities permitted within each district. This chart is based upon the list of principal activities defined in Section 21 10 of this Ordinance and the districts established in Section 11 40, and is subject to the following:

- a. The listing of a permitted activity within a district may be voided upon the application of the special overlay district regulations pertaining to flooding, drainage, or airports found in Articles 4 and five of this Ordinance.
- b. The provisions of Chapters 2, 3, and four of this Article shall apply in all districts to all listed activities as applicable. The application of these provisions may prohibit an activity from locating in a particular district.
- c. Within the Limited Restriction (LR) district, all activities except the following are permitted without review for compliance with the specific provisions of this Ordinance:

- Extremely Hazardous Materials as regulated by Article 3
- Mining Operations as regulated by Article 8
- Mobile Home Parks as regulated by Article 7
- Sexually Oriented Businesses as regulated by Article 9

**21 31 Chart of Permitted Activities by District**

Those activities that are marked by an asterisk (\*) are allowed only when granted a special exception by the Board of Planning Appeals as outlined in Article 11 of this Ordinance.

R1	R2	R3	D	RA	RD	LC	C1	C2	ID	LR	ACTIVITIES
					XX	XX	XX	XX	XX	XX	Administrative Offices
					XX		XX	XX	XX	XX	Advertising Signs
				XX	Airports						
			XX	XX	XX				XX	XX	Animal Raising
		XX		XX	XX		XX	XX	XX	XX	Boat Docks
					XX				XX	XX	Bus and Transit Terminals
					XX			XX	XX	XX	Business Services
	XX	XX	XX	XX	XX			XX	XX	XX	Cemeteries
	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	Child or Adult Day Care
XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	Churches
					XX				XX	XX	Communication Towers
XX	XX	XX	XX	XX	XX			XX	XX	XX	Community Education
					XX			XX	XX	XX	Construction Services
			XX	XX	XX				XX	XX	Crops
					XX				XX	XX	Detention Centers
XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	Essential Services (Limited)
	XX	XX	XX	XX	XX			XX	XX	XX	Essential Services (Extensive)
				XX	XX			XX	XX	XX	Food Services
					XX			XX	XX	XX	General Repair and Maintenance Services
					XX		XX	XX	XX	XX	General Retail (Limited)
					XX			XX	XX	XX	General Retail (Extensive)
XX#	XX#	XX#	XX#	XX	XX		XX	XX	XX	XX	Group Assembly (Limited)
				XX	XX			XX	XX	XX	Group Assembly (Intermediate)
					XX			XX	XX	XX	Group Assembly (Extensive)

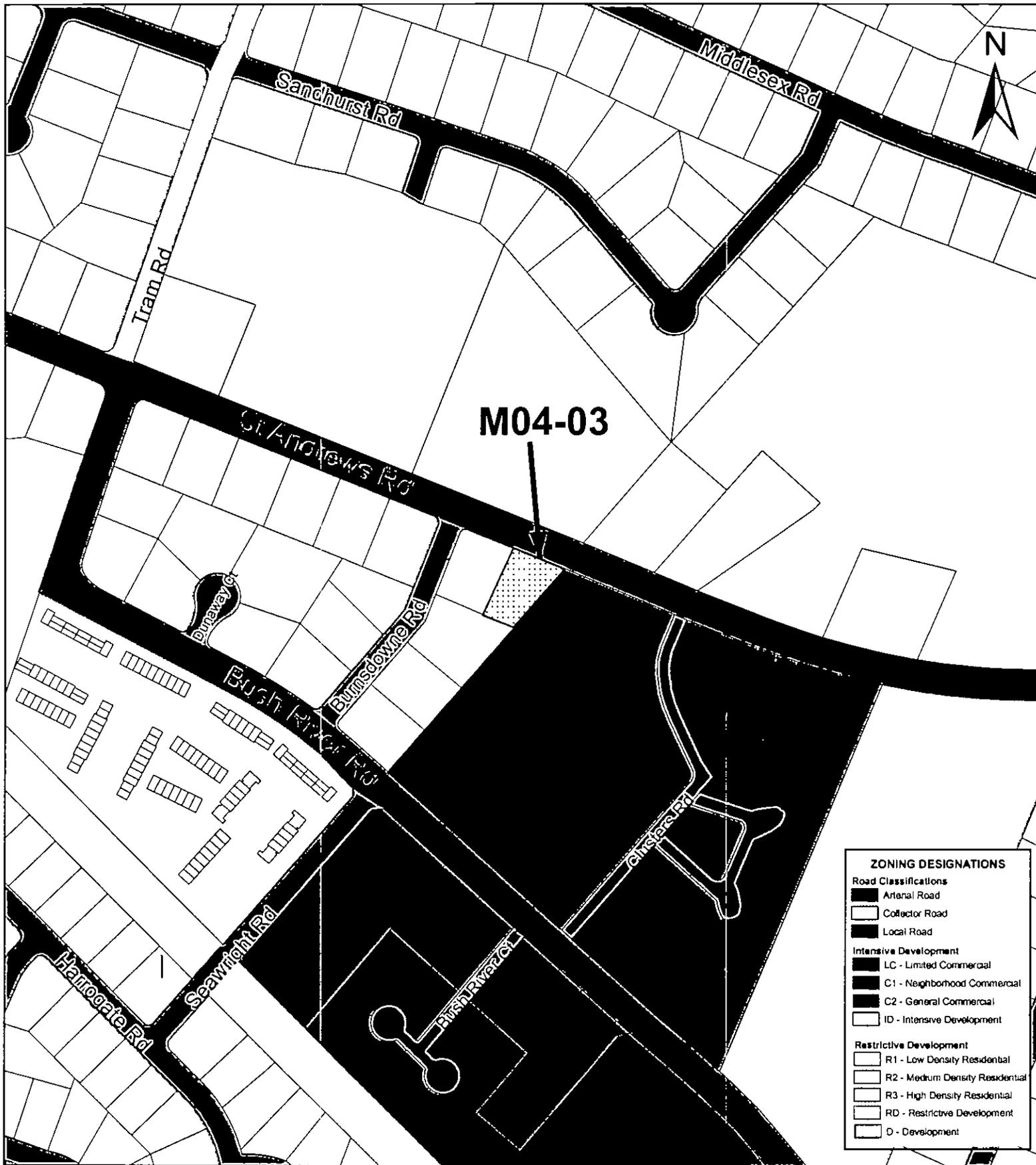


R1	R2	R3	D	RA	RD	LC	CL	C2	ID	LR	ACTIVITIES	
		XX		Group Housing								
					XX		XX	XX	XX	XX		Hospitals
			XX	XX	XX				XX	XX		Kennels and Stables
					XX				XX	XX		Landfills (Limited)
					XX				XX	XX		Landfills (Intermediate)
					XX				XX	XX		Landfills (Extensive)
					XX			XX	XX	XX		Manufacturing (Light Assembly)
					XX				XX	XX		Manufacturing (Limited)
					XX				XX	XX		Manufacturing (Intermediate)
					XX				XX	XX		Manufacturing (Extensive)
					XX			XX	XX	XX		Marinas
					XX	XX	XX	XX	XX	XX		Medical Services
					XX				XX	XX		Military Installations
			XX		XX			XX	XX	XX		Mining (Limited)
					XX				XX	XX		Mining (Intermediate)
					XX				XX	XX		Mining (Extensive)
XX		Mini-Parks										
					XX			XX	XX	XX		Mini-Warehouses
	XX	XX	XX	XX	XX		XX	XX	XX	XX		Mobile Homes
		XX			XX			XX	XX	XX		Mobile Home Parks (Limited) *
		XX			XX			XX	XX	XX		Mobile Home Parks (Extensive) *
XX		Natural Reserves										
				XX		Non-Assembly Cultural						
	XX		Nursing Homes									
					XX		XX	XX	XX	XX		Personal Convenience Services
			XX		Plant Nurseries							
					XX				XX	XX		Power Plants
					XX	XX	XX	XX	XX	XX		Professional Services
					XX				XX	XX		Radioactive Materials Handling
					XX				XX	XX		Railroad
					XX				XX	XX		Recycling Centers
					XX			XX	XX	XX		Research Services
XX		Residential Detached										
	XX	XX			XX	XX	XX	XX	XX	XX		Residential Attached (2 dwelling units)
		XX			XX			XX	XX	XX		Residential Attached (3 or more dwelling units)
		XX			XX			XX	XX	XX		Retirement Centers/Assisted Living
					XX				XX	XX		Salvage/Wrecking Yard
					XX				XX	XX		Scrap Operations
					XX		XX	XX	XX	XX		Business Parks
					XX			XX	XX	XX		Shopping Centers
												Speculative Development

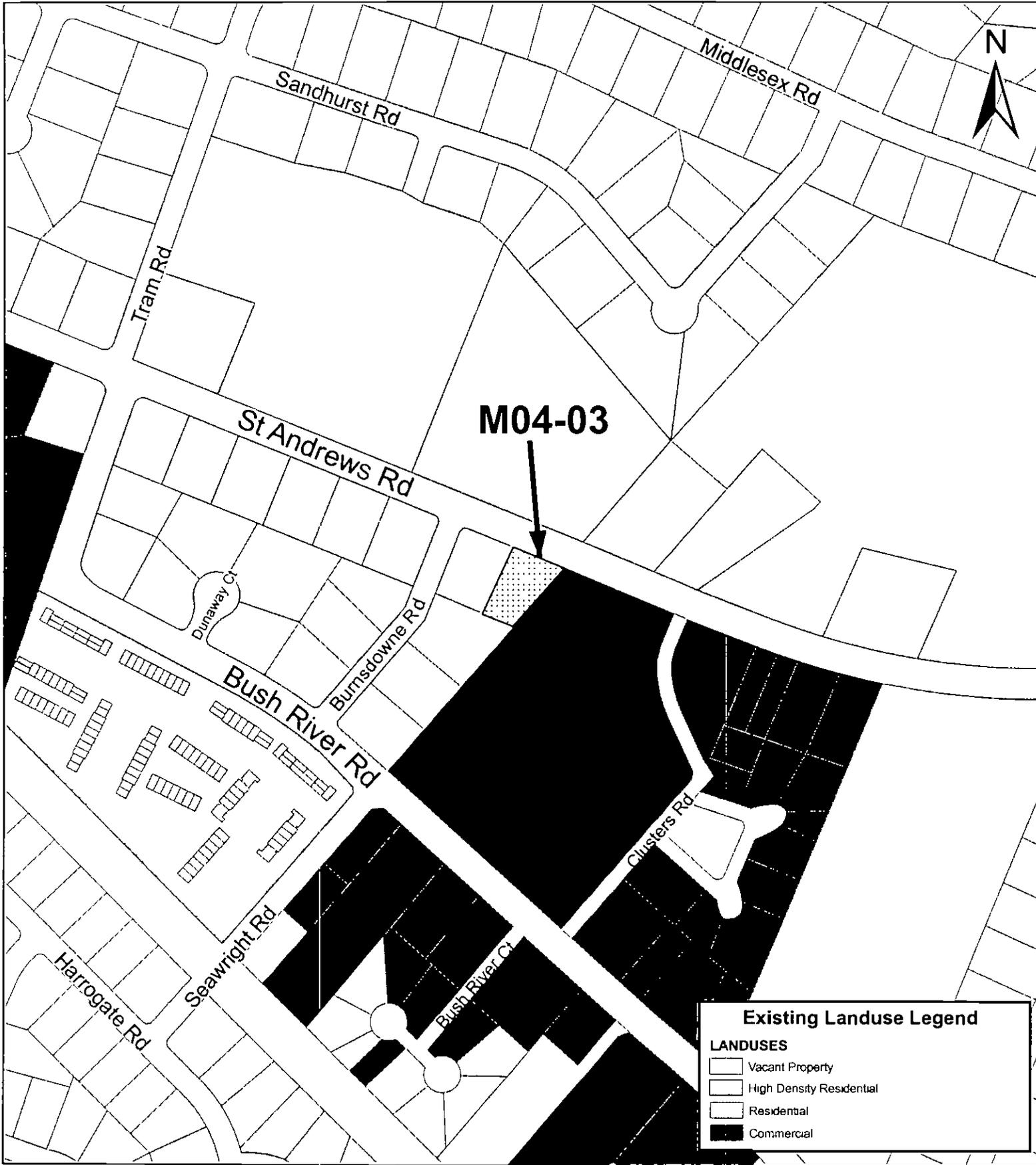


R1	R2	R3	D	RA	RD	LC	C1	C2	ID	LR	ACTIVITIES
					XX				XX	XX	Industrial Parks
					XX			XX	XX	XX	Towing and Impoundment Lot
					XX			XX	XX	XX	Trade Enterprises
					XX			XX	XX	XX	Transient Habitation
					XX			XX	XX	XX	Transport and Warehousing (Limited)
					XX				XX	XX	Transport and Warehousing (Extensive)
					XX		XX	XX	XX	XX	Transport Services
					XX			XX	XX	XX	Undertaking
XX	Utilities										
					XX			XX	XX	XX	Vehicle Parking
					XX			XX	XX	XX	Vehicle Repair
					XX			XX	XX	XX	Vehicle Sales
					XX		XX	XX	XX	XX	Vehicle Servicing (Limited)
					XX			XX	XX	XX	Vehicle Servicing (Extensive)
				XX	XX			XX	XX	XX	Veterinarian
				XX	XX			XX	XX	XX	Zoos

# The permitting of this activity in these districts is allowed only if the Group Assembly (Limited) activity is a membership facility owned, operated, and used by the property owners in the surrounding residential area for which the facility is being established.



Existing Zoning  
 Zoning Map Amendment M04-03



Existing Landuse  
Zoning Map Amendment M04-03

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

**interoffice**  
**MEMORANDUM**

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**to:** County Council

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

**subject:** PUBLIC HEARING - FY2004 Local Law Enforcement Block Grant - Fund 2453

**date:** August 16, 2004

A Public Hearing is being held at 6:00p.m. on August 24, 2004 for the distribution of the Federal Grant Award in the amount of \$51,097.00 from the Bureau of Justice Assistance - Local Law Enforcement Block Grants. The Advisory Board met on February 17, 2004 which consisted of representatives from the five eligible categories. Anticipating we would receive an award similar to FY2003, the Board recommended distribution of the funds in the amount of \$129,000.00. However the grant award was considerably lower and the recommended distribution of \$51,097.00 and the proposed use of funds in each category is as follows:

	<b>\$129,000.00</b>	<b>\$51,097.00 (60% Reduction)</b>
	<b><u>Anticipated</u></b>	<b><u>Awarded</u></b>
Court System	\$16,200.00	\$ 6,400.00
Law Enforcement	96,800.00	38,297.00
Solicitor	0	0
School System	6,000.00	2,400.00
Non-profit Active in Crime Prevention - Sistercare	10,000.00	4,000.00

Court System: to connect the Chief Magistrate's Office to the Video Conferencing System utilized by the Judicial Center, Detention Center and Bond Court.

Law Enforcement: to replace the LCSD core network hub that is over five years old and is the main central switching unit for the entire LCSD network and to purchase paperback criminal law handbooks for all patrol officers.

Solicitor: currently has a federal grant to cover drug treatment.

School System: to assist Lexington School District 1 in providing a gang prevention program called Summer Leadership Academy to reduce the gang eligible population through changing lives.

Non-profit Sistercare: to provide safe emergency shelter, counseling and post-shelter services for criminal domestic violence victims.

(See Attached)

LEXINGTON COUNTY

AUG 13 2004

FINANCE DEPT

COUNTY OF LEXINGTON  
FY2004

LOCAL LAW ENFORCEMENT BLOCK GRANT

Fund (2453)  
Magistrate Court Services (142000)

**VIDEO CONFERENCING FOR OAKGROVE MAGISTRATE OFFICE**

These funds will be used to connect the Chief Magistrate's office (Oakgrove Magistrate) to the Video Conferencing System that the Lexington County Judicial Center, Lexington County Detention Center and Cayce Bond Court will be utilizing to hold Bond Hearings, Preliminary Hearings, and Pleas. This program will be very beneficial in that it will reduce the amount of inmates that the Lexington County Sheriff's Department transports to and from various courts and from various detention facilities throughout the State of South Carolina. This will also benefit victims of crimes such as Criminal Domestic Violence, Murder, and Rape cases in which there are safety concerns. This way the defendant will not have to be in the same room as the victim. So many times we have victims that are terrified to be in the same room with the defendants but have a right to be present at all hearings and to see their case through the end. This will provide as a safety measure for the victims, defendants, along with the Judges and court personnel.

These funds will go towards implementing this program. The following list is a break down of the projected cost of the program.

1. One Polycom View Station 128	Cost	<u>\$3719.00</u>
2. 32 Inch TV Monitor AVI	Cost	<u>\$795.00</u>
3. Heavy Duty Mobile Cart	Cost	<u>\$895.00</u>
4. Panasonic T 3030 DVD Rec.	Cost	<u>\$599.00</u>
5. Installation and Training	Cost	<u>\$700.00</u>
	Tax	\$335.40
	Total	\$7043.40

1. PPF 2800 Plain Paper Laser Fax, Brother Intellifax	<u>\$299.00</u>
	Tax <u>\$15.00</u>
	Total <u>\$314.99</u>

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1. 12 month Road Runner w/ Static IP, Installation and 10-Month Upgrade Charge	<u>\$1434.60</u>
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Grand Total on this project will be \$8792.99

Attached is a Quote from the Information Services Department for your information.



**Evelyn Babbitt**

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**From:** "Jack FUDGER" <JFUDGER@lexington1.net>  
**To:** <ebabbitt@lex-co.com>  
**Sent:** Wednesday, February 18, 2004 11:58 AM  
**Subject:** Re: Fw: Victim's and Law Enforcement Block Grant BudgetMeetings

Evelyn,  
I am forwarding the Gang Prevention Program synopsis:

**LEADERSHIP ACADEMY**

Lexington School District One is providing a gang prevention program called Summer Leadership Academy.

**Short-term Objectives:**

To develop positive relationships between adults and students and between peers.

To build skills(competencies) to improve chances for school success next year.

To celebrate the completion of camp as a positive accomplishment.

**Long Term Objective:**

To reduce the gang eligible population through changing the lives of those who are the recruitment base.

**Population:** 20 male students (five from each of the four middle schools) will be selected. Students will be selected based on strong leadership abilities but weak on academic and behavioral attributes.

**Length:** Seven days of intense training in an away from home environment.

**Curriculum:** Media Literacy, Leadership Training, Team building, Conflict Resolution, Strength and Conditioning, Drill Instruction, StarBase/Swamp Fox, Science Programs, motivational speakers and Aids Prevention Education.

**In Kind Contribution:** Lexington County Sheriff's Department providing Resource Officers.

Total costs for 20 students which includes housing, meals, instruction and stipends for supervision approximates \$6000.

If you have any further, questions please let me know.

Thanks,  
Jack



Sistercare

PO Box 1029

Columbia, SC 29202

Phone 803 926-0505

Fax 803 794-0098

March 2, 2004

Evelyn P. Babbitt, CPA, Grants Manager  
County of Lexington  
Finance Department  
212 South Lake Drive  
Lexington, SC 29072

Re: Victim's Bill of Rights Funds

Dear Evelyn:

Sistercare requests \$10,000 for FY 2004-2005 from Lexington County's Victims' Assistance funds collected under S.C. Code Ann. 14-1-206 through 208 (assessment statutes) and 14-1-211 (surcharge statute) to provide crime victim services. Sistercare will use these funds to provide safe emergency shelter and post-shelter follow up services for Lexington County battered women and their children.

In FY 2002-2003, Victims' Assistance revenues were used to help provide community counseling support group services for more than 400 Lexington County battered women, many of whom were court ordered to obtain counseling from Sistercare.

Our board of directors will appreciate your support of Sistercare's request for FY 2004-2005.

Sincerely,

Nancy Barton  
Executive Director  
ld