

AGENDA
LEXINGTON COUNTY COUNCIL
Committee Meetings
Tuesday, September 28, 2004
Second Floor - County Administration Building
212 South Lake Drive, Lexington, SC 29072
Telephone - 803-359-8103 -- FAX 803-359-8101

2:45 pm. - 2:55 p.m. - Planning and Administration

- (1) Zoning Map Amendment M04-03 - 234 St. Andrews Road **A**
- (2) Old Business/New Business
- (3) Adjournment

2:55 p.m. - 3:55 p.m. - Public Works

- (1) Bridge Replacement Kinley Creek at Piney Grove Road - Public Works -
John Fechtel, Director **B**
- (2) "C" Fund Economic Development Request - Public Works - John Fechtel, Director **C**
- (3) "C" Fund Enhancement Grant Matches - Public Works - John Fechtel, Director **D**
- (4) Transfer of Property - Middlefield Road - Public Works - John Fechtel, Director **E**
- (5) Old Business/New Business
- (6) Adjournment

3:55 p.m. - 4:00 p.m. - Health & Human Services

- (1) Fire Prevention FEMA Grant Application - Public Safety/Fire Service - Chief Tim James,
Director of Public Safety and Homeland Security **F**
- (2) Old Business/New Business
- (3) Adjournment

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

- (1) Midlands Workforce Development Board - Ms. Bonnie Austin, Director
- (2) Old Business/New Business
- (3) Adjournment

Planning & Administration

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

Health & Human Services

J. Wilkerson, Chairman
J. Jeffcoat, V Chairman
J. Owens
T. Cullum
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
R. Rucker
J. Wilkerson
B. Keisler
J. Jeffcoat
J. Carrigg, Jr.
J. Owens
T. Cullum

A G E N D A
LEXINGTON COUNTY COUNCIL
Tuesday, September 28, 2004
Second Floor - Council Chambers - County Administration Building
212 South Lake Drive, Lexington, South Carolina 29072
Telephone - 803-359-8103 FAX - 803-359-8101

4:30 P.M. - COUNCIL CHAMBERS

Call to Order/Invocation
Pledge of Allegiance

Employee Recognition - Art Brooks, County Administrator

Presentation of Resolutions - Lexington County Sheriff's Department - 2004 Santee Cooper Excellence in Law Enforcement Award - Councilman Todd Cullum

Appointments **G**
 (1) Midlands Workforce Development Board **H**

Bids/Purchases/RFPs

- (1) Professional Services for the Development of a 5-year Consolidated Plan - Community & Economic Development **I**
- (2) Fleet Vehicle Replacement - Fleet Services/Motor Pool **J**
- (3) iPrism Internet Filtering Appliance, Annual Maintenance, Technical Currency, Installation and Training - Information Services **K**
- (4) Bulk Storage Racks - Information Services/Records Management **L**
- (5) Heavy Duty Shredder - Information Services/Records Management **M**
- (6) 3M Dual Corridor Theft Detection System & 12 Month Service Agreement - Library **N**
- (7) Computers and Monitors - Library/Information Services **O**
- (8) Relocation Project West Columbia Public Safety Answering Point (PSAP) - Public Safety/Communications **P**
- (9) High Density Polyethylene (HDPE) Smooth Type S Pipe - Public Works **Q**
- (10) Sharpe Hill Road Project - "C" Funds - Public Works **R**
- (11) Fiduciary Management Services - Sheriff's Department/Detention Center **S**
- (12) Tri-County Adult Drug Court Program - Solicitor's Office **T**
- (13) Swing Arm Tire Changer and Wheel Balancer - Solid Waste Management **U**
- (14) Concrete and Rebar - Solid Waste Management **V**

Tabled Item

(1) Video Conferencing Equipment - Sheriff's Department (Tabled 8/24/04) **W**

Chairman's Report

November and December 2004 Schedule **X**

Administrator's Report

Budget Amendment Resolutions

Approval of Minutes - Meetings of August 24 and September 13, 2004 **Y**

Zoning Amendments

(1) Zoning Map Amendment - M04-05 - 1675 Lake Murray Blvd., Columbia SC -
Announcement of 1st Reading **Z**

Ordinances

(1) Ordinance 04-07 - Authorizing the Reduction of the Minimum Investment Commitment Under, and Certain Amendments of, the Lease Agreement Between Pirelli Communications Cables and Systems USA, LLC and Lexington County Dated December 7, 2001 -
3rd and Final Reading **1**

Public Works, B. Derrick, Chairman

- (1) "C" Fund Enhancement Grant Matches - Public Works (Tab D)
- (2) Transfer of Property - Middlefield Road - Public Works (Tab E)

Health & Human Services, J. Wilkerson, Chairman

(1) Fire Prevention FEMA Grant Application - Public Safety/Fire Service (Tab F)

Presentations

- (1) Ms. Jeanette Ferguson, 1778 Nazareth Road, Lexington, SC 29073 - Tree Damage Caused by Flooding Water From Long Pond and Ridgewood Subdivisions
- (2) Marc H. Westbrook, Judge, Eleventh Judicial Circuit - Space Allocation in Old Courthouse and Video Conferencing Equipment
- (3) Mr. Ernie Passailaigue, Executive Director, South Carolina Education Lottery - Disbursement of Lottery Funds

6:00 P.M. - Public Hearings

- (1) Zoning Map Amendment - M04-04 - Torrey Pine Lane, Little Gap Court, Little Gap Lane Located in Crystal Pines 2

Ordinance 04-02 - An Ordinance Approving the Conveyance of Real Estate From the County of Lexington to Lexington County Recreation and Aging Commission - 3rd and Final Reading 3

OLD BUSINESS/NEW BUSINESS

EXECUTIVE SESSION/LEGAL BRIEFING

MATTERS REQUIRING A VOTE AS A RESULT OF EXECUTIVE SESSION

ADJOURNMENT



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 *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. 5/5/04 Newspaper Advertisement

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

9/16/04 Planning Commission Recommendation: RECOMMEND DENIAL

VOTE: 6 yes / 0-NO

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

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.

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.

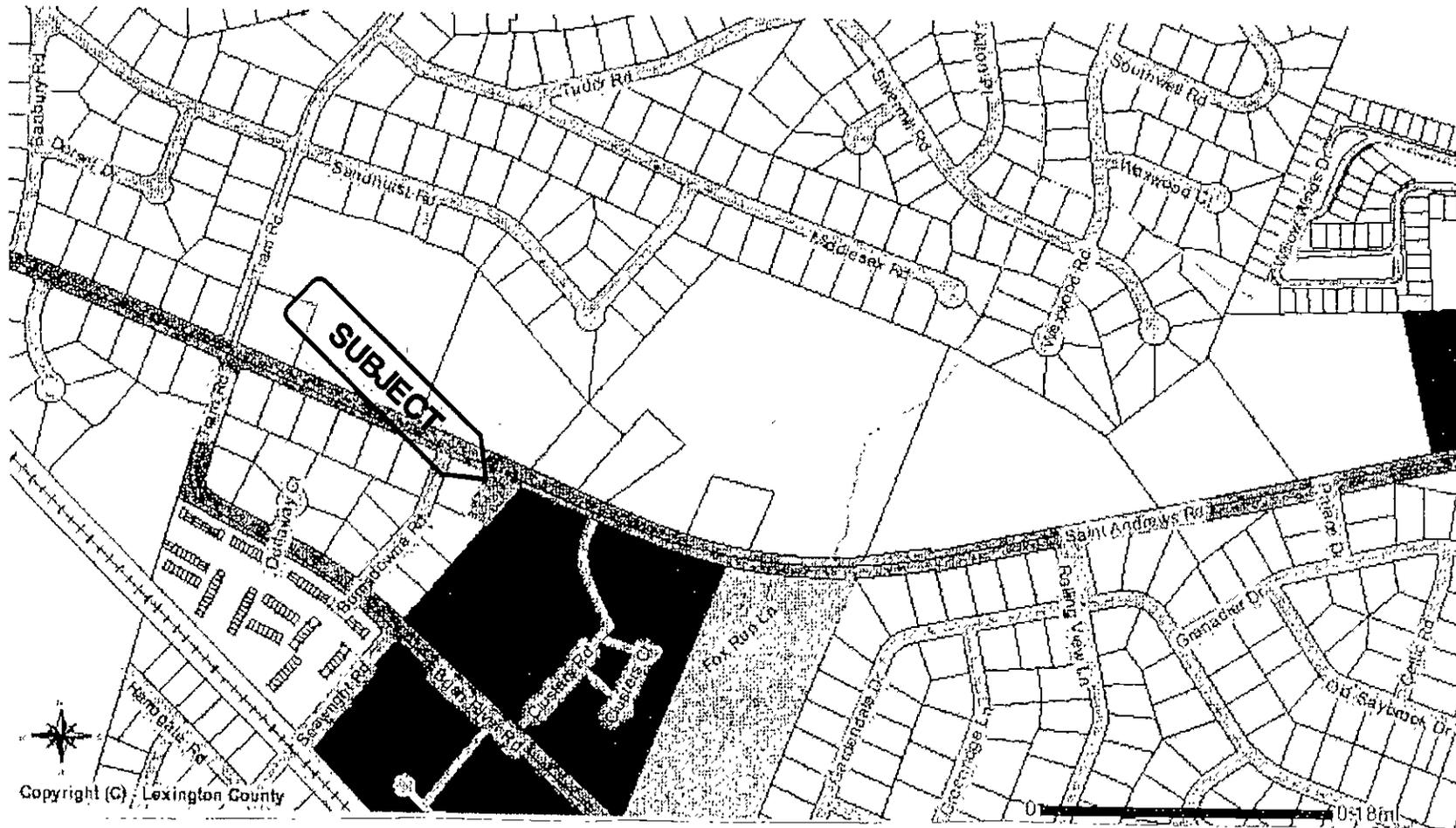
For these reasons my client respectfully urges the Zoning Office to dismiss the application for this re-zoning for lack of merit, and should this matter go to public hearing, we ask that the issues raised in this letter be brought to the attention of the Planning Commission and County Council.

I am

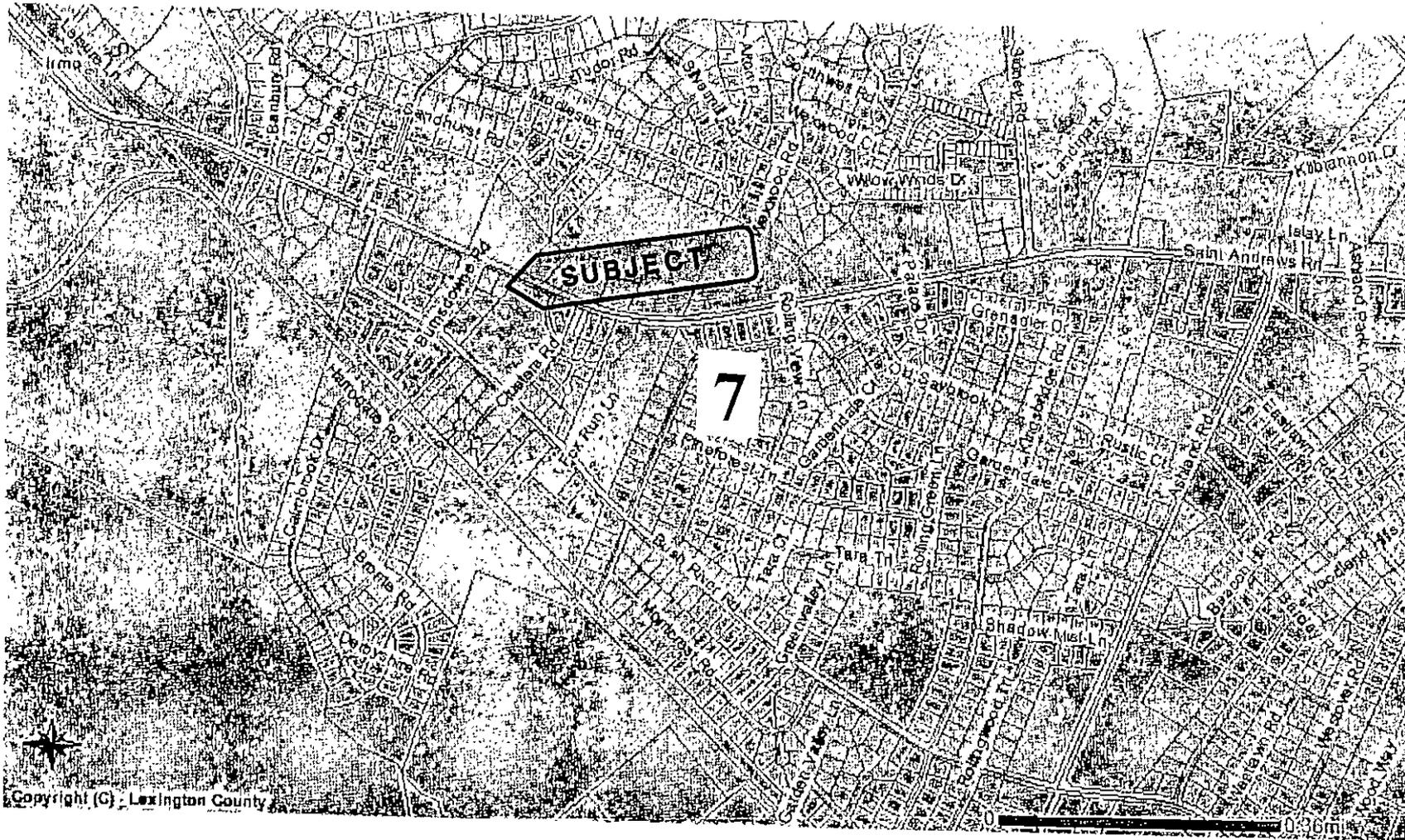
Sincerely Yours

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

ROBERT C. CLAWSON



MAP AMENDMENT #M04-03



COUNTY COUNCIL DISTRICT MAP

7b. That Michael J. Mungo, his heirs 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)

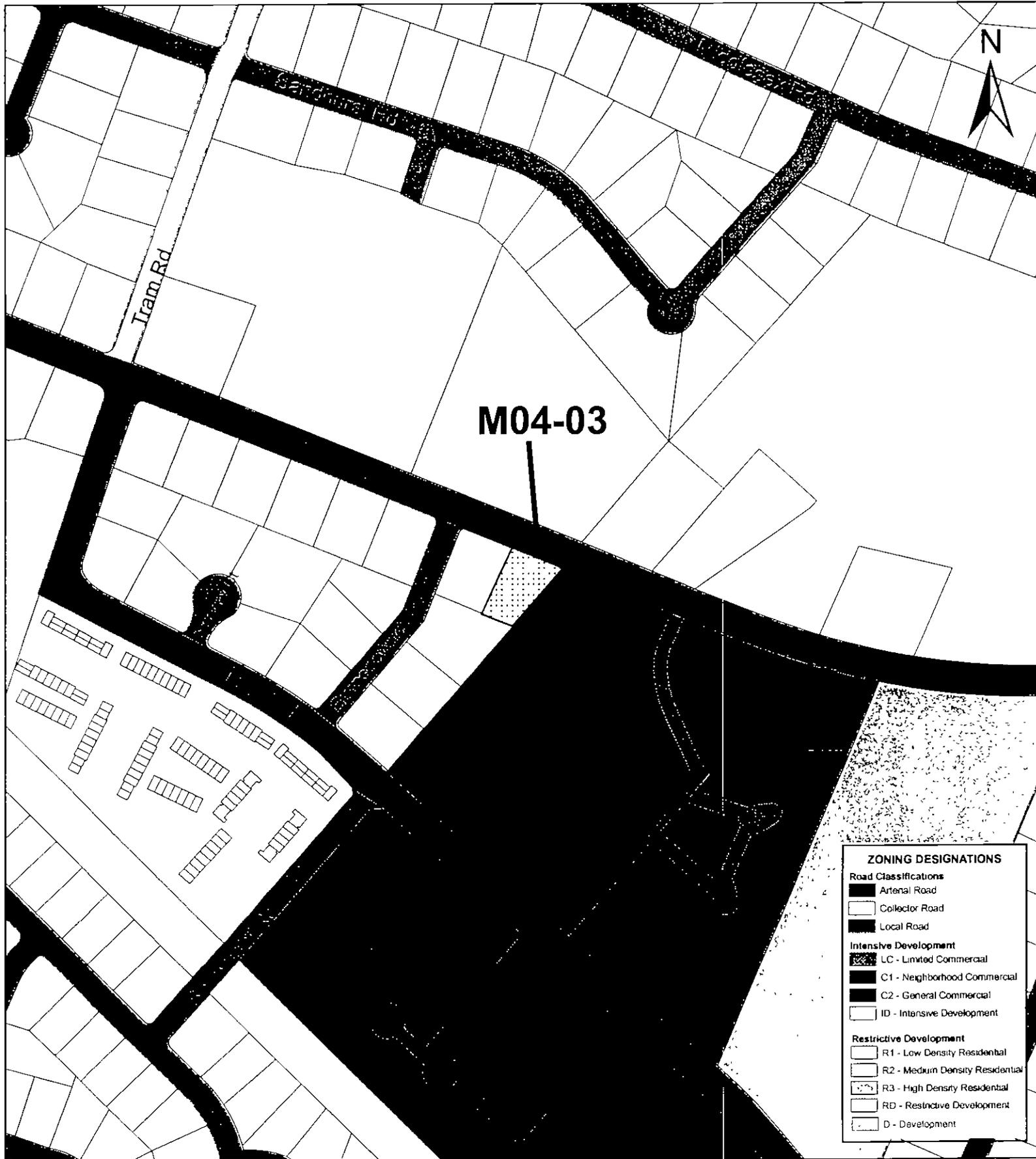


RT	R2	R3	D	RA	RD	LC	CI	C2	ID	LR	ACTIVITIES
		XX	Group Housing								
					XX		XX	XX	XX	XX	Hospitals
			XX	XX	XX				XX	XX	Kennels and Stables
					XX				XX	XX	Landfills (Limited)
					XX				XX	XX	Landfills (Intermediate)
					XX				XX	XX	Landfills (Extensive)
					XX			XX	XX	XX	Manufacturing (Light Assembly)
					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

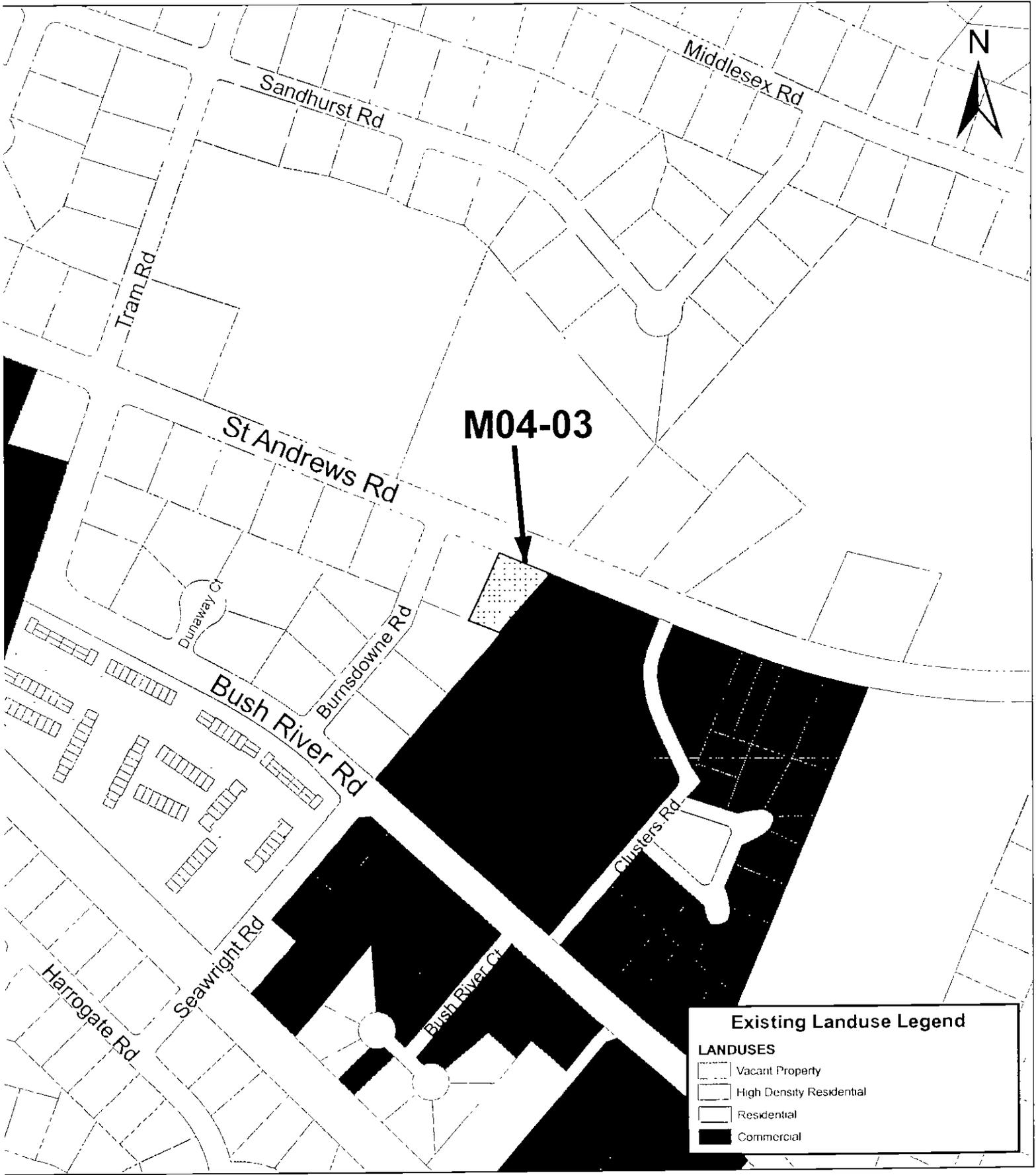


R1	R2	R3	D	RA	RD	LC	C1	C2	ID	LR	ACTIVITIES
					XX				XX	XX	Industrial Parks
					XX			XX	XX	XX	Towing and Impoundment Lot
					XX			XX	XX	XX	Trade Enterprises
					XX			XX	XX	XX	Transient Habitation
					XX			XX	XX	XX	Transport and Warehousing (Limited)
					XX				XX	XX	Transport and Warehousing (Extensive)
					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



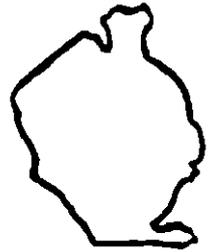
Existing Zoning
 Zoning Map Amendment M04-03



Existing Landuse
 Zoning Map Amendment M04-03



COUNTY OF LEXINGTON
PUBLIC WORKS DEPARTMENT
ENGINEERING



M E M O R A N D U M

DATE: September 17, 2004

TO: Art Brooks, County Administrator

FROM: John Fecht, Public Works Director 
Asst. County Administrator

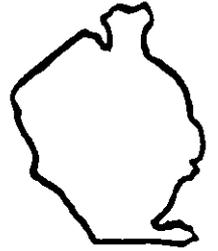
RE: Bridge Replacement Kinley Creek at Piney Grove Road

SCDOT is planning to replace the bridge over Kinley Creek at Piney Grove Road. We have met with SCDOT's representatives and Woolpert, their consultant. Due to the history of problems in this area with flooding, I have asked representatives from SCDOT and Woolpert to present their information to the Public Works Committee on September 28, 2004 and be available for questions.

Please have this item put on the Committee's agenda.



COUNTY OF LEXINGTON
PUBLIC WORKS DEPARTMENT
ENGINEERING



MEMORANDUM

DATE: September 17, 2004
TO: Art Brooks, County Administrator
FROM: John Fachtel, Public Works Director
Asst. County Administrator 
RE: "C" Fund Economic Development Request

Attached is a letter from Wayne P. Rawl, President of Walter P. Rawl & Sons, Inc. requesting Harvey Berry Road be paved. I have also had discussions with the Mayor of Pelion reference this project and he indicated that the truck traffic presently going through downtown to the Rawl's Farm would be greatly reduced and safety improved if this road was paved.

This road is a little over a mile long (5,795 feet) and would be a good Public Works project if approved. We would typically budget about \$400,000.00 to engineer and construct this by contract. If Public Works does the project, we would need approximately \$8,500.00 in sand-clay, \$56,000.00 in asphalt and \$28,500.00 in power pole (19) relocation for a total of \$93,000.00.

Walter P. Rawl & Sons has been a major economic farming concern in Lexington County and continues to expand its production. This project would enhance the safety in Pelion and also provide a more direct access to Rawl's distribution center.

If County Council agrees with this recommendation, funds are available in the "C" Fund Economic Development Account (2700-121301).

518 Walter Rawl Road
Gilbert, S.C. 29054



Phone: Lexington
(803) 359-3645

WALTER P. RAWL & SONS

August 19, 2004

Mr. John Fechtel
Director Lexington County Public Works
440 Ballpark Road
Lexington, SC 29072



Dear Mr. Fechtel,

I would like to request that Lexington County pave Harvey Berry Road in Pelion. It is my understanding that all of the landowners along that road have signed documents agreeing to give the necessary right of way. The reasons I am requesting that this road be paved are:

A number of school buses use this road daily.

It has a dangerous curve with very poor sight lines in both directions. There have been numerous wrecks along this route due to the poor sight lines and overall poor condition of this road.

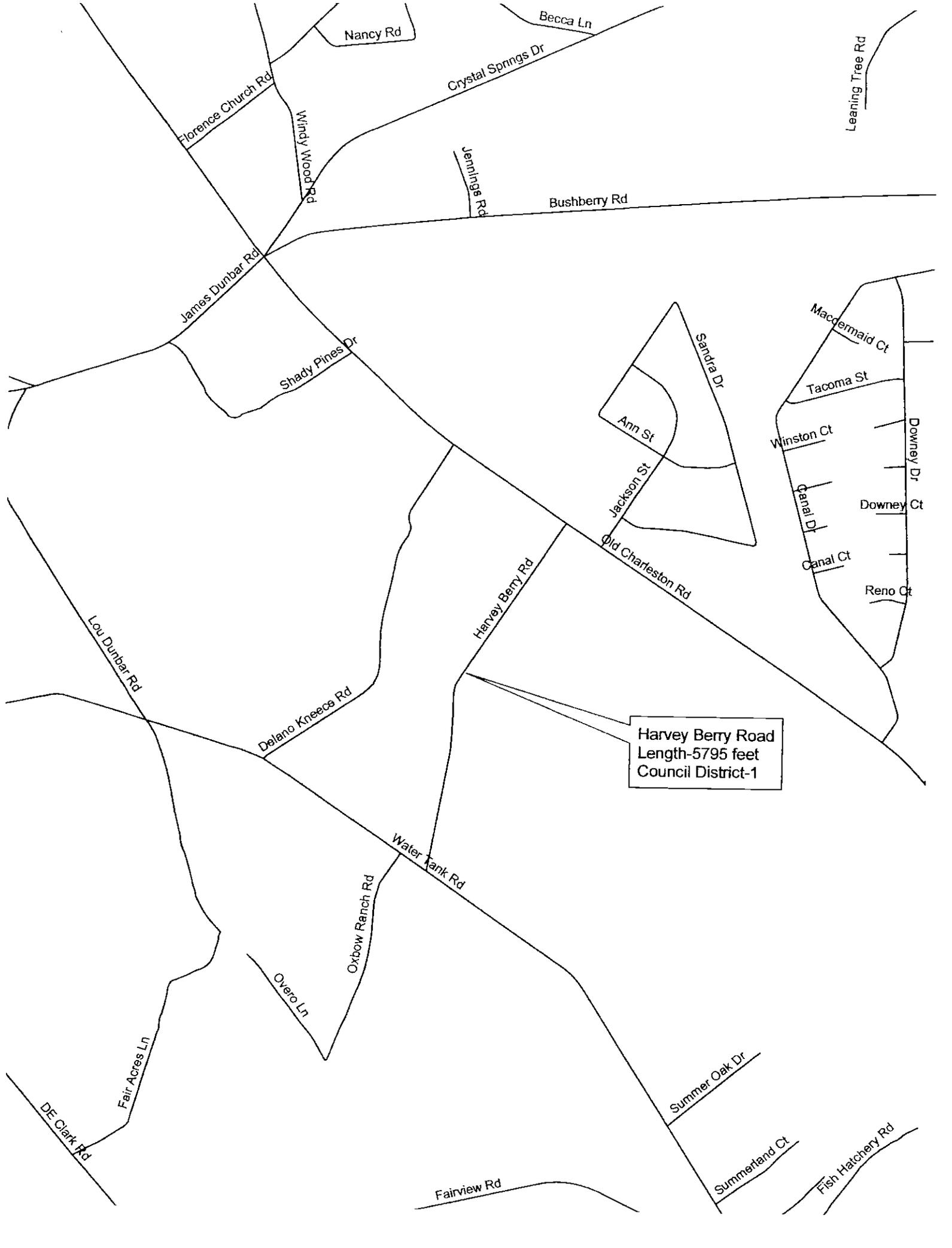
Our company has approximately 75 vehicles that travel this route daily.

Our company's tractor trailers could utilize this route. This would prevent them from making dangerous right hand turns at the intersections of Hwy 302 & Old Charleston and Hwy 302 & Hwy 178. These two intersections are very busy and our trucks cannot make those turns without invading oncoming lanes of traffic.

I look forward to hearing from you soon concerning this matter.

With kindest regards,

Wayne P. Rawl, President
Walter P. Rawl & Sons, Inc.



Harvey Berry Road
Length-5795 feet
Council District-1

Nancy Rd

Becca Ln

Crystal Springs Dr

Leaning Tree Rd

Florence Church Rd

Windy Wood Rd

Jennings Rd

Bushberry Rd

James Dunbar Rd

Shady Pines Dr

Ann St

Jackson St

Sandra Dr

Macdermaid Ct

Tacoma St

Winston Ct

Downey Dr

Downey Ct

Canal Ct

Canal Ct

Reno Ct

Lou Dunbar Rd

Delano Kneeca Rd

Harvey Berry Rd

Old Charleston Rd

Water Tank Rd

Oxbow Ranch Rd

Overo Ln

Summer Oak Dr

Summerland Ct

Fish Hatchery Rd

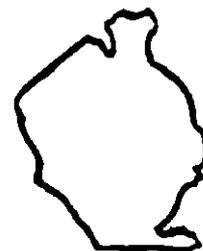
Fairview Rd

Fair Acres Ln

DE Clark Rd



COUNTY OF LEXINGTON
PUBLIC WORKS DEPARTMENT
ENGINEERING



M E M O R A N D U M

DATE: September 16, 2004

TO: Art Brooks, County Administrator

FROM: John Fecht, Public Works Director 
Asst. County Administrator

RE: "C" Fund Enhancement Grant Matches

Attached are two requests from the Towns of Gilbert and Swansea for 20% match of the SCDOT Enhancement grants recently approved. Their requests are for \$36,600.00 and \$50,250.00 respectively. (The 2003 Grant Swansea refers to (\$ 26,200.00) has already been approved.) Gilbert is extending a sidewalk on Main Street from Hayes Street to Gilbert High School. Swansea's project is the 3rd Street revitalization (see maps).

I recommend County Council approve these two matches using "C" Funds that are available in our Special Projects budget (2700-121302).

Please present this to the Public Works Committee to be considered and sent to full Council on September 28, 2004.

Town of Gilbert

345 Hampton Street, Post Office Box 71
Gilbert, South Carolina, 29054

Phillip R. Price, Mayor

Councilmen:

James R. Clamp

Alfonzo Dennis, Sr.

Thomas S. Harmon

Cyndell F. Taylor



August 23, 2004

**Mr. John Fechtel, Director of Public Works
County of Lexington Public Works Department
440 Ballpark Road
Lexington, South Carolina 29072**

Dear Mr. Fechtel:

RE: "CTC" Funds

The Town has recently been notified that we have received approval for funds to complete a sidewalk project on Main Street that will complete sidewalks from the existing ones at the Gilbert Primary School and go to the new Gilbert High School.

The estimated cost of this project is \$183,000. The Town of Gilbert would like to request assistance through your office with any portion of the 20% that the Town will be responsible to provide, up to \$36,600. We hope this project will be completed within the current school year; therefore, any consideration that can be given to this request for "CTC" funds would be greatly appreciated.

I am attaching a copy of the estimated costs that was submitted with our request for the grant and again, approval for any funds that can be used as matching funds for this sidewalk project will be greatly appreciated.

Thank you for considering our request and we look forward to hearing from you soon.

Sincerely,

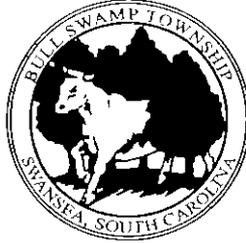
Phillip R. Price, Mayor
Phillip R. Price, Mayor

Attachment

Town of Swansea

RAY SPIRES
Mayor

W. VENSON HUCKABEE
Mayor Pro-Tem



Swansea, South Carolina

WILLIAM "BILL" DEAL
LINDA G. BUTLER
WOODROW DAVIS, JR.
Council



September 2, 2004

Mr. John Fectel, Director
Lexington County Department of Public Works
440 Ball Park Road
Lexington, South Carolina 29072

Re: Enhancement Grants for Swansea.

Dear John:

As per your request, please find attached copies of the 2003 and 2004 SCDOT Enhancement Grant Applications which contain all of the information you requested. I think you will be able to note that the local share for the 2003 grant was \$26,200.00 and the local share of the 2004 grant will be \$50,250.00.

The payment request we submitted for engineering services will come from the \$26,200.00 local share. We have already drawn the SCDOT portion (80%) and remitted it to the engineer.

In addition, we are attaching a copy of the pay request for the SCDOT funds.

Please advise if additional information is required.

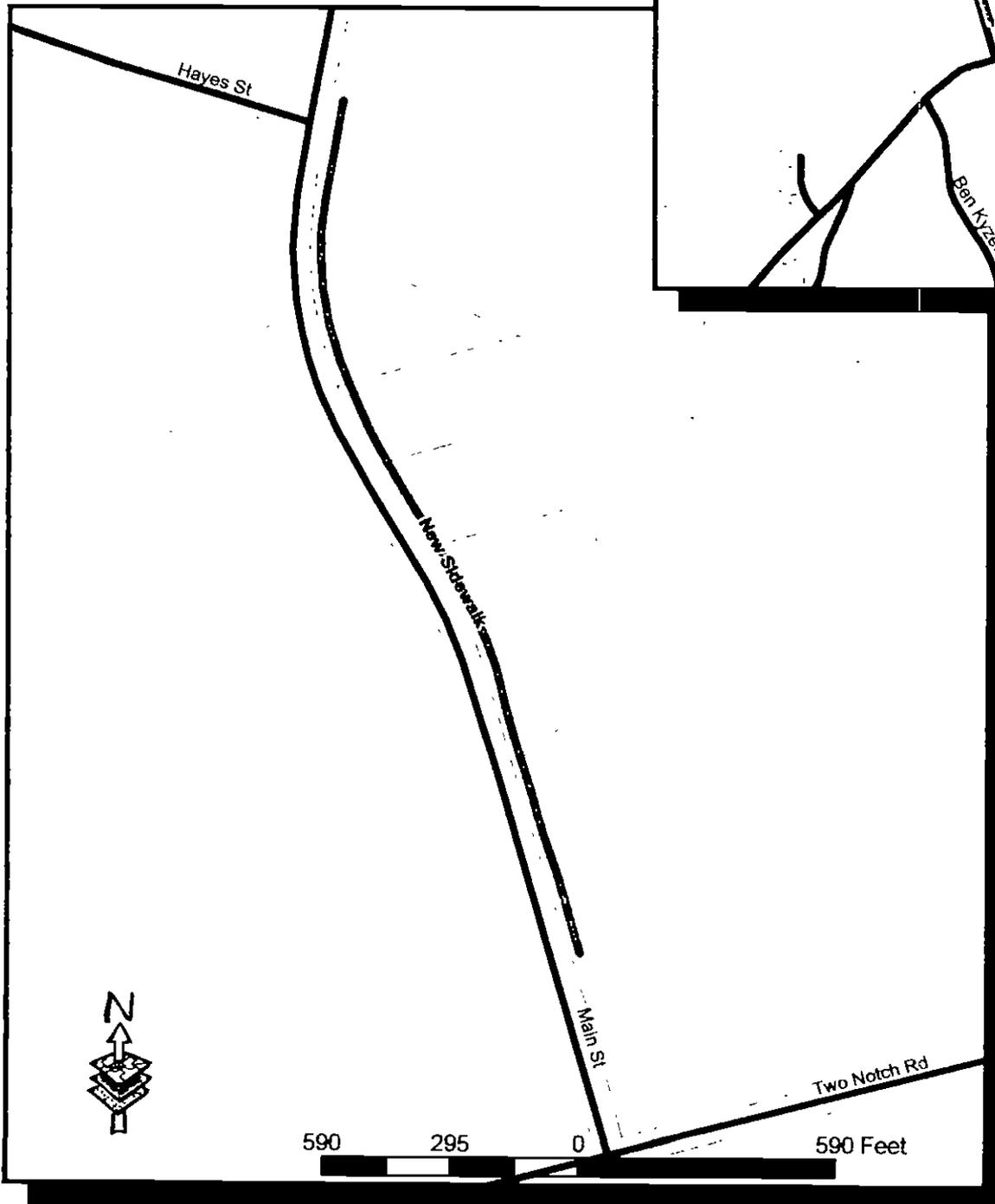
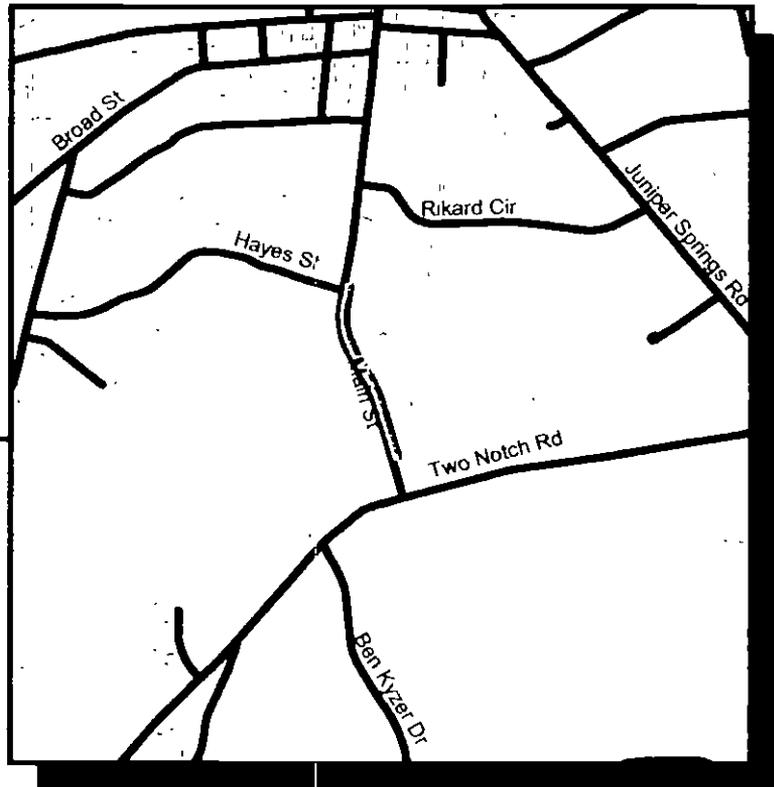
TOWN OF SWANSEA

A handwritten signature in black ink, appearing to read "Michael B. Burkhold".

Michael B. Burkhold, Administrator

Proposed New Sidewalk Town of Gilbert Council District 2

Site Location map



590 295 0 590 Feet

Legend

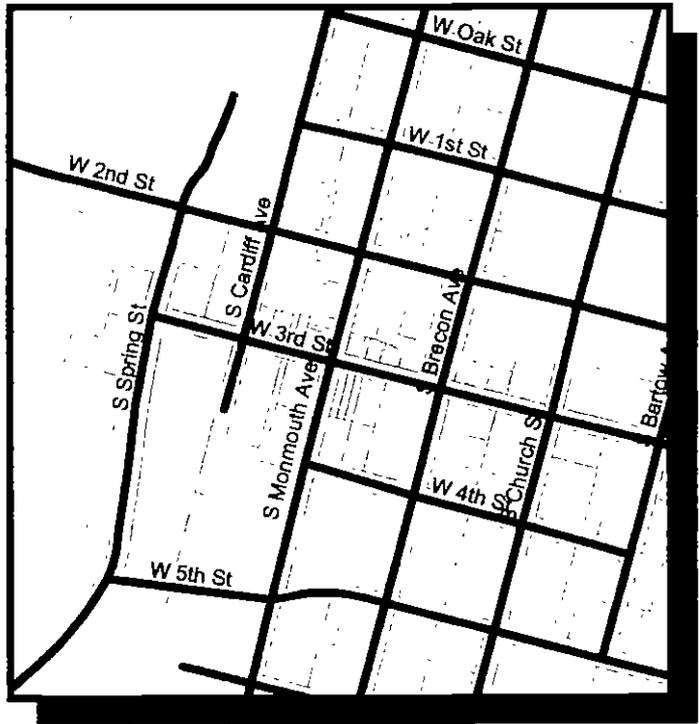
-  New sidewalk
-  roads
-  parcels
-  parcels

Swansea Downtown Revitalization Program-Phase II Council District 1

Site Location map

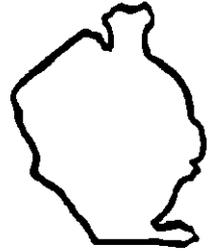
Legend

- parcels selection
- roads
- Project Area
- parcels





COUNTY OF LEXINGTON
PUBLIC WORKS DEPARTMENT
ENGINEERING



M E M O R A N D U M

DATE: September 16, 2004

TO: Art Brooks, County Administrator

FROM: John J. Fechtel, Director of Public Works
Asst. County Administrator 

RE: Transfer of Property – Middlefield Road

This road has been programmed and engineered to be paved. However, one (1) property owner, Mr. J. L. Sanford, who owns a 1.2 acre tract in which we needed road right-of-way and a 20 foot drainage easement, refused to give us the necessary easements. After much discussion, Mr. Sanford indicated that if the County paid the past due taxes (\$284.15), he would deed the property to the County.

We had Kleen-Sites Geoservices, Inc. perform a Phase I Environmental report on this property and it was reported to be no indication of any environmental contamination. The County Attorney has also been involved and has the proper paperwork to accept this property. Mr. Sanford told one of my staff that he bought this for investment reasons and apparently this did not work out. There is a well and septic tank on-site, as well as three (3) junk cars and some domestic debris.

I recommend that the County accept this 1.2 acre parcel and pay the back taxes. We will then grant the necessary right-of-way and drainage easement to the County, clean up the parcel, and then put it up for sale.

Please present this to the Public Works Committee and forward to the full Council on September 28, 2004.

JJF/sd



J. L. Sanford
TMS # 000600-06-081
145 Middlefield Road
Council District 6

COUNTY OF LEXINGTON
FINANCE DEPARTMENT

interoffice
MEMORANDUM

to: County Council

from: Evelyn Babbitt, Manager of Grants Administration

subject: Application to FEMA for a Fire Prevention Grant

date: September 22, 2004

The Department of Public Safety, Fire Service is asking County Council's approval to apply for a \$35,250.00 grant from the Federal Emergency Management Agency (FEMA) to purchase a portable Surrey Fire Safety House to be used in the education of fire prevention. We have county vehicles already equipped to tow this portable house.

This is a 70%/30% federal program with the federal funding in the amount of \$24,675.00 and the match requirement from the county contingency account in the amount of \$10,575.00. There are no personnel costs associated with this grant program.

The deadline for submission of this grant application to FEMA is September 30, 2004.

Preparer Information

Preparer Information

Prefix	Mr.
First Name	Thomas
Middle Initial	
Last Name	Hood
Organization Name	Lexington County Fire Service
Address 1	212 South Lake Drive
City	Lexington
State	South Carolina
Zip	29072 -
Business Phone	803-359-8331 Ext.
Home Phone	803-356-5979
Mobile Phone/Pager	803-518-6142
Email	bhood@lex-co.com

* Are you the person to be contacted on matters involving this application? Yes

If yes, please specify: Primary Contact

TOTAL	35,250.00
FED	24,675.00
MATCH	10,575.00

CHILDRENS TEACHING TOOL- HOUSE

Contact Information

Primary Contact Information

* Title Chief
Prefix Mr
* First Name Thomas
Middle Initial
* Last Name Hood
* Business Phone 803-359-8331 Ext.
* Home Phone 803-356-5979 Ext.
Mobile Phone/Pager 803-518-6142
Fax
* Email bhood@lex-co.com

Alternate Contact Information

* Title Captain
Prefix Mr.
* First Name Robert
Middle Initial
* Last Name Cameron
* Business Phone 803-796-1051 Ext.
* Home Phone 803-894-5634 Ext.
Mobile Phone/Pager
Fax
* Email rmcameron@lex-co.com

Applicant information

* Organization Name Lexington County Fire Service

* Type of Applicant County
If other, please enter the type of Applicant

* Employer Identification Number 57-6000379

* What is your DUNS Number? 030115885

Headquarters Physical Address

* Physical Address 1 212 South Lake Drive

Physical Address 2

* City Lexington

* State South Carolina

* Zip 29072 - 3491

Mailing Address

* Mailing Address1 212 South Lake Drive

Mailing Address2

* City Lexington

* State South Carolina

* Zip 29072 - 3491

Account information

* Type of bank account Checking

* Bank routing number - 9 digit number on the bottom left hand corner of your check 053201607

* Your account number 5127236498

Additional Information

* This fiscal year, are you receiving Federal funding from any other grant program for the same purpose for which you are applying for this grant? No

* This fiscal year, are you receiving Federal funding from any other grant program regardless of purpose? Yes

* Is the applicant delinquent on any federal debt? No

If you answered yes to any of the additional questions above, please provide an explanation in the space provided below:

Pending approval for Personal Protective Equipment @ \$345,600

Request Information

* Are you an international or national organization? No

If No, what is the population/constituency served by your organization? 220000

Project Title	Target Audience	Target Audience Size	Partnerships	Action
Mobile Fire Safety / Severe weather House	Children under 14, Adults over 65, Firefighters, High risk group	69,044	Yes	View Details

Request Details

Project Title	Number of Programs	Total Cost	Action
Mobile Fire Safety / Severe weather House	1	\$ 35,250	View Details

BudgetBudget Object Class

a. Personnel	\$ 0
b. Fringe Benefits	\$ 0
c. Travel	\$ 0
d. Equipment	\$ 35,250
e. Supplies	\$ 0
f. Contractual	\$ 0
g. Construction	\$ 0
h. Other	\$ 0
i. Indirect Charges	\$ 0

Indirect Cost Details

Agency Indirect Cost Agreement with

Indirect Cost Rate %

Agreement Summary

Federal and Applicant Share

Federal Share \$ 24,675

Applicant Share \$ 10,575

Federal Rate Sharing (%) 70/30

* Non-Federal Resources (The combined Non-Federal Resources must equal the Applicant Share of \$ 10,575)

a. Applicant	\$ 10575
b. State	\$ 0
c. Local	\$ 0
d. Other Sources	\$ 0

If you entered a value in Other Sources, include your explanation below. You can use this space to provide information on the project, cost share match.

Total Budget \$ 35,250

Narrative Statement

Project Description

Please provide your narrative statement in the space provided below:

The Lexington County Fire Service provides fire, rescue and medical first response to the citizens of Lexington County, South Carolina. We are a combination service of 400 firefighters, 75% of which are volunteer. Our fire service provides protection to a mixed rural/suburban response area of just less than 800 square miles with a population of over 200,000 citizens. We have 21 fire stations with on duty staffing levels ranging from one daytime firefighter to three firefighters per 24-hour shift. Our Service answers approximately 6,000 calls for assistance per year.

Our Fire Service provides valuable Fire Prevention to the citizens of Lexington County and our programs have adapted to the needs of it's Citizens over the years.

47,005 of our target audience is children age 0-14 which is 23% of the population.

21,989 of our target audience is older adults age 65 and older which accounts for 11% of the population (Source: South Carolina Community Profiles)

The remaining groups fall into our High Risk groups.

Five members of our fire service are Fire and Life Safety Educator level One certified (IFSAC certification for NFPA 1035) and we hope to expand upon this number. It's very important for our educators to have professional development.

Just recently a Chief Officer attended a "Juvenile Firesetter Intervention Program" workshop. This program is based on a team concept, which mobilizes the resources of several community disciplines necessary for effective intervention and prevention.

32 of Lexington County schools participates in the "Freddie Fire Safety Curriculum" (State Fire Marshals office). This program targets kindergarten through fifth grade with the basics of fire prevention.

Our Fire Service began participating in "Get Alarmed, South Carolina" in 1988, it's inception year. This program alarms the citizens about the fire problem and teach's them about fire safety and most important it provides smoke detectors to high risk citizens-the elderly, the economically depressed and the handicapped for no cost.

The Fire Service in the late 80's purchased a "Puppet Show". this program covered the basics of fire prevention and is presented by characters that children understood and had fun with. This puppet show was a great success and is still in use today.

In the mid-90's The South Carolina Firemans Association invited the Fire Prevention Clowns from the state of Colorado to put on a workshop and fire prevention program at our annual convention. Many educators from Lexington county attended. We observed how well the children interacted with the clowns and the different teaching methods in use. Our Educators visited other simular programs around the state. Our educators then decided to put together a clown program of our own. This program was and still is a great success. Thousands of children were covered.

In the early 90's our Fire Service began using a portable Fire Safety House through "Aluminum Cans for Burn Children" coordinated by Medical University of South Carolina. A Limited number of Fire Safety Houses were stationed in different regions of South Carolina. This tool was incorporated into our fire prevention program with great response. With limited numbers of houses in the state we found it more and more difficult to reserve. Our service adjusted to make sure this tool was used in Lexington County. Many of these houses were put out of service and we found ourselves traveling further and further each year to secure. Just recently due to the aging fleet and budget this program no longer exist.

With the assistance from FEMA, our Fire Service would like to purchase a Surrey Fire Safety House #36BLTD with the Severe weather package. Our Fire Service would provide the funding to maintain this house and its program for the life of the house. A covered building will be constructed at our training center which is centrally located in our county for best access. Many of the Counties vehicles are set up to toe this House.

This Fire Safety House will allow our Educators to become mobile in our community to visit Schools, Senior Centers, Child Care centers, Nursing Homes, Assisted Care Living, Local service clubs and High rise groups. This House

will allow our educators to reach part of our high risk group that accounts for many of our residential fires (Mobile Homes). Our service would like to provide mini safety fairs within mobile home parks but not limited to. This house would participate in many Festivals in Lexington County. This tool would also be available for the surrounding community. We feel strongly that fire prevention has no boundaries.

This fully enclosed single level 36' house has a kitchen, Living room and bedroom. The bleacher design allows for higher volume training and more comfort for children or adults. It has a roomy classroom and lots of oversized bleacher seating. It would greatly assist us in covering fire safety in all areas of the home. It will contain a hands free 911-phone system for 911 training. A smoke generator will pump non-toxic smoke into different areas of the house. This will give the children and adults a surreal experience that they will not forget. It will help them to understand how important crawling low in smoke and locating and exit is. A heated door will give them an important psychomotor skill which will help them to understand a second way out. An entertainment center with TV/VCR will also provide an additional tool for teaching other fire safety information such as "Playing with Matches" and "Stop Drop and Roll".

This Project has very little cost benefit for Lexington County. Lexington county wants to invest in this project because of the "LIFE" benefit. Having this tool in our own tool box means more children and adults will get the message.

This year Hurricane Frances spawn 22 tornadoes through out South Carolina. Lexington County was very fortunate to have only one tornado warning which yield no damage. With the growing number of mobile homes in Lexington County we feel it to be very important to educate children and adults about severe weather safety. The severe weather portion of this fire safety house will teach children and adults what to do if they hear warnings. It's a computer-controlled experience that lets its participants experience a surreal storm. The participants have heard and seen the severe alerts and now recognize what they mean. They Lived through the storm by taking appropriate actions and they are safe. The psychomotor experience will remain with the children all of their lives.

Over the past three years Lexington County had 13 fire related fatalities. Out of these fatalities three young girls age 4, 5 and 6 lost their lives on Easter Sunday 2001 in their home (Source: The State Newspaper). This broke the heart of many fireman across Lexington County and caused the educators of Lexington County to work even harder to prevent this from happening again. Lexington County understands the importance of critical percentages and numbers for establishing the need for grant monies. A great deal of hard work has gone into gathering information from the Census, NIFIRS and other sources. With all due "RESPECT" I understand the importance of critical information and the need for it, but the information in its own self that you are about to read justifies the need for a Fire Safety House in Lexington County. On Saturday September 11th, 2004 5 year old twin girls, One 3-year-old girl and One 2-year old boy lost their lives in a mobile home fire. Their mother was transported by air ambulance were she remains in critical condition with 3rd degree burns over 70% of her body. As you can see The Lexington County Fire Service needs a Mobile Fire Safety House in order to "REACH" out to our community.

Pending FEMA approval upon receiving the Fire Safety Severe Weather House a team of Educators will meet to talk about the management of this piece of equipment. We hope to put this piece of equipment into service within 30 to 60 days of receipt.

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

September 28, 2004

BRUCE RUCKER

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

BILLY DERRICK

Board of Zoning Appeals - Ronnie E. Garner - Term expires 12/31/04 - Not eligible for reappointment

SMOKEY DAVIS

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

BOBBY KEISLER

Assessment Appeals Board - Barry Clonts - Term expired 9/21/04 - Eligible for reappointment,
however does not attend meetings

Museum Commission - Deborah J. Senn - Term expires 11/1/04 - Eligible for reappointment

JOHNNY JEFFCOAT

Planning Commission - Eddie Wilder - Term expired 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

Museum Commission - Toni L. Greer - Term expires 11/01/04 - Eligible for reappointment

Board of Zoning Appeals - Robert N. Senn - Term expires 12/31/04 - Not eligible for reappointment

TODD CULLUM

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

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

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

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

Museum Commission - Carol R. Metts - Term expires 11/1/04 - 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

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

Fred Steppe - Term expires 12/31/04 - Eligible for reappointment

William L. Rawl, Jr. - Term expires 12/31/04 - Not eligible for reappointment

TEMPORARY SIGN AND PERMITTING COMMITTEE

Vacant - District 7

LEXINGTON COUNTY COUNCIL
BOARD/COMMISSION NOMINATION FORM

Name of Board/Commission: Midlands Workforce Development Board

Nominee: Todd Blake

Address: 101 Old Pond Lane Columbia, SC 29212

Employed by: South Carolina Vocational Rehabilitation Department

Address: 1410 Boston Avenue West Columbia, SC 29171

Home Telephone: 803-749-3197 Business Telephone: 803-896-6560

Mobile Phone: _____ Beeper Number: _____

Fax Number: 803-896-6538

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

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

BS - Finance/Management USC - Columbia

MPA - USC - Columbia

United Way Coordinator for VR

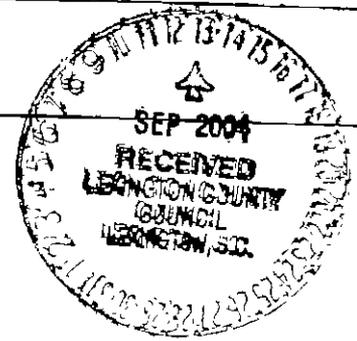
Past member of the Training Center Advisory Board for the Lexington

VR Training Center

Member of Greater Columbia Chamber of Commerce

Submitted by: *[Signature]*

Date: 9/10/04



LEXINGTON COUNTY COUNCIL
BOARD/COMMISSION NOMINATION FORM

Name of Board/Commission: Midlands Workforce Development Board

Nominee: Earle Pope

Address: 1900 Nottingham Drive, Columbia, SC 29210

Employed by: South Carolina Vocational Rehabilitation Department

Address: 1410 Boston Avenue, P. O. Box 15, West Columbia, SC 29171

Home Telephone: 803/772-6036

Business Telephone: 803/896-6576

Mobile Phone: _____

Beeper Number: _____

Fax Number: 803/896-6510

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

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

B.S. in Marketing, USC

M.A. in Counselor Education, USC

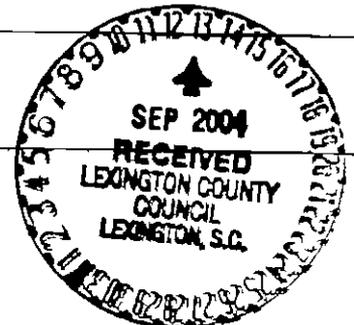
Mental Health Social Recreation Board

Youth Baseball Board - Coach

Church Board

Submitted by: [Signature]

Date: 9-8-04



COUNTY OF LEXINGTON
PROFESSIONAL SERVICES FOR THE DEVELOPMENT OF A 5-YEAR
CONSOLIDATED PLAN

Evaluation Committee Report and Recommendation
Request for Proposal No. P05001-08/31/04H

September 13, 2004

PURPOSE

The County of Lexington solicited competitive proposals from qualified firms and consultants to provide Professional Services for the development of the County's 5-year Consolidated Plan (FY 2005/06 through FY 2009/10) as part of the County's participation in the U.S. Department of Housing and Urban Development's Community Development Block Grant (CDBG) Program. The plan will include an analysis of community needs and current conditions, identification of goals and objectives, a five-year strategy, and an annual action plan for the first year (FY 2005/06). Assistance was also requested for establishing adequate and appropriate performance measurement of the County's CDBG-funded projects.

The specific requirements for the Consolidated Plan can be found in the Code of Federal Regulations, Title 24, Section 91, et. Seq. (24 CFR 91) or on the Internet at: <http://www.hud.gov/offices/cpd/about/conplan/regs/index.cfm>.

Background

Lexington County is designated by the United States Department of Housing and Urban Development (HUD) as an Urban County and has received Community Development Block Grant (CDBG) funds through this designation since 2000. The County's designation by HUD does not include any of the incorporated towns and cities within the County.

Lexington County is located in the Midlands region of South Carolina and is a part of the Columbia, South Carolina Metropolitan Statistical Area (MSA). The total area of the County is greater than 700 square miles. The economy is balanced between advanced manufacturing, agriculture, significant regional retail centers, and a growing retirement base. Population is increasing in Lexington County at a rate higher than the majority of other Counties in South Carolina. The 2000 Census reports a total County population of 216,014 making it the fifth largest County in South Carolina. The median family income in Lexington County for 2004 is \$60,600. There are approximately 36% low and moderate-income persons (defined by HUD as households with total incomes of 80% or less than the median income for the area). The racial demographic include white (84.2%), black (12.6%) and other races (3.2%). The median age of County residents is 35.7 years.

The County is currently in year five of its first five-year Consolidated Plan. The County's priorities under the current Consolidated Plan included: address public facility needs in targeted neighborhoods; encourage job creation through the improvement of water, sewer, and roads; and address fire service needs both in targeted areas and across the County through the purchase of fire education supplies as well as equipment. Activities have included infrastructure improvements such as water line construction and road paving, the development of an Analysis of Impediments to Fair and Affordable Housing, as well as the purchase of Fire Service equipment.

EVALUATION COMMITTEE

On July 27, 2004, County Council approved the use of the Request for Proposal process for this service. As required by the County's Purchasing Ordinance and RFP Criteria, an evaluation committee was appointed by Art Brooks, County Administrator, to evaluate and review the proposals and ultimately report its recommendation to County Council for their consideration. Committee members were Tammy Coghill, Director of Community and Economic Development; Charlie Compton, Director of Planning and GIS; George Bistany, Community Development Administrator, Community and Economic Development; Claudette Walker, Fiscal Analyst, Community and Economic Development; Robin Cooley, Senior Planner, Central Midlands Council of Governments; and Donna J. Harris, Procurement Officer.

SOLICITATION REQUIREMENTS

The required legal advertisements soliciting sealed, competitive proposals from qualified firms were placed and appeared in the South Carolina Business Opportunities Publication on August 9, 2004, through DemandStar, and the County's website. Notification was also mailed to firms on our bidders' list.

Proposals were due and received by 5:00 p.m. on August 31, 2004. At that time the County had received proposals from four (4) firms:

J-Quad & Associates, LLC
The Matheny-Burns Group
Training & Development Associates, Incorporated
Vismor, Ricketson and Associates, Incorporated

MGT of America, Incorporated submitted a no bid response stating that their current workload would not permit them to respond at this time.

EVALUATION PROCESS

On September 1, 2004, the Evaluation Committee began its evaluation process. Copies of the proposals were distributed to each committee member for his/her individual evaluation. The committee met again on September 10, 2004, for a detailed discussion of the individual evaluation of the proposals and respective scoring of each criteria factor.

In addition to cost, each proposal under consideration was evaluated and scored on the six (6) specific criteria areas as indicated in the RFP. The factors listed in the order of their relative importance were: (1) Successful, recent and relevant experience in preparing Consolidated Plans, Analysis of Impediments to Fair Housing, developing Community Development Block Grant policies, and developing guidelines and performance measures for the timely expenditure of Community Development Block Grant funds. Past record in the timely and efficient management of projects described in #2, including a description of the projects accomplished within the original budget and time frame; (2) Past record in obtaining approval by the United States Department of Housing and Urban Development (HUD) for Consolidated Plans or similar documents; (3) Quality of work products and successful implementation of related work; (4) Experience in facilitating public meetings and making presentations before public agencies, citizen groups and elected officials; (5) References (minimum of three) and samples of previously prepared Five-Year Consolidated Plans or other similar documents; and (6) Proposed charge for performing the Scope of Work expressed as an hourly rate for a specified number of hours, and broken out by specific work products.

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 felt that they had obtained the highest rated offeror and proceeded negotiations with The Matheny-Burns Group.

TERM OF CONTRACT

The term of this contract could be for a period of twelve (12) months from the effective date of the contract, or until such time as the County receives final approval from HUD of the Consolidated Plan. The County may extend the contract if it appears to be in the best interest of the County. Contract prices shall remain firm for the initial term of the contract as described above. It is the intent to award and execute a contract with a startup date of October 1, 2004.

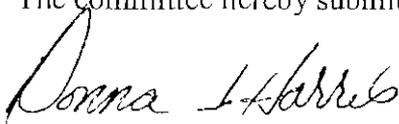
COST OF SERVICES

The proposed cost for projected services and the development of the five (5)-year consolidated plan is twenty-seven thousand four hundred dollars and no cents (\$27,400.00)

RECOMMENDATION

The evaluation committee is in agreement that it has obtained, reviewed, and analyzed all information and documentation presented and collected in the evaluation process. It is the recommendation of the committee to seek the award of this contract to The Matheny-Burns Group as meeting all the essential requirements as set forth in the Request for Proposal. The Matheny-Burns Group has demonstrated the ability to provide the desired services that best meets the County's needs.

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

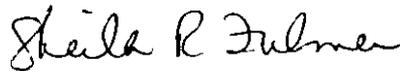
(O) 359-8385

(F) 359-2240

DATE: September 17, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager



FROM: Janice A. Bell, CPPB
Procurement Officer



SUBJECT: Fleet Vehicle Replacement - Fleet Services/Motor Pool

We have received a requisition for the purchase of one (1) New 2005 Chevrolet Trail Blazer for Fleet Services/Motor Pool. This vehicle is available from Herndon Chevrolet Company through South Carolina State Contract Number 04-S6156-A10130. This vehicle is recommended and approved in accordance with the Fleet Management Policy by Ellis Gammons, Fleet Manager.

The cost for the Chevrolet Trail Blazer is \$19,693.04 including applicable sales tax.

Funds are appropriated in account number:

6590-111500-5A5293 Motor Pool Fund (1) 2WD Utility Vehicle - Replace

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 September 28, 2004.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Ellis Gammons, Fleet Manager

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

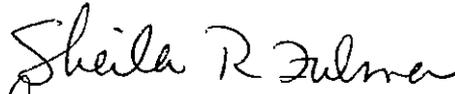
(O) 359-8319

(F) 359-2240

DATE: September 15, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager



FROM: Donna J. Harris, CPPB
Procurement Officer



SUBJECT: iPrism Internet Filtering Appliance, Annual Maintenance, Technical Currency, Installation and Training - Information Services

Quotations were solicited from qualified vendors for the purchase of one (1) iPrism Internet filtering appliance, annual maintenance, technical currency, installation and training. The recommended system will help the County enforce an Internet acceptable usage policy (AUP) by monitoring, filtering and reporting on inappropriate Internet access. With sixty (60) categories of filterable content, the system will provide control over surfing and access to objectionable and non-work related categories of web sites. Access can be customized by user and time of day to set up filtering that supports the County's "computer, Internet, and email usage policy." We received three (3) quotes (see attached bid tab).

Quotations were evaluated by Mike Bernan, Systems Analyst II, Information Services; Jim Schafer, Director of Information Services and Donna J. Harris, Procurement Officer. It is our recommendation to purchase the iPrism Internet filtering appliance, annual maintenance, technical currency, installation and training from Computer Software Innovations, Incorporated as being the lowest responsible bidder for a total cost of \$7,757.50 including applicable sales tax and shipping.

Funds are appropriated in the following accounts:

1000-102100-5A5350	(1) Internet Filter Appliance	\$3,679.35
1000-102100-520703	Computer Hardware Maintenance	\$ 255.15
1000-102100-520702	Technical Currency & Support	\$3,823.00

I concur with the above recommendation and further recommend that this purchase be placed on County Council's agenda for their next scheduled meeting on September 28, 2004.

Attachment

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

COUNTY OF LEXINGTON

BID TABULATION SHEET

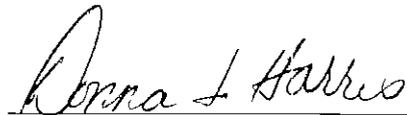
DATE: September 15, 2004

IPRISM INTERNET FILTERING APPLIANCE, ANNUAL MAINTENANCE, TECHNICAL CURRENCY, INSTALLATION AND TRAINING

BIDDER	INTERNET FILTERING APPLIANCE	ANNUAL MAINTENANCE	TECHNICAL CURRENCY	INSTALLATION & TRAINING	SHIPPING	TOTAL
Computer Software Innovations, Incorporated	\$1,777.95	\$243.00	\$3,640.95	\$1,760.00	\$50.00	\$7,471.90
FL4 Consulting	\$2,095.00	\$300.00	\$4,395.00	\$3,397.00	\$75.00	\$10,262.00
StBernard Software	\$2,195.00	\$300.00	\$4,495.00	No bid	\$50.00	\$7,040.00

Recommend Computer Software Innovations, Incorporated as the lowest responsible bidder.

September 15, 2004



Donna J. Harris, CPPB
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8385

(F) 359-2240

DATE: September 15, 2004

TO: Art Brooks
County Administrator

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

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

SUBJECT: Bulk Storage Racks - Information Services/Records Management
B05004-09/14/04B

Competitive sealed bids were solicited for the purchase of Bulk Storage Racks for Information Services/Records Management. We received eleven (11) bids (see attached bid tabulation). The bids were evaluated by D.J. Yandle, Records Management Manager and Janice Bell, Procurement Officer.

These storage racks are needed for storage of boxed County records at the Records Management Office in the basement of the Old Courthouse. The metal shelving is more durable than wood shelving. Once installed there will be less maintenance to the metal shelving. In addition, metal shelving will last longer.

We recommend award of base bid plus optional additional shelving to The Rembert Company as the low bidder meeting specifications. The total amount of this purchase is \$23,331.72 including applicable sales tax.

Funds are appropriated in the following account:

4500-102110-5A5319 Lexington Campus Construction Fund Old Courthouse - Shelving Costs

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 September 28, 2004

Attachment

copy: Larry Porth, Director of Finance/Assistant County Administrator
Jim Schafer, Director of Information Services
D. J. Yandle, Records Management Manager

COUNTY OF LEXINGTON

BID TABULATION SHEET

BID: B05004-09/14/04B

Bulk Storage Racks

Description	Lyon Workspace Products	The Rembert Co	Quality Industrial Distribution	Rush Enterprises	Barloworld Handling	Apex Pinnacle	Equipco, Inc.	Rocky Duron & Associates	Grainger	Office Church School Supply	Grainger
13 - 8' Starter Racks											
26 - Uprights	\$41.86 ea/ \$1,088.36	\$31.40 ea/ \$816.40	\$42.90 ea/ \$1,115.40	Kit	\$41.55 ea/ \$1,080.30	\$37.88 ea/ \$984.88	\$26.33 ea/ \$684.58	\$26.80 ea/ \$696.80	\$44.91 ea/ \$1,167.66	\$34.28 ea/ \$891.28	\$43.41 ea/ \$1,128.66
78 - Beams	\$21.81 ea/ \$1,701.18	\$15.05 ea/ \$1,173.90	\$22.35 ea/ \$1,743.30	\$295.20 X 8 = \$2,361.60	\$26.65 ea/ \$2,078.70	\$19.74 ea/ \$1,539.72	\$22.51 ea/ \$1,755.78	\$13.96 ea/ \$1,088.88	\$23.40 ea/ \$1,825.20	\$30.43 ea/ \$2,373.54	\$22.62 ea/ \$1,764.36
78 - Supports	\$3.48 ea/ \$271.44	\$2.73 ea/ \$212.94	\$3.55 ea/ \$276.90	\$3.18 X 64 = \$203.52	\$3.45 ea/ \$269.10	\$3.15 ea/ \$245.70	\$2.64 ea/ \$205.92		\$3.74 ea/ \$291.72	\$9.93 ea/ \$774.54	\$3.61 ea/ \$281.58
39 - Shelves	\$25.32 ea/ \$987.48	\$17.48 ea/ \$681.72	\$25.95 ea/ \$1,012.05	\$88.74 X 39 = \$3,460.86	\$25.14 ea/ \$980.46	\$12.14 ea/ \$473.46	\$35.62 ea/ \$1,389.18		\$27.17 ea/ \$1,059.63	\$64.76 ea/ \$2,525.64	\$26.27 ea/ \$1,024.53
78 - Shelves	\$23.22 ea/ \$1,811.16	\$17.36 ea/ \$1,354.08	\$23.80 ea/ \$1,856.40	\$8.74 X 78 = \$681.72	\$23.05 ea/ \$1,797.90	\$21.05 ea/ \$1,642.68	No Bid	\$8.25 X 312 = \$2,574.00	\$127.91 ea/ \$9,976.98		\$123.66 ea/ \$9,645.48
							\$0.09 X 312 = \$28.08				Tooling fee \$140.00

Description	Lyon Workspace Products	The Rembert Co	Quality Industrial Distribution	Rush Enterprises	Barloworld Handling	Apex Pinnacle	Equipto, Inc.	Rocky Duron & Associates	Grainger	Office Church School Supply	Grainger
28 - 8' Add-on Racks											
28 - Uprights	\$41.86 ea/ \$1,172.08	\$31.40 ea/ \$879.20	\$42.90 ea/ \$1,201.20	Kit	\$41.55 ea/ \$1,163.40	\$37.88 ea/ \$1,060.64	\$26.33 ea/ \$737.24	\$26.80 ea/ \$750.40	\$44.91 ea/ \$1,257.48	\$34.28 ea/ \$959.84	\$43.43 ea/ \$1,216.04
168 - Beams	\$21.81 ea/ \$3,664.08	\$15.05 ea/ \$2,528.40	\$22.35 ea/ \$3,754.80	\$295.20 X 28 = \$8,265.60	\$20.65 ea/ \$3,469.20	\$19.74 ea/ \$3,316.32	\$22.51 ea/ \$3,781.68	\$13.96 ea/ \$2,345.28	\$23.40 ea/ \$3,931.20	\$30.43 ea/ \$5,112.24	\$22.62 ea/ \$3,800.16
168 - Supports	\$3.48 ea/ \$584.64	\$2.73 ea/ \$458.64	\$3.55 ea/ \$596.40	\$3.18 X 224 = \$712.32	\$3.45 ea/ \$579.60	\$3.15 ea/ \$529.20	\$2.64 ea/ \$443.52		\$3.74 ea/ \$628.32	\$9.96 ea/ \$1,673.28	\$3.61 ea/ \$606.48
84 - Shelves	\$25.32 ea/ \$2,126.88	\$17.48 ea/ \$1,468.32	\$25.95 ea/ \$2,179.80		\$25.14 ea/ \$2,111.76	\$12.14 ea/ \$1,019.76	\$35.62 ea/ \$2,992.08		\$27.17 ea/ \$2,282.28	\$64.76 ea/ \$5,439.84	\$26.27 ea/ \$2,206.68
168 - Shelves	\$23.22 ea/ \$3,900.96	\$17.36 ea/ \$2,916.48	\$23.80 ea/ \$3,998.40	\$88.74 X 28 = \$2,484.72	\$23.05 ea/ \$3,872.40	\$21.05 ea/ \$3,536.40	No Bid	\$8.25 X 672 = \$5,544.00	\$127.91 ea/ \$21,488.88		\$123.66 ea/ \$20,774.88
							\$0.09 X 672 = \$60.48				Tooling fee \$140.00
10 - 6' Starter Racks											
20 - Uprights	\$41.86 ea/ \$837.20	\$31.40 ea/ \$628.00	\$42.90 ea/ \$858.00	Kit	\$41.55 ea/ \$831.00	\$37.88 ea/ \$757.60	\$26.33 ea/ \$526.60	\$26.80 ea/ \$536.00	\$44.91 ea/ \$898.20	\$34.28 ea/ \$685.60	\$43.43 ea/ \$868.60
60 - Beams	\$19.02 ea/ \$1,141.20	\$15.05 ea/ \$903.00	\$19.50 ea/ \$1,170.00	\$248.54 X 20 = \$4,970.80	\$18.88 ea/ \$1,132.80	\$17.20 ea/ \$1,032.00	\$13.65 ea/ \$819.00	\$11.31 ea/ \$678.00	\$20.40 ea/ \$1,224.00	\$25.80 ea/ \$1,548.00	\$19.72 ea/ \$1,183.20
60 - Supports	\$3.48 ea/ \$208.80	\$2.73 ea/ \$163.80	\$3.55 ea/ \$213.00	\$3.18 X 20 = \$559.68	\$3.45 ea/ \$207.00	\$3.15 ea/ \$189.00	\$2.64 ea/ \$158.40		\$3.74 ea/ \$224.40	\$9.93 ea/ \$595.80	\$3.61 ea/ \$216.60

Description	Lyon Workspace Products	The Rembert Co	Quality Industrial Distribution	Rush Enterprises	Barloworld Handling	Apex Pinnacle	Equipto, Inc.	Rocky Duron & Associates	Grainger	Office Church School Supply	Gramger
60 - Shelves	\$23.01 ea/ \$1,380.60	\$17.48 ea/ \$1,048.80	\$23.60 ea/ \$1,416.00	\$73.87 X 20 = \$1,477.40	\$22.84 ea/ \$1,370.40	\$23.08 ea/ \$1,384.80	\$26.71 ea/ \$1,602.60	\$8.25 X 180 - \$1,485.00	\$27.17 ea/ \$1,630.20	\$50.61 ea/ \$3,036.60	\$23.87 ea/ \$1,432.20
							\$0.09 X 240 = \$21.60				
1 - 5' Starter Rack											
2 - Uprights	\$41.86 ea/ \$83.72	\$31.40 ea/ \$62.80	\$42.90 ea/ \$85.80		\$41.55 ea/ \$83.10	\$37.88 ea/ \$75.76	\$26.33 ea/ \$52.66	\$26.80 ea/ \$53.60	\$44.91 ea/ \$89.82	\$34.28 ea/ \$68.56	\$43.43 ea/ \$86.86
6 - Beams	\$17.36 ea/ \$104.16	\$13.65 ea/ \$81.90	\$17.80 ea/ \$106.80	\$229.10 X 2 = \$458.20	\$17.23 ea/ \$103.38	\$15.70 ea/ \$94.20	\$11.38 ea/ \$68.28	\$10.00 ea/ \$60.00	\$18.63 ea/ \$111.78	\$23.50 ea/ \$141.00	\$18.01 ea/ \$108.06
3 - Supports	\$3.48 ea/ \$10.44	\$2.73 ea/ \$8.19	\$3.55 ea/ \$10.65	\$3.18 X 16 = \$50.88	\$3.45 ea/ \$10.35	\$3.15 ea/ \$9.45	\$2.64 ea/ \$7.92		\$3.74 ea/ \$11.22	\$9.93 ea/ \$29.79	\$3.61 ea/ \$10.83
6 - Shelves	\$23.22 ea/ \$139.32	\$17.36 ea/ \$104.16	\$23.80 ea/ \$142.80	\$69.01 X 2 = \$138.02	\$23.05 ea/ \$138.30	\$21.05 ea/ \$126.30	\$21.44 ea/ 128.64	\$8.25 X 15 = \$123.75	\$127.91 ea/ \$767.46	\$44.43 ea/ \$266.58	\$123.66 ea/ \$741.96
							\$0.09 X 24 = \$2.16				Tooling fee \$140.00
6 - 4' Starter Racks											
12 - Uprights	\$41.86 ea/ \$502.32	\$31.40 ea/ \$376.80	\$42.90 ea/ \$514.80		\$41.55 ea/ \$498.60	\$37.88 ea/ \$454.56	\$26.33 ea/ \$315.96	\$26.80 ea/ \$321.60	\$44.91 ea/ \$538.92	\$34.28 ea/ \$412.56	\$43.43 ea/ \$521.16
36 - Beams	\$15.09 ea/ \$543.24	\$12.57 ea/ \$452.52	\$15.45 ea/ \$556.20		\$14.97 ea/ \$538.92	\$13.65 ea/ \$491.40	\$9.12 ea/ \$328.32	\$8.70 ea/ \$313.20	\$16.91 ea/ \$582.84	\$21.32 ea/ \$767.52	\$15.64 ea/ \$563.40
18 - Supports	\$3.48 ea/ \$62.64	\$2.73 ea/ \$49.14	\$3.55 ea/ \$63.90		\$3.45 ea/ \$62.10	\$3.15 ea/ \$56.70	\$2.64 ea/ \$47.52		\$3.74 ea/ \$67.32	\$9.93 ea/ \$178.74	\$3.61 ea/ \$64.98

Description	Lyon Workspace Products	The Rembert Co	Quality Industrial Distribution	Rush Enterprises	Barloworld Handling	Apex Pinnacle	Equipto, Inc.	Rocky Duton & Associates	Grainger	Office Church School Supply	Granger
18 - Shelves	\$36.41 ea/ \$655.38	\$25.00 ea/ \$450.00	\$37.35 ea/ \$672.30		\$36.14 ea/ \$650.52	\$23.98 ea/ \$431.64	\$17.81 ea/ 320.58	\$8.25 X 72 = \$594.00	\$39.08 ea/ \$703.44	\$38.14 ea/ \$686.52	\$37.77 ea/ \$679.86
							\$0.09 X 144 = \$12.96				Tooling fee \$140.00
Total	\$22,977.28	\$16,819.19	\$23,544.90	\$25,825.32	\$23,029.29	\$19,452.17	\$16,491.74	\$17,164.51	\$50,758.95	\$28,167.47	\$49,486.56
*Optional Bid											
25 - 8' Decking											
50 - Beams	\$21.81 ea/ \$1,090.50	\$15.05 ea/ \$752.50	\$22.35 ea/ \$1,117.50		\$21.65 ea/ \$1,082.50	\$19.74 ea/ \$987.00		\$13.96 ea/ \$698.00	\$23.40 ea/ \$1,170.00	\$30.43 ea/ \$1,521.50	
25 - Shelves	\$25.32 ea/ \$633.00	\$17.48 ea/ \$437.00	\$25.95 ea/ \$648.75		\$25.14 ea/ \$628.50	\$12.14 ea/ \$303.50			\$27.17 ea/ \$679.25	\$64.76 ea/ \$1,619.00	
50 - Shelves	\$23.22 ea/ \$1,161.00	\$17.36 ea/ \$868.00	\$23.80 ea/ \$1,190.00	\$88.74 X 25 = \$2,218.50	\$23.05 ea/ \$1,152.50	\$21.05 ea/ \$1,052.50		\$8.25 X 600 = \$4,950.00	\$127.91 ea/ \$6,395.50		

* Optional bid - Based on availability of funds, the County may or may not purchase additional shelving.

Rejected bid from Equipto, Inc. Did not bid on all items, bid non-responsive.

Bids Opened: September 14, 2004

Janice A. Bell, CPPB
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8385

(F) 359-2240

DATE: August 30, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager



FROM: Janice A. Bell, CPPB
Procurement Officer



SUBJECT: Heavy Duty Shredder
Information Services/Records Management

Competitive telephone bids were solicited for the purchase of a heavy duty shredder for Information Services/Records Management. We received three (3) bids (see attached bid tabulation). The bids were evaluated by D. J. Yandle, Records Management Manager and Janice Bell, Procurement Officer.

This shredder is needed to destroy confidential records upon meeting their retention schedules. We recommend award to Security Engineered Machinery as the low bidder meeting specifications. The total amount of this purchase is \$6,493.80 including applicable sales tax.

Funds are appropriated in the following account:

4500-102110-5A5324 Lexington Campus Construction Fund (1) Heavy Duty Shredder

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 September 28, 2004.

Attachment

copy: Larry Porth, Director of Finance/Assistant County Administrator
Jim Schafer, Director of Information Services
D.J. Yandle, Records Management Manager

COUNTY OF LEXINGTON

BID TABULATION SHEET

DATE: August 30, 2004

HEAVY DUTY SHREDDER

BIDDER	Heavy Duty Shredder	Start-Up Kit	Total
Security Engineered Machinery	\$6,092.88	\$91.69	\$6,184.57
Destroyit Shredders	\$6,799.00		\$6,799.00
Columbia Business Equipment.	\$7,720.00		\$7,720.00



Janice A. Bell, CPPB
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8319

(F) 359-2240

DATE: September 13, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager 

FROM: Donna J. Harris, CPPB
Procurement Officer 

SUBJECT: 3M Dual Corridor Theft Detection System & 12 Month Service Agreement -
Library
Bid #B05003-09/07/04H

Bids were solicited from qualified vendors for the purchase and installation of three (3) 3M Dual Corridor Theft Detection Systems with a twelve (12) month Service Agreement. These systems are needed to replace the current book theft detection systems at the Main Library and the Irmo Branch which have burned out and are inoperable. We received four (4) bids (see attached bid tab).

Bids were evaluated by Dan MacNeill, Director of Library Services and Donna J. Harris, Procurement Officer. It is our recommendation to purchase the equipment and service agreement from 3M Company as being the lowest responsible bidder. The cost of the equipment is \$25,250.40 and the service agreement is \$2,583.00 for a total cost of \$27,833.40 including applicable sales tax and shipping.

Funds are appropriated in the following accounts:

2310-230099-5A5179	(3) Theft Detection Systems	\$25,250.40
2300-230099-520100	Contracted Maintenance	\$ 2,583.00

I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on September 28, 2004.

Attachment

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

COUNTY OF LEXINGTON

BID TABULATION SHEET

BID: B05003-09/07.04H

DATE: September 13, 2004

3M DUAL CORRIDOR THEFT DETECTION SYSTEM

BIDDER	3 each DUAL CORRIDOR THEFT DETECTION SYSTEM	12 MONTH SERVICE AGREEMENT	INSTALLATION	SHIPPING	TOTAL
3M Company	\$24,048.00	\$2,583.00	Included	Included	\$26,631.00
Brodart Company	\$28,539.00	\$2,583.00	Included	Included	\$31,122.00
Highsmith Incorporated	\$26,646.54	\$2,175.00	\$2,445.00	Included	\$31,266.54
Gaylord Brothers Incorporated	\$27,027.45	\$2,235.00	\$1,995.00	\$344.96	\$31,602.41

Bids opened: September 7, 2004 @ 3:00 p.m.



Donna J. Harris, CPPB
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8319

(F) 359-2240

DATE: September 7, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager



FROM: Donna J. Harris, CPPB
Procurement Officer



SUBJECT: Computers and Monitors - Library/Information Services

We are in receipt of a requisition from Dan MacNeill, Director of Library Services, for the purchase of thirty-eight (38) Dell computers and monitors. The computers and monitors will allow the Library to continue their cyclical upgrade of computers used by both staff and the public. It will allow them to keep up with the increasing complexity and feature-rich databases that are used to provide information.

The computers and monitors are part of a continuing replacement program as approved by the State Legislature through the Education Lottery Spending Budget. Beginning in FY 2003, the State Legislature placed public libraries in the Education Lottery Spending Budget. This was in recognition that public libraries are an important part of education for both students and citizens of all ages. Lottery funds can be used for technology and book purchases only.

The computers and monitors will be purchased directly from the manufacturer (Dell Computer) through the South Carolina State Contract #03-S5869-A9659. Jim Schafer, Director of Information Services, has reviewed and recommended the requested equipment for replacement.

The cost of the computers and monitors is \$33,825.43 including applicable sales tax.

Funds are appropriated in the following account:

2331-230099-5A5182 - Library Lottery Fund - (38) Computers and Monitors \$33,825.43

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 September 28, 2004.

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

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8319

(F) 359-2240

DATE: September 15, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager

FROM: Donna J. Harris, CPPB
Procurement Officer

SUBJECT: Relocation Project West Columbia Public Safety Answering Point (PSAP) - Public Safety/Communications

We received a purchase request and recommendation from Neil Ellis, Emergency Management Coordinator, for the relocation of the West Columbia Public Safety Answering Point (PSAP) from its present location to the new town hall. This will involve the relocation of radio equipment and consoles, relocation of recording equipment, and the relocation of phones lines. In addition the Public Safety Answering Point (PSAP) will increase from one dispatcher position to two requiring additional equipment. Also due to the inability of the roof to support radio antennas, a separate tower must be purchased and installed. The County will also be reimbursing the City of West Columbia for construction modifications to relocate the Public Safety Answering Point (PSAP).

Motorola will provide the radio equipment and consoles under South Carolina State Contract #OIR2002.07 at a cost of \$47,281.44 Bell South will provide the relocation of Position 9-1-1 equipment as a proprietary provider at a cost not to exceed \$4,800.00 Electronic Business Equipment will provide the relocation of the recording equipment as a proprietary provider at a cost not to exceed \$1,000.00 Brad's Electric, Incorporated will provide the tower conduit installation and electrical room revisions as a sole source vendor thru the City of West Columbia's construction contract at a cost of \$15,244.00 Communication Specialist will provide the forty (40) foot tower and relocation of the existing base station radio equipment under South Carolina State Contract #OIR2002.07 at a cost of \$36,054.40. The County will reimburse the City of West Columbia for the wall and casework modifications at a cost of \$2,777.00. The total cost of the project is \$107,156.84 including installation and applicable sales tax.

Funds are appropriated in the following accounts:

#2605-131300-5A5343 - Emergency Telephone System E-911 - (1) Radio Console Workstation	\$16,193.90
#2605-131300-5A5344 - Emergency Telephone System E-911 - (2) 800 MHZ Dispatcher Radios	\$31,087.54
#2605-131300-5A5345 - Emergency Telephone System E-911 - (1) 40 Foot Tower & Conduits	\$31,637.40
#2605-131300-5A5346 - Emergency Telephone System E-911 - Relocate Base Station Radio Equipment	\$11,350.00
#2605-131300-5A5347 - Emergency Telephone System E-911 - Relocate 911 Telephone Equipment	\$ 4,800.00
#2605-131300-5A5348 - Emergency Telephone System E-911 - Relocate Recorder	\$ 1,000.00
#2605-131300-5A5349 - Emergency Telephone System E-911 - WC Dispatch Center Renovations	\$11,088.00

I concur with the above recommendation and further recommend that this purchase be placed on County Council's agenda for their next scheduled meeting on September 28, 2004

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

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8385

(F) 359-2240

DATE: September 15, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager 

FROM: Janice A. Bell, CPPB 
Procurement Officer

SUBJECT: High Density Polyethylene (HDPE) Smooth Type S Pipe - Public Works
BID NO. C05005-09/02/04B

Competitive bids were solicited and advertised for a term contract for HDPE Smooth Type S Pipe for the Public Works Department.

We received four (4) bids (see attached bid tabulation). Bids were evaluated by John Fecthel, Director of Public Works and Janice A. Bell, Procurement Officer. It is recommended that the award be made to Ferguson Enterprises as the lowest bidder meeting specifications. The cost of this material is based on estimated quantities projected for use by the Public Works Department for a period of one (1) year. It is estimated that the annual value of this contract is \$47,184.48 including applicable sales tax.

It is our recommendation to award this term contract for the initial period of one (1) year with the option to extend the contract for two (2) additional one year periods if deemed to be in the best interest of the County.

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 September 28, 2004.

Attachment

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

**COUNTY OF LEXINGTON
 BID TABULATION SHEET**

**BID: C05005-09/02/04B
 HDPE SMOOTH TYPE S PIPE**

Item	Qty.	Description	Ferguson Enterprises	Mid-Atlantic Drainage	WP Law Inc.	Pipeline Supply Co.
1	400 ft	12" HDPE Pipe	\$3.29 ft/ \$1,316.00	\$3.40 ft/ \$1,360.00	\$3.43 ft/ \$1,372.00	\$3.53 ft/ \$1,412.00
2	800 ft	15" HDPE Pipe	\$4.34 ft/ \$3,472.00	\$4.40 ft/ \$3,520.00	\$4.41 ft/ \$3,528.00	\$4.55 ft/ \$3,640.00
3	1000 ft	18" HDPE Pipe	\$6.39 ft/ \$6,390.00	\$6.40 ft/ \$6,400.00	\$6.52 ft/ \$6,520.00	\$6.73 ft/ \$6,730.00
4	1200 ft	24" HDPE Pipe	\$9.89 ft/ \$11,868.00	\$10.10 ft/ \$12,120.00	\$10.11 ft/ \$12,132.00	\$10.43 ft/ \$12,516.00
5	400 ft	30" HDPE Pipe	\$15.15 ft/ \$6,060.00	\$16.00 ft/ \$6,400.00	\$16.06 ft/ \$6,424.00	\$16.58 ft/ \$6,632.00
6	180 ft	36" HDPE Pipe	\$19.49 ft/ \$3,508.20	\$20.00 ft/ \$3,600.00	\$20.07 ft/ \$3,612.60	\$20.72 ft/ \$3,7,29.60
7	380 ft	48" HDPE Pipe	\$32.43 ft/ \$12,323.40	\$32.90 ft/ \$12,502.00	\$33.00 ft/ \$12,540.00	\$34.08 ft/ \$12,950.40
		TOTAL	\$44,937.60	\$45,902.00	\$46,128.60	\$47,610.00

Bids Opened: September 2, 2004 @ 3:00 p.m.

Janice A. Bell, CPPB 
 Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8319
(F) 359-2240

DATE: September 14, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager

FROM: Donna J. Harris, CPPB
Procurement Officer



SUBJECT: SHARPE HILL ROAD PROJECT - "C" FUNDS
PUBLIC WORKS
BID NO. B05002-09/09/04H

Invitations for bids were advertised and solicited from qualified contractors for Sharpe Hill Road Project. The project includes the construction of approximately 1.64 miles of roadway and other appurtenances for Sharpe Hill Road for the intersection with Olin Rikard Road to the intersection with Blackville Road. There is an estimated 360 L.F. of 15", 1,452 L.F. of 18" and 96 L.F. of 24" R.C. pipe, 32,185 C.Y. of Unclassified Excavation, 11 Type 9 Catch Basins, 901 Tons Rip Rap (class B), 25,835 S.Y. of graded Aggregate Base Course, and 50 S.Y. of Aggregate No. 5 for Erosion Control. We received bids from three (3) contractors (see attached bid tab)

Bids were evaluated by John Fechtel, Director of Public Works; Joseph D. McIntyre, E.I.T., Power Engineering Company, Incorporated; and Donna J. Harris, Procurement Officer. It is our recommendation to award this contract to T. B. Bulldozing, Incorporated as being the lowest responsive bidder. The total bid for the project, based on estimated quantities, is \$731,970.43.

Funds are appropriated in account: 2700-121300-539888

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 September 28, 2004.

Attachment

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

COUNTY OF LEXINGTON

BID TABULATION SHEET

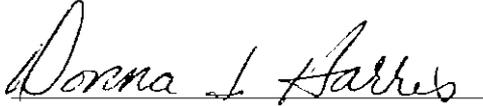
BID: B05002-09/09/04H

DATE: September 13, 2004

SHARPE HILL ROAD PROJECT

BIDDER	TOTAL BID
T. B. Bulldozing, Incorporated	\$731,970.43
C. R. Jackson, Incorporated	\$793,254.20
Eagle Construction Company	\$896,227.70

Bids Opened: September 9, 2004 @ 3:00 p.m.



Donna J. Harris, CPPB
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8385

(F) 359-2240

DATE: September 17, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager



FROM: Janice A. Bell, CPPB
Procurement Officer



SUBJECT: Fiduciary Management Services - Sheriff's Department/Detention Center

We have received a request to amend the current contract for Jail Commissary and Trust Fund Management Services with Swanson Services Corporation for the Sheriff's Department/Detention Center. This amendment will consist of adding the Fiduciary Management Services which has previously been performed by a County employee. The software for this service is the property of Swanson Services Corporation. The Sheriff's Department has deemed that it will be in the best interest of the County not to fill this position but to add this service to the existing contract.

The cost for this service will be \$47,840.00 annually.

If approved, funds will be transferred from current Salary and Wages to Contract Services.

I concur with the above recommendation and further recommend that this amendment be placed on County Council's agenda for their next scheduled meeting on September 28, 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
Sylvia Dillon, Sheriff's Department

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8319

(F) 359-2240

DATE: September 7, 2004

TO: Art Brooks
County Administrator

FROM: Sheila R. Fulmer, CPPB
Procurement Manager 

SUBJECT: Tri-County Adult Drug Court Program - Solicitor's Office
Sole Source

We received a purchase request and recommendation from Donald V. Myers, 11th Judicial Circuit Solicitor to enter into a contract for providing treatment services for the Tri- County Adult Drug Court Program. These services shall be provided by The Saluda Behavioral Health System. Solicitor Myers has recommended this contract be deemed as a sole source as this will be a continuation of existing services previously provided by this firm (see attached justification).

The cost of these services is \$160.00 per person, per month. The anticipated maximum number of participants is 25 for an estimated cost of \$36,000.00 for the period of 9/01/04 through 5/31/05.

Funds are appropriated in the following account:

2460-141200-520200	Solicitor/Drug Court Grant	\$36,000.00
--------------------	----------------------------	-------------

I request that this purchase be placed on County Council's agenda for their next scheduled meeting on September 28, 2004.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Donald Myers, Solicitor
C. Ann Davidson, Director of Diversion Program-Solicitor's Office

JUSTIFICATION FOR

Sole Source No Substitution Emergency

The following justification is being submitted for approval.

Item:

Treatment Provider- Solicitor's Office- Tri-County Drug Court Program

Justification:

The Lexington County Adult Drug Court program is currently beginning its second year of funding through a grant from the Substance Abuse and Mental Services Administration (SAMSHA). SAMSHA has agreed to allow us to expand our grant to cover the treatment costs of the Eleventh Circuit Solicitor's Tri-County Drug Court program. The Saluda Behavioral Health System (SBHS), has been providing treatment services for the Tri-County Drug Court since June 1998 and is the designated authority on alcohol and drug abuse for the citizens of Saluda County. As the provider of treatment services for the Tri-County Drug Court (Saluda, Edgefield, McCormick) SBHS has been granted by Cornerstone, the designated authority on alcohol and drug abuse for Edgefield, McCormick, permission to engage in services for the clients residing in these two counties. As the program has evolved, SBHS has identified and used a wide variety of external resources to help clients in their recovery. Funding has always been a problem and SBHS has used a wide variety of resources to keep the program afloat, and sole sourcing would allow SBHS to continue the care that they are providing without interruption and allow SBHS to adequately plan for the growth and improve of services. SBHS is licensed by the South Carolina Department of Health and Environmental Control as an Out-Patient provider. All personnel that provide services to Drug Court Participants are certified addictions counselors. SBHS staff adhere to high ethical standard and do not compare, compete, or criticize any individual organization that is dedicated to helping others, and their goal is to continue to provide treatment services for the Tri-County Drug Court Program.

If ~~Sole~~ Source State Vendor:

Attach Purchase Requisition and forward to County Administrator.

Date: <u>7/28/04</u>	Department <u>Solicitor - Drug Court</u>
Department Head Approval <u>C. Ann Davidson</u>	
County Administrator Approval _____	Date _____

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 359-8319

(F) 359-2240

DATE: September 17, 2004

TO: Art Brooks, County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager 

FROM: Donna J. Harris, CPPB
Procurement Officer 

SUBJECT: Swing Arm Tire Changer and Wheel Balancer - Department of Solid Waste Management
Bid #Q05001-09/14/04H

Invitations for Bids were advertised and solicited from qualified vendors for a Swing Arm Tire Changer and Wheel Balancer for the Department of Solid Waste Management. The recycling division of Solid Waste Management has over seventy (70) trailers. This equipment will allow the department to repair the trailer tires internally saving valuable time and money. The funds used to purchase this equipment are allocated through the State Tire Fund. We received three (3) bids of which one (1) was a no bid (bid tabulation is attached).

Bids were evaluated by Terry Glass, Landfill Supervisor, Department of Solid Waste Management and Donna J. Harris, Procurement Officer. It is our recommendation to award this bid to CarQuest of Lexington at a total cost of \$10,276.19.

Funds are appropriated in the following account:

5710-121204-5A5285 - (1) Tire Changer with Balancer - \$10,276.19

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 September 28, 2004.

Attachment

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

COUNTY OF LEXINGTON

BID TABULATION SHEET

BID: Q05001-09/14/04H

DATE: September 15, 2004

PROJECT: Swing Arm Tire Changer and Wheel Balancer for the Department of Solid Waste Management.

		CarQuest of Lexington	Automotive Equipment Service Company, Incorporated
		Franklin Diggins	Gail Rogers
		803-359-1424	803-951-3718
Qty	Description	Total Price	Total Price
1 ea	Swing Arm Tire Changer with Accessories	\$3,806.46	\$5,485.00
1 ea	Wheel Balancer with Accessories	\$6,469.73	\$5,497.00
	Total	\$10,276.19	\$10,982.00

A no bid response was received from Grainger, Incorporated stating that they do not offer this product or service.

Recommend award to CarQuest of Lexington.

Bids Opened: September 14, 2004 at 3:00 p.m.



Donna J. Harris, CPPB
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

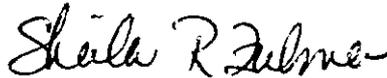
(O) 359-8385

(F) 359-2240

DATE: September 17, 2004

TO: Art Brooks
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager



FROM: Janice A. Bell, CPPB
Procurement Officer



SUBJECT: Concrete and Rebar
Solid Waste Management

We received requisitions for the purchase of concrete and rebar for Solid Waste Management. A bid was obtained from Seaber & Aiken, Inc. for the purchase of the rebar. The concrete is available from Hardaway Concrete Company through the South Carolina Contract Number 00-S2596-A4097.

The concrete pad is for the purpose of placing recycling containers, trailers and a cardboard compactor at the Ball Park Road Collection Station in Lexington. This is part of an overall expansion project. The site is being expanded due to the increase in waste volume and vehicle traffic.

The total amount of these purchases is \$9,457.43 including applicable sales tax.

Funds are appropriated in the following account:

5700-121203-5A5272 Solid Waste Concrete Pad for Compactors

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 September 28, 2004.

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

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

M E M O R A N D U M

September 28, 2004

TO: County Council

FROM: Diana Burnett

RE: November & December 2004 Schedule

As the holidays are fast approaching, Council may want to review the scheduled meeting dates for the months of November and December. At present Council is scheduled to meet November 9 and 23 and December 14 and 28.

If Council wishes to make revisions to the November and December meeting schedule, it would be helpful to make a decision as soon as possible so that staff can plan accordingly. Of course, the Chairman can always call a special meeting if needed.

Thank you.

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
<h1>November 2004</h1>						
	1	2	3	4	5	6
7	8	9 Council meeting	10	11	12	13
14	15	16	17	18	19	20
21	22	23 Council meeting	24	25 Thanksgiving office closed	26 Thanksgiving office closed	27
28	29	30				

Sunday

Monday

Tuesday

Wednesday

Thursday

Friday

Saturday

December 2004

1

2

3

4

5

6

7

8

9

10

11

12

13

14
Council
meeting

15

16

17

18

19

20

21

22

23

24
Christmas
office closed

25

26

27
Christmas
office closed

28
Council
meeting

29

30

31
New Year
office closed

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 - 05

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

1675 Lake Murray Blvd. Columbia 29210 (Just outside of Irmo) TMS# 001998-02-010 P/O

Zoning classifications: R1 Low Density Residential (current) C1 Neighborhood Commercial (proposed)

* Majority of property is already C1; small portion of property is R1;

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

For future sales, it would be better for the entire parcel to be zoned the same rather than have part of the parcel commercial and part of the parcel residential.

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

Date 9/7/2004

Signature Willie H. Weed Jr.

(X) Owner?
() Agent?

Name(print) Willie H. Weed, Jr.

Telephone # 803-781-9153

Address 1473 Fork Ave.

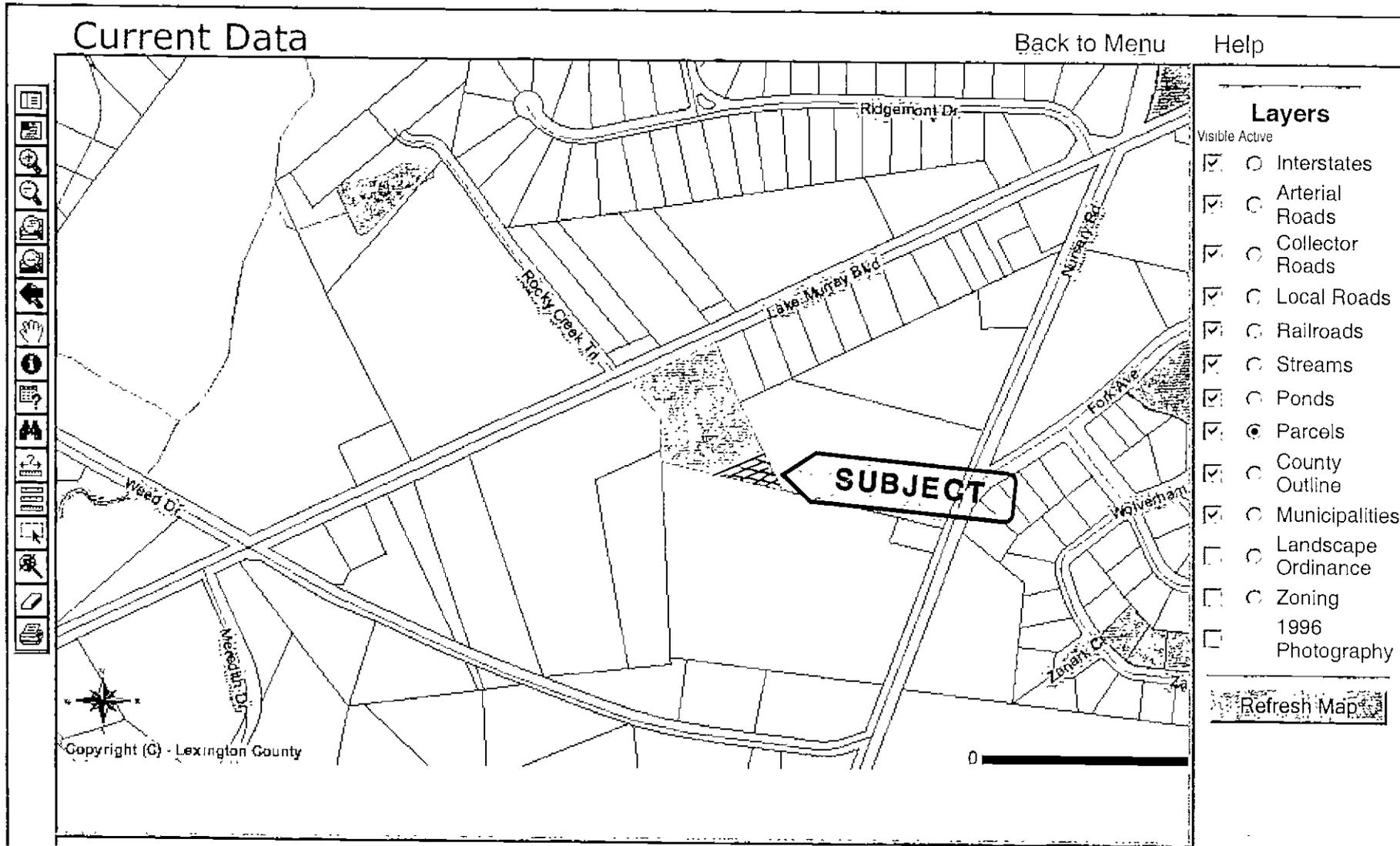
Irmo. SC 29063

- | | |
|-----------------------------------------------------------------|---------------------------------------------------------|
| 1. <u>9 / 7 / 04</u> Application Received | 4. <u> </u> / <u> </u> / <u> </u> Property Posted |
| 2. <u>9 / 7 / 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: _____

9 / 28 / 04 First Reading 10 / 12 / 04 Public Hearing / / Second Reading / / Third Reading

Results: _____



MAP AMENDMENT REQUEST #04-05

STATE OF SOUTH CAROLINA)
)
LEXINGTON COUNTY)

ORDINANCE NO. 04-07

AN ORDINANCE AUTHORIZING THE REDUCTION OF THE MINIMUM INVESTMENT COMMITMENT UNDER, AND CERTAIN AMENDMENTS OF, THE LEASE AGREEMENT DATED DECEMBER 7, 2001, THE INDUCEMENT AGREEMENT AND MILLAGE RATE AGREEMENT DATED DECEMBER 15, 2000, AND THE MEMORANDUM OF UNDERSTANDING DATED AUGUST 25, 2000 BY AND BETWEEN LEXINGTON COUNTY, SOUTH CAROLINA, AND PIRELLI COMMUNICATIONS CABLES AND SYSTEMS USA, LLC, RELATING TO, WITHOUT LIMITATION, A PROJECT AS DEFINED IN TITLE 4, CHAPTER 12 OF THE SOUTH CAROLINA CODE OF LAWS, AS AMENDED, AND THE PAYMENT TO LEXINGTON COUNTY OF A FEE IN LIEU OF TAXES, AND AUTHORIZING THE CONVEYANCE IN FEE SIMPLE OF 62.10 ACRES IN THE COLUMBIA AIRPORT ENTERPRISE PARK TO PIRELLI COMMUNICATIONS CABLES AND SYSTEMS USA, LLC UNDER THE TERMS OF THE LEASE AGREEMENT BETWEEN PIRELLI COMMUNICATIONS CABLES AND SYSTEMS USA, LLC AND LEXINGTON COUNTY DATED DECEMBER 7, 2001.

WHEREAS, Lexington County, South Carolina (the "County"), acting by and through its County Council (the "County Council"), is authorized and empowered under and pursuant to the provisions of the South Carolina Constitution (the "Constitution") and the Code of Laws of South Carolina 1976, as amended, (the "Code"), and the case law of the Courts of the State of South Carolina, to offer and provide certain privileges, benefits, and incentives to prospective industries as inducements for economic development within the County;

WHEREAS, the County is authorized and empowered under and pursuant to the provisions of Title 4, Chapter 12, of the Code (the "Act"), to reduce the disparity between manufacturing and other property and the resulting property tax burden for manufacturing businesses through a fee in lieu of tax arrangement that allows for a reduced fee to be paid by the manufacturer making new investments in the County in excess of the provided levels in lieu of the property tax through which powers the industrial development of the State of South Carolina (the "State") will be promoted and trade developed by inducing manufacturing and commercial enterprises to locate and remain in the State and thus utilize and employ the manpower, agricultural products and natural resources of the State and benefit the general public welfare of the County by providing services, employment, recreation or other public benefits not otherwise provided locally;

WHEREAS, the County is also authorized by the Act to authorize and execute lease agreements, inducement agreements, and millage rate agreements and memoranda of understanding with respect to such projects;

WHEREAS, in the exercise of the foregoing powers, the County and Pirelli Communications Cables and Systems USA, LLC ("Pirelli"), a limited liability company duly organized and existing under the laws of the State of Delaware, have heretofore entered into a Lease Agreement Dated December 7, 2001 (the "Lease"), an Inducement Agreement and Millage Rate Agreement dated December 15, 2000 (the "Inducement Agreement"), and a Memorandum of Understanding dated August 25, 2000 (the "MoU"; all three agreements cumulatively hereinafter referred to as "FILOT Arrangement") providing for certain incentives with respect to the "Project" (as such term is defined in the FILOT Arrangement), including, without limitation, payment of a fee in lieu of taxes and a land grant to Pirelli

for which the County is reimbursed through special source revenue credits pursuant to Section 4-12-30(K)(3) of the Act;

WHEREAS, all capitalized terms not specifically defined herein, shall have the meaning as defined in the Lease, and, if not defined therein, shall have the meaning as defined in the Act;

WHEREAS, due to unforeseeable adverse conditions that impacted the economy soon after the parties had entered into the FILOT Arrangement, Pirelli now plans to divest itself of a portion of the Project defined in the Lease as the 'Airport Site' and does not expect to reach the minimum investment commitment under the FILOT Arrangement (the "Minimum Investment Commitment") with respect to the Project and has requested the County to amend the FILOT Arrangement to reduce such Minimum Investment Commitment (the "Reduction") and to convey the Airport Site back to Pirelli (the "Conveyance") and has exercised its purchase option pursuant to Section 10 02 of such Lease (the "Purchase Option") for the Airport Site that is currently part of the Project thereby effectively removing such property from the Lease, the respective Project description, and the FILOT Arrangement;

WHEREAS, as consideration for the Reduction and the other benefits authorized herein, Pirelli has agreed to an increase of the assessment ratio under the FILOT Arrangement from its present 6% to 7% starting with any FILOT payments due for the 2005 tax year and by making a one-time payment of \$500,000 to the County in satisfaction of all payment liability to the County for the Airport Site;

WHEREAS, a third party known to County Council desires to purchase the Airport Site from Pirelli and is planning an investment of capital and the creation of a substantial number of jobs at such site;

WHEREAS, an Agreement of Purchase and Sale has been or will be executed on behalf Pirelli and a third party known to County Council for the sale by Pirelli of the Airport Site;

WHEREAS, the County has determined that the Reduction, the Conveyance, and any consideration received in exchange would benefit the general public welfare of the County by assisting Pirelli to weather these economically adverse times and by attracting new substantial investment and job creation by the new third party investor, thereby securing and increasing the jobs and employment in the County, the ad valorem tax base of the County, and service, employment or other public benefits not otherwise provided locally; and that the Reduction and the Conveyance does not result in any pecuniary liability of the County or an incorporated municipality or a charge against the general credit or taxing power of either;

WHEREAS, the purposes to be accomplished by the Reduction and Conveyance, i.e., economic development, creation or retention of jobs, and addition to or maintenance of the tax base of the County, are proper governmental and public purposes and the inducement of the third party project that will be located at the Airport Site is of paramount importance and such benefits of the Reduction and Conveyance will be greater than the costs;

WHEREAS, the County Council has caused to be prepared and presented to the County Council the form of the Amendment of Lease Agreement Dated December 7, 2001, Inducement Agreement and Millage Rate Agreement dated December 15, 2000, and Memorandum of Understanding dated August 25, 2000 (the "Amendment") by and between the County and Pirelli and a limited warranty deed for the Airport Site from the County to Pirelli (the "Deed") incorporating the Reduction and Conveyance; and

WHEREAS, the County desires to authorize the Reduction and Conveyance to be effective upon the closing of the sale by Pirelli of the Airport Site, and it appears that the Amendment and Deed now

before the County Council are appropriate instruments to be executed and delivered by the County for the purposes intended.

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

Section 1. Reduction of Minimum Investment Commitment; Consideration. The Minimum Investment Commitment under the Lease Agreement Dated December 7, 2001, Inducement Agreement and Millage Rate Agreement dated December 15, 2000, and Memorandum of Understanding dated August 25, 2000, shall be reduced to \$20,000,000. In consideration for such reduction and other benefits of the amendment to the FILOT Arrangement, the assessment ratio under the FILOT Arrangement beginning with the 2005 tax year shall be increased from 6% to 7% and Pirelli shall make a one time payment of \$500,000.

Section 2. Confirmation of Purchase Option. The Lease, including the Purchase Option contained therein, is hereby confirmed and approved. The exercise of the Purchase Option on the Airport Site does not terminate the Purchase Option and the same shall remain in full force and effect on the remaining property subject thereto.

Section 3. Approval of Conveyance. The Conveyance in fee simple of the Airport Site of approximately 62.10 acres in the Columbia Airport Enterprise Park to Pirelli Communications Cables and Systems USA, LLC is hereby authorized and approved. The form, terms, and provisions of the Deed presented to County Council and filed with the Clerk to County Council (the "Clerk") are approved and all of the terms, provisions, and conditions of the Deed are incorporated herein by reference. The Deed shall be executed on behalf of the County by the Chairman of the County Council (the "Chairman"), shall be in substantially the form now before the County Council, and shall include only changes that are approved by the Chairman. The Chairman shall consult with the County Attorney with respect to any changes to the Deed. The execution of the Amendment by the Chairman shall constitute conclusive evidence that all changes to or revisions of the Deed now before this meeting have been approved.

Section 4. Approval of Amendment of FILOT Arrangement. The Amendment is approved as follows: The form, terms, and provisions of the Amendment presented to County Council and filed with the Clerk are approved and all of the terms, provisions, and conditions of the Amendment are incorporated herein by reference. The Amendment shall be executed on behalf of the County by the Chairman, shall be in substantially the form now before the County Council, and shall include only changes that are approved by the Chairman. The Chairman shall consult with the County Attorney with respect to any changes to the Amendment. The execution of the Amendment by the Chairman shall constitute conclusive evidence that all changes to or revisions of the Amendment now before this meeting have been approved.

Section 5. Earmarking of Funds Received. Release of Pirelli from Certain obligations under the MoU. The consideration of \$500,000 paid by Pirelli shall be earmarked for the prepayment or for the payment of any installments, when they become due, under that certain promissory note dated August 8, 2000 made by the County for the benefit of the Richland Lexington Airport District in the original principal amount of \$1,552,500 and Pirelli shall, effective with such payment, be relieved of any further obligations under Sections 5(b) and/or 9(c) of the MoU and for any further FILOT payment obligations to the County relative to the Airport Site for the tax year 2004 and beyond.

Section 6. Certification that Obligations under the MoU Have Been Satisfied and Approval of the Transfer of the Airport Site to Third Party. The County hereby certifies that the obligations of Pirelli under the MoU have been satisfied and hereby explicitly authorizes the further transfer of the Airport Site from Pirelli to a third party.

Section 7. Waiver of Recapitulation Requirement. Pursuant to Section 4-12-45 (B) of the Act the County agrees to waive the recapitulation requirement of the terms hereof and all the other items described in Section 4-12-45 of the Act.

Section 8. Execution of Documents. The Chairman is hereby authorized, empowered and directed to do all things necessary (i) to effect the execution, acknowledgement and delivery of the Amendment and the Deed, (ii) to perform the County's obligations thereunder, and (iii) to further the intent of this Ordinance.

Section 9. Severability. The provisions of this Ordinance are declared to be separable. If any section, phrase, or provision shall be declared by a court of competent jurisdiction to be invalid or unenforceable for any reason, the remaining sections, phrases, and provisions of the Ordinance shall remain valid.

Section 10. Effectiveness of Ordinance. All ordinances, resolutions, orders, and parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed. This Ordinance shall take effect and be in full force upon the closing of the sale by Pirelli of the Airport Site

AND IT IS SO ORDAINED, ENACTED AND ORDERED.

Dated this ___ day of _____ 2004.

LEXINGTON COUNTY, SOUTH CAROLINA

George H. Smokey Davis, Chairman of County Council

ATTEST

Dorothy K. Black, Clerk to County Council

[Seal]

First Reading: _____

Second Reading: _____

Public Hearing: _____

Thrd Reading: _____

AMENDMENT OF FILOT ARRANGEMENT

This Amendment (the "Amendment") of the Lease Agreement dated December 7, 2001 (the "Lease"), the Inducement Agreement and Millage Rate Agreement dated December 15, 2000 (the "Inducement Agreement"), and the Memorandum of Understanding dated August 25, 2000 (the "MoU", cumulatively referred to hereinafter as the "FILOT Arrangement") between Lexington County, a body politic and corporate and a political subdivision of the State of South Carolina (the "County") and Pirelli Communications Cables and Systems USA, LLC, a limited liability company duly organized and existing under the laws of the State of Delaware (the "Company"), is made and entered into as of _____, 2004 by and between the original parties.

WHEREAS, all capitalized terms not specifically defined herein, shall have the meaning as defined in the Lease, and if not defined therein shall have the meaning as defined in Title 4, Chapter 12, of the Code of Laws of South Carolina 1976 (the "Act");

WHEREAS, the County, acting by and through its County Council (the "County Council"), is authorized and empowered under and pursuant to the provisions of the South Carolina Constitution (the "Constitution") and the Code of Laws of South Carolina 1976, as amended, (the "Code"), and the case law of the Courts of the State of South Carolina, to offer and provide certain privileges, benefits, and incentives to prospective industries as inducements for economic development within the County;

WHEREAS, the County is authorized and empowered under and pursuant to the provisions of the Act, to reduce the disparity between manufacturing and other property and the resulting property tax burden for manufacturing businesses through a fee in lieu of tax arrangement that allows for a reduced fee to be paid by the manufacturer making new investments in the County in excess of the provided levels in lieu of the property tax through which powers the industrial development of the State of South Carolina (the "State") will be promoted and trade developed by inducing manufacturing and commercial enterprises to locate and remain in the State and thus utilize and employ the manpower, agricultural products and natural resources of the State and benefit the general public welfare of the County by providing services, employment, recreation or other public benefits not otherwise provided locally;

WHEREAS, the County is also authorized by the Act to authorize and execute lease agreements, inducement agreements, and millage rate agreements and memoranda of understanding with respect to such projects;

WHEREAS, in the exercise of the foregoing powers, the County and the Company have heretofore entered into the FILOT Arrangement providing for certain incentives with respect to the Project, including, without limitation, payment of a fee in lieu of taxes and a land grant to the Company for which the County is reimbursed through special source revenue credits pursuant to Section 4-12-30(K)(3) of the Act;

WHEREAS, due to unforeseeable adverse conditions that impacted the economy soon after the parties had entered into the FILOT Arrangement, the Company now

plans to divest itself of a portion of the Project defined in the Lease as the 'Airport Site' and consequently does not expect to reach the minimum investment commitment under the FILOT Arrangement (the "Minimum Investment Commitment") with respect to the Project and has requested the County to amend the FILOT Arrangement to reduce such Minimum Investment Commitment (the "Reduction") and to convey the Airport Site back to the Company (the "Conveyance") and has exercised its purchase option pursuant to Section 10.02 of such Lease (the "Purchase Option") for the "Airport Site that is currently part of the Project thereby effectively removing such property from the Lease, the respective Project description, and the FILOT Arrangement;

WHEREAS, as consideration for the Reduction and other benefits provided for herein, the Company has agreed to an increase of the assessment ratio under the FILOT Arrangement from currently 6% to 7% starting with any FILOT payments due for the 2005 tax year and by making a one time payment of \$500,000 to the County in satisfaction of all payment liability to the County for the Airport Site;

WHEREAS, a third party known to the County desires to purchase the Airport Site from the Company and is planning the investment of substantial amounts of capital and the creation of a substantial amount of jobs at such site.

WHEREAS, the County has determined that the Amendment would benefit the general public welfare of the County by assisting the Company to weather these economically adverse times and by attracting new substantial investment and job creation by the new third party investor, thereby securing and increasing the jobs and employment in the County, the ad valorem tax base of the County, and service, employment or other public benefits not otherwise provided locally; and that the Amendment does not result in any pecuniary liability of the County or an incorporated municipality or a charge against the general credit or taxing power of either;

WHEREAS, the purposes to be accomplished by the Reduction and Conveyance, i.e., economic development, creation or retention of jobs, and addition to or maintenance of the tax base of the County, are proper governmental and public purposes and the inducement of the third party project to be located at the Airport Site is of paramount importance and the benefits of the Amendment will be greater than the costs;

WHEREAS, the County as a consequence desires to accommodate the Company's requests.

NOW, THEREFORE, in consideration of the mutual covenants contained herein and other good and valuable consideration, the receipt of which is hereby acknowledged, the County and the Company agree as follows:

1. Reduction of Minimum Investment Commitment. The Minimum Investment Commitment under the Lease Agreement dated December 7, 2001, Inducement Agreement and Millage Rate Agreement dated December 15, 2000, and Memorandum of Understanding dated August 25, 2000, (cumulatively the

“Agreements”) shall be reduced from \$83,500,000 to \$20,000,000 in new investments. Throughout the Agreements, the sum of \$83,500,000 shall be replaced by the sum of \$20,000,000 wherever it appears.

2. Increase of Millage Rate. As consideration for the reduction of the Minimum Investment Commitment, the assessment ratio under the FILOT Arrangement, beginning with the 2005 tax year and going forward, shall be increased from 6% to 7%. Effective for the 2005 tax year and later periods throughout the agreements part of the FILOT Arrangement any reference to an assessment ration of 6%, shall be replaced by an reference to an assessment ratio of 7%.
3. MoU Satisfied. The parties agree that with the reduction of the Minimum Investment Commitment the Company has satisfied all its obligations under the MoU and shall not have any further obligations thereunder. Specifically, the County waives any right under Sections 5(b) and/or 9(c) of the MoU, and agrees that it shall not receive any further payments from the Company under such sections.
4. One time Payment. As further consideration for the foregoing waiver, the Company agrees to pay to the County the amount of \$500,000 on October 1, 2004 through the delivery to the County of a check on September 29, 2004 in the amount of \$500,000 dated October 1, 2004, or on the date of the closing of the transactions contemplated in that certain Agreement of Purchase and Sale concerning the Airport Site by and the Company and a third party known to the County, whichever date is later. Such consideration of \$500,000 paid by the Company shall be earmarked by the County for the payment of any installments when they become due under that certain promissory note dated August 8, 2000 made by the County for the benefit of the Richland Lexington Airport District in the original principal amount of \$1,552,500 to substitute any payments the County would otherwise have received from the Company under Sections 5(b) and/or 9(c) of the MoU, and the Company shall have no further FILOT payment obligations to the County relative to the Airport Site for the tax year 2004 and beyond.
5. Waiver of Recapitulation Requirement. Pursuant to Section 4-12-45 (B) of the Act the Parties agree to waive the recapitulation requirement of the terms hereof and all the other items described in Section 4-12-45 of the Act.
6. Other Terms and Provisions of FILOT Arrangement. All other terms and provisions of the Lease Agreement Dated December 7, 2001, Inducement Agreement and Millage Rate Agreement dated December 15, 2000, and Memorandum of Understanding dated August 25, 2000 shall remain in full force and effect.

7. Severability. If any material provision of this Lease Agreement dated December 7, 2001, Inducement Agreement and Millage Rate Agreement dated December 15, 2000, and Memorandum of Understanding dated August 25, 2000 shall be held to be invalid by any court of competent jurisdiction, the invalidity of such clause or provision shall not affect any of the remaining provisions hereof unless the effect thereof would render enforcement of the remaining provisions unconscionable.

8. Headings; References. The headings of this Amendment are for convenience of reference only and shall not define or limit the provisions hereof or affect the meaning or interpretation hereof.

9. Multiple Counterparts. This Amendment may be executed in multiple counterparts, each of which shall be an original, but all of which shall constitute but one and the same instrument.

IN WITNESS WHEREOF, Lexington County, South Carolina, has executed this Amendment by causing its name to be hereunto subscribed by the Chairman of its County Council and Pirelli Communications Cables and Systems USA, LLC has executed this Amendment by causing its corporate name to be hereunto subscribed by its authorized representative, all being done as of the day and year first written above.

LEXINGTON COUNTY, SOUTH CAROLINA

WITNESSES

By: _____
 George H. Smokey Davis, Chairman,
 County Council of Lexington County

ATTEST:

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

WITNESSES:

PIRELLI COMMUNICATIONS CABLES
 AND SYSTEMS USA, LLC

By: _____

Print: _____

Its: _____

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)

PROBATE

PERSONALLY appeared before me the undersigned witness who on oath says that (s)he saw the within Lexington County, by the Chairman of the County Council of Lexington County, George H. Smokey Davis, attested to by the Clerk to County Council, Dorothy K. Black, sign the within Amendment of FILOT Arrangement; and the said County, by said officers, seal said Amendment of FILOT Arrangement and as its act and deed deliver the within Amendment of FILOT Arrangement; and that (s)he with the other witness subscribed above witnessed the execution thereof.

Witness

Sworn to before me this
_____ day of _____, 2004.

(L.S.)
Notary Public for South Carolina
My commission expires: _____

Exhibit A: Airport Site

All that certain piece, parcel or tract of land with any and all improvements thereon, situate, lying and being near the Town of Springdale, County of Lexington, State of South Carolina, being 62.10 acres shown on a Subdivision Plat for Pirelli Cable and Systems LLC, prepared by Sinclair & Associates, Inc. dated August 22, 2000, and being more particularly described as follows:

BEGIN AT A $\frac{5}{8}$ " REBAR FOUND on northern right-of-way of Colite Drive (S.C. Hwy. 1331), which rebar is located 1,735', more or less, northwest of the centerline of Platt Springs Road; thence running S76°40'26"W along the northern right-of-way of Colite Drive (S.C. Hwy. 1331) for a distance of 816.34' to a $\frac{5}{8}$ " rebar set on the eastern right-of-way of Metropolitan Drive (Private); thence turning and running N13°13'19"W along the eastern right-of-way of Metropolitan Drive (Private) for a distance of 291.71' to a $\frac{5}{8}$ " rebar set; thence turning and running N14°05'32"W along the eastern right-of-way of Metropolitan Drive (Private) for a distance of 260.15' to a $\frac{5}{8}$ " rebar set; thence turning and running N14°06'24"W along the eastern right-of-way of Metropolitan Drive (Private) for a distance of 419.61' to a $\frac{5}{8}$ " rebar set; thence turning and running along the arc of a curve, said curve having a radius of 793.94', a chord bearing of N54°07'00"W for a chord distance of 1,024.59' to a $\frac{5}{8}$ " rebar set; thence turning and running N15°55'20"W for a distance of 501.14' to a $\frac{5}{8}$ " rebar set; thence turning and running S89°41'01"E along property shown as City of Cayce Water Tower Site for a distance of 130.64' to a $\frac{5}{8}$ " rebar set; thence turning and running N10°36'10"W along property shown as City of Cayce Water Tower Site for a distance of 257.72' to a traverse point; thence turning and running N10°36'10"W along property shown as City of Cayce Water Tower Site for a distance of 14.54' to a $\frac{5}{8}$ " rebar set on the southern right-of-way of Old Barnwell Road (S.C. Hwy. 104); thence turning and running N85°00'30"E along the southern right-of-way of Old Barnwell Road (S.C. Hwy. 104) for a distance of 708.94' to a $\frac{5}{8}$ " rebar set; thence turning and running along the arc of a curve, said curve having a radius of 1,465.39', a chord bearing of N84°18'47"E for a chord distance of 35.58' to a $\frac{5}{8}$ " rebar set; thence turning and running S04°00'50"E along property now or formerly of Jennie Lee Shull for a distance of 5.78' to a concrete monument found; thence turning and running S04°00'50"E along property now or formerly of Jennie Lee Shull for a distance of 205.09' to a concrete monument found; thence turning and running S80°22'33"E along property now or formerly of Jennie Lee Shull for a distance of 256.12' to a concrete monument found; thence turning and running S57°29'01"E along property now or formerly of Richland – Lexington Airport District for a distance of 1,099.89' to a $\frac{5}{8}$ " rebar set; thence turning and running S13°19'34"E along property shown as Zone "X" for a distance of 1,224.35' to a $\frac{5}{8}$ " rebar set; thence turning and running S76°40'26"W along property now or formerly of Richland – Lexington Airport District for a distance of 327.33' to a $\frac{5}{8}$ " rebar set; thence turning and running S13°10'15"E along property now or formerly of Richland – Lexington Airport District for a distance of 60.00' to the POINT OF BEGINNING, be all measurements, a little more or less.

TMS #: a portion of TMS # 05698-03-07 and 05698-03-12

Derivation: Being the same property deeded to Pirelli Communications Cables and Systems USA, LLC (f/k/a Pirelli Cables and Systems LLC) by deed from the Richland-Lexington Airport District dated August 25, 2000 and recorded August 28, 2000 in the office of the Register of Deeds for Lexington County in Book 5941 at Page 91, and to Lexington County, South Carolina by deed from Pirelli Communications Cables and Systems USA, LLC (f/k/a Pirelli Cables and Systems LLC) dated December 7, 2001 and recorded December 27, 2001 in the office of the Register of Deeds for Lexington County in Book 6882 at Page 94.

Grantee's address: Pirelli Communications Cables and Systems USA, LLC
246 Stoneridge Drive, Suite 400
Columbia, SC 29210-8000



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:

Torrev 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 [Handwritten Signature]

(X) Owner?
() Agent?

Name(print) Maryann Lapine

Telephone # 932-9060

Address 302 Little Gap Court

Chapin SC 29036

- 1. 8/04/04 Application Received
2. 8/04/04 Fee Received
3. 9/9/04 Newspaper Advertisement
4. 9/13/04 Property Posted
5. 9/13/04 Notices Sent

Planning Commission Recommendation:

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

Results:

STAFF SUMMARY ZONING MAP AMENDMENT #M04-04

Description of the Amendment: The request is for a change in road classification from "Local (L)" to "Residential Local Four (RL4)" for Torrey Pine Lane, an approximate distance of 2640', Little Gap Lane, a distance of 2140' & Little Gap Court, a distance of 213'. All roads in this subdivision are privately maintained.

Character of the Area: This is a residential subdivision with a mix of vacant property and improved residential use property. Lot sizes vary from approximately 0.47 acre to 26.6 acres. Most lots are one acre more or less but there is a 22.7 acre tract and an 8.85 acre tract in addition to the 26.6 acre parcel. This is located in the Northern Lexington County Planning Area zoned in August, 1987. The area is zoned "RD (Restrictive Development)." No other amendment requests have been made for this general area.

Implications of Amendment: An "RL4" road is described in the Ordinance as one that is intended to accommodate some residential activities at four dwelling units per gross acre. Access via these roads is limited to this type development and allowed home occupations or accessory activities. A "Local" road allows eight dwelling units per gross acre and is described as a street that primarily provides access to nonresidential land uses and connects residential streets with Arterials and Collectors. Deed restrictions are in place that would prohibit commercial use so allowable density, especially on the larger tracts, remains the most obvious issue.

Council District: Six - Councilman Johnny W. Jeffcoat

Attachments: Chart of Allowed Uses by Road Classification
Location Maps
Political Boundaries Maps

Chapter 2. General Requirements

22.00 Street Classifications and Access

All streets on the zoning maps shall be designated one of the following classifications as shown on the Right-of-Way Plan. The columnar chart which follows in Section 22.02 identifies the type street required to provide access to each activity.

Arterial (A): A street of regional importance or a main road of the community which is expected to carry either heavy vehicular traffic volumes or high-speed traffic or both. Traffic intensive commercial, industrial and high-density residential activities should be encouraged to develop on Arterial roads.

Collector (C): A street which is used or intended to be used for moving traffic from local streets to Arterials. Collectors are generally shorter than Arterials, but carry high volumes of traffic. Therefore, development of land along Collectors should be compatible with high traffic volumes.

Local (L): A street which primarily provides access to nonresidential land uses and connects residential streets to the Arterials and Collectors. Land uses should be compatible with higher traffic volumes. However, the most intensive land uses which generate extremely high levels of traffic should be prohibited from direct access. The following additional categories of Local streets are established to handle the special circumstances described:

Residential Local Six (RL6): A street with frontage over 50% residentially developed at the time of enactment of this Ordinance or platted as a residential subdivision. This type street is intended to accommodate residential activities at six dwelling units per acre. Access will be limited to this type development and allowed home occupations or accessory activities.

Residential Local Five (RL5): A street with frontage over 50% residentially developed at the time of enactment of this Ordinance or platted as a residential subdivision. This type street is intended to accommodate some residential activities at five dwelling units per acre. Access will be limited to this type development and allowed home occupations or accessory activities.

Residential Local Four (RL4): A street with frontage over 50% residentially developed at the time of enactment of this Ordinance or platted as a residential subdivision. This type street is intended to accommodate some residential activities at four dwelling units per acre. Access will be limited to this type development and allowed home occupations or accessory activities.

Limited Local (LL): A street that contains a locational or design flaw which limits traffic volume. The conditions of the problem should be virtually impossible to correct or very unlikely to be improved. Access to this type street will be limited to those activities expected to generate traffic volumes equal to or less than Detached Residential development at four dwelling units per acre.

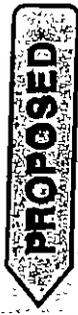
22.01 New Streets Created

Whenever new streets are added to the roadway system within the zoning jurisdiction of Lexington County, these streets shall be classified according to the criteria specified within this section. The Zoning Administrator, upon the approval and confirmation of the classification by the Planning Commission, shall cause same to be placed upon the zoning map.

22.02 Chart of Permitted Access by Street Classification

The following chart designates the street classifications necessary to access each of the major activities. A principal activity which is restricted from access to a specific street classification may not locate where the activity is reachable only through the use of a street with such a restricted classification.

There are limits placed on some activities allowed to access a Limited Local (LL) street classification. The last column in the chart describes the specific nature of these limits where they exist. They are expressed in either maximum number of dwelling units (DU) per acre, maximum number of beds per acre, or maximum floor area ratio (FAR). A floor area ratio is an expression of the total floor area of a structure or building, including useable basements, compared to the total lot area. For example, a 1000 square foot building on a 10,000 square foot lot would have a floor area ratio of .10.



A	C	I	RL6	RL5	RL4	IL & Max. Limits	ACTIVITIES
X	X	X				X 09 FAR	Administrative Offices
X							Advertising Signs
X	X	X					Airports
X	X	X					Animal Raising
X	X	X					Boat Docks
X	X						Bus and Transit Terminals
X	X	X				X 05 FAR	Business Services
X	X	X				X	Cemeteries
X	X	X					Child or Adult Day Care
X	X	X					Churches
X	X	X				X 03 FAR	Communication Towers
X	X	X					Community Education
X	X	X					Construction Services
X	X	X				X	Crops
X	X						Detention Centers
X	X	X				X	Essential Services (Limited)
X	X	X					Essential Services (Extensive)
X	X	X					Food Services
X	X	X					General Repair and Maintenance Services
X	X	X				X 03 FAR	General Retail (Limited)
X	X	X				X 03 FAR	General Retail (Extensive)
X	X	X	X*	X*	X*		Group Assembly (Limited)
X	X	X	X†	X†	X†		Group Assembly (Intermediate)
X	X	X#					Group Assembly (Extensive)
X	X	X	X			X 5.5 DU/acre	Group Housing
X	X	X#					Hospitals
X	X	X					Kennels and Stables
X	X	X					Landfills (Limited)
X	X	X**					Landfills (Intermediate)
X	X*						Landfills (Extensive)
X	X	X					Manufacturing (Light Assembly)
X	X	X					Manufacturing (Limited)
X	X	X					Manufacturing (Intermediate)
X	X						Manufacturing (Extensive)
X	X	X					Marinas
X	X	X				X 07 FAR	Medical Services
X	X						Military Installations
X	X	X					Mining (Limited)
X	X	X					Mining (Intermediate)
X	X						Mining (Extensive)
X	X	X	X	X	X	X	Mini-Parks
X	X	X					Mini-Warehouses
X	X	X	X	X	X	X 4 DU/acre	Mobile Homes
X	X	X	X			X 6 DU/acre	Mobile Home Parks
X	X	X	X	X	X	X	Natural Reserves
X	X	X	X				Non-Assembly Cultural
X	X	X				X 12 Beds/acre	Nursing Homes
X	X	X				X 03 FAR	Personal Convenience Services



A	C	L	RL6	RL5	RL4	LL & Max. Limits	ACTIVITIES
X	X	X				X	Plant Nurseries
X	X						Power Plants
X	X	X				X 09 FAR	Professional Services
X	X						Radioactive Materials Handling
X	X						Railroad
X	X	X					Recycling Centers
X	X	X				X 09 FAR	Research Services
X	X	X	X	X	X	X 4 DU/acre	Residential Detached
X	X	X	X	X		X 4 DU/acre	Residential Attached(2 Dwelling Units)
X	X	X	X			X 6 DU/acre	Residential Attached(3 or more Dwelling Units)
X	X	X	X			X 6 DU/acre	Retirement Centers/Assisted Living
X	X	X					Salvage/Wrecking Yard
X	X	X					Scrap Operations
X	X	X					Business Parks
X	X	X					Shopping Centers
X	X	X					Industrial Parks
X	X	X					Towing and Impoundment Lot
X	X	X					Trade Enterprises
X	X	X					Transient Habitation
X	X	X					Transport & Warehousing (Limited)
X	X	X					Transport & Warehousing (Extensive)
X	X	X					Transport Services
X	X	X					Undertaking
X	X	X	X	X	X	X	Utilities
X	X	X					Vehicle Parking
X	X	X				X	Vehicle Repair
X	X	X				X 03 FAR	Vehicle Sales
X	X	X					Vehicle Servicing (Limited)
X	X	X					Vehicle Servicing (Extensive)
X	X	X					Veterinarian
X	X	X					Zoos

* Access by these classifications 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.

** Access by these classifications is allowed only if the street is paved

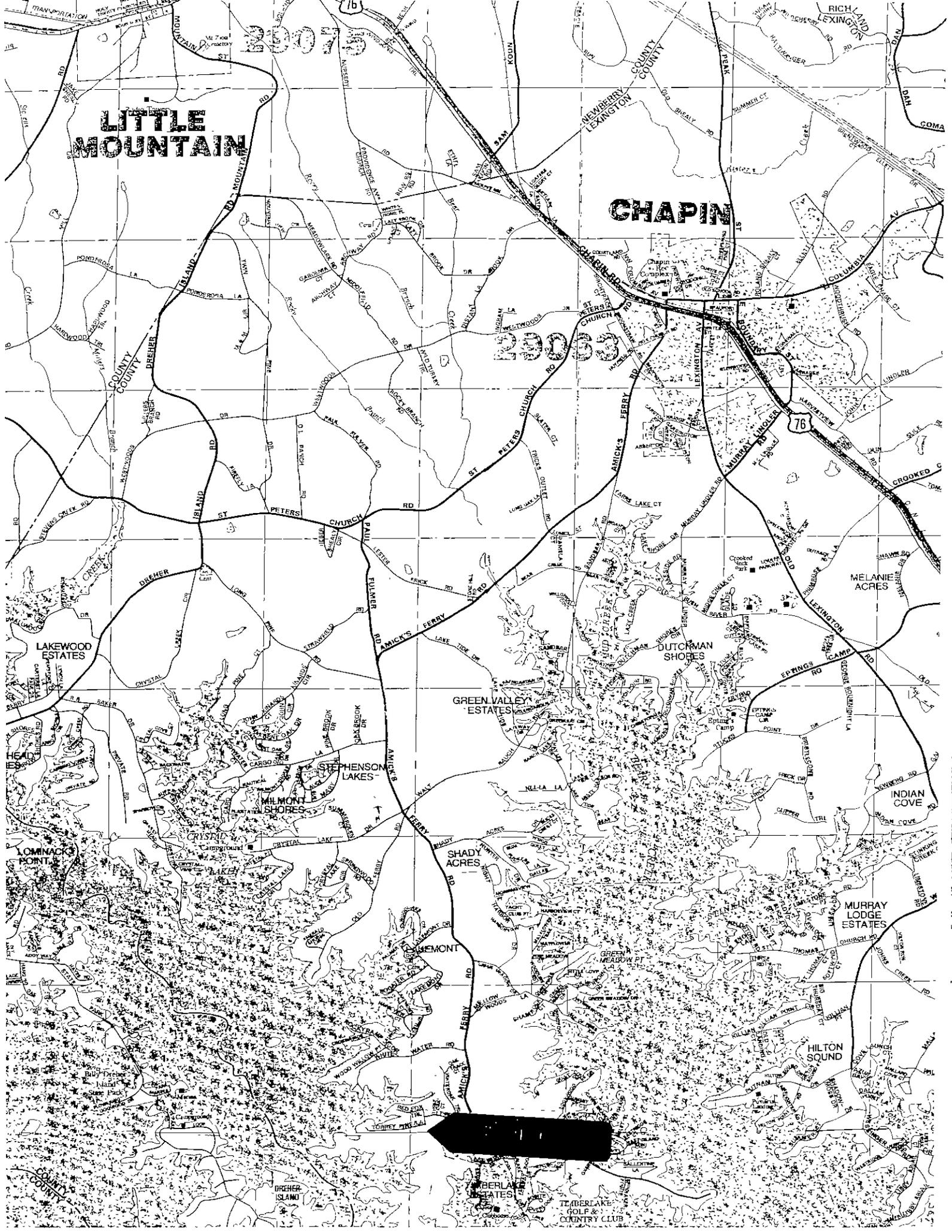
Access by this classification is allowed only if the activity also has access to an Arterial or Collector Street.

22.10 Driveway and Street Restrictions

22.11 Vision Clearance

For the safety of the traveling and pedestrian public, all intersections will maintain a vision clearance triangle. These triangles must be kept clear of all vegetation, walls, or structures between a height of two and one-half (2.5) feet and ten (10) feet to provide for safer movement of motorists and pedestrians. Depending on the location, intersections must meet one of the following criteria.

- a. Intersections with stop signs must provide vision clearance by meeting intersection sight distance as described in Section 22.14 (a).
- b. Intersections that either presently contain automated traffic control signals, or have the potential to become thus signalized in the future, shall be designed with a vision clearance triangle as described below. This vision clearance is applied in addition to any sight distance requirements.



LITTLE MOUNTAIN

CHAPIN

20075

20063

76

LAKWOOD ESTATES

GREEN VALLEY ESTATES

DUTCHMAN SHORES

MILMONT SHORES

STEPHENSON LAKES

SHADY ACRES

MURRAY LODGE ESTATES

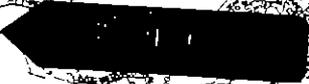
HILTON SOUND

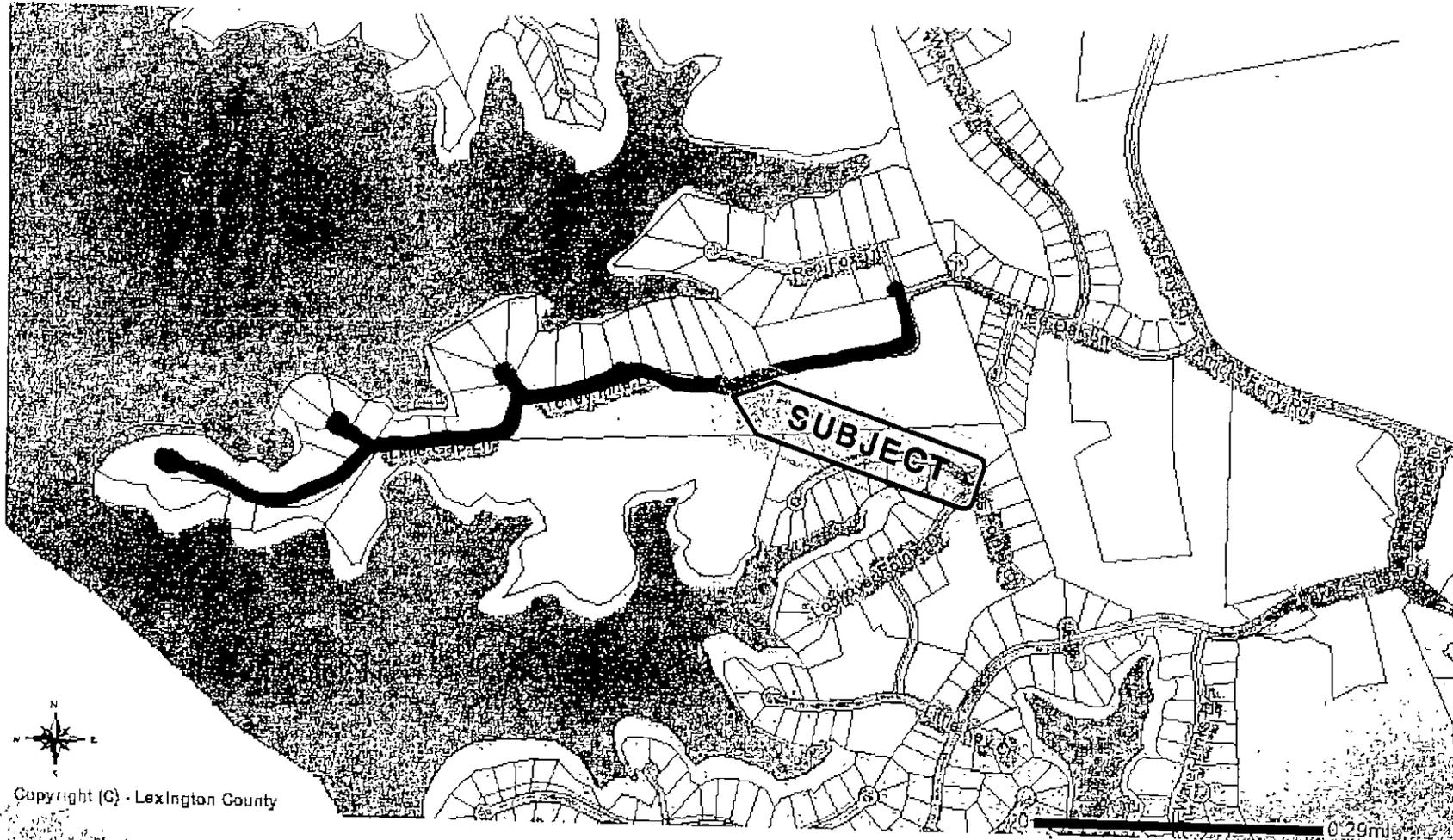
LOMNACK POINT

LAUREL MOUNT

BERLAKE ESTATES

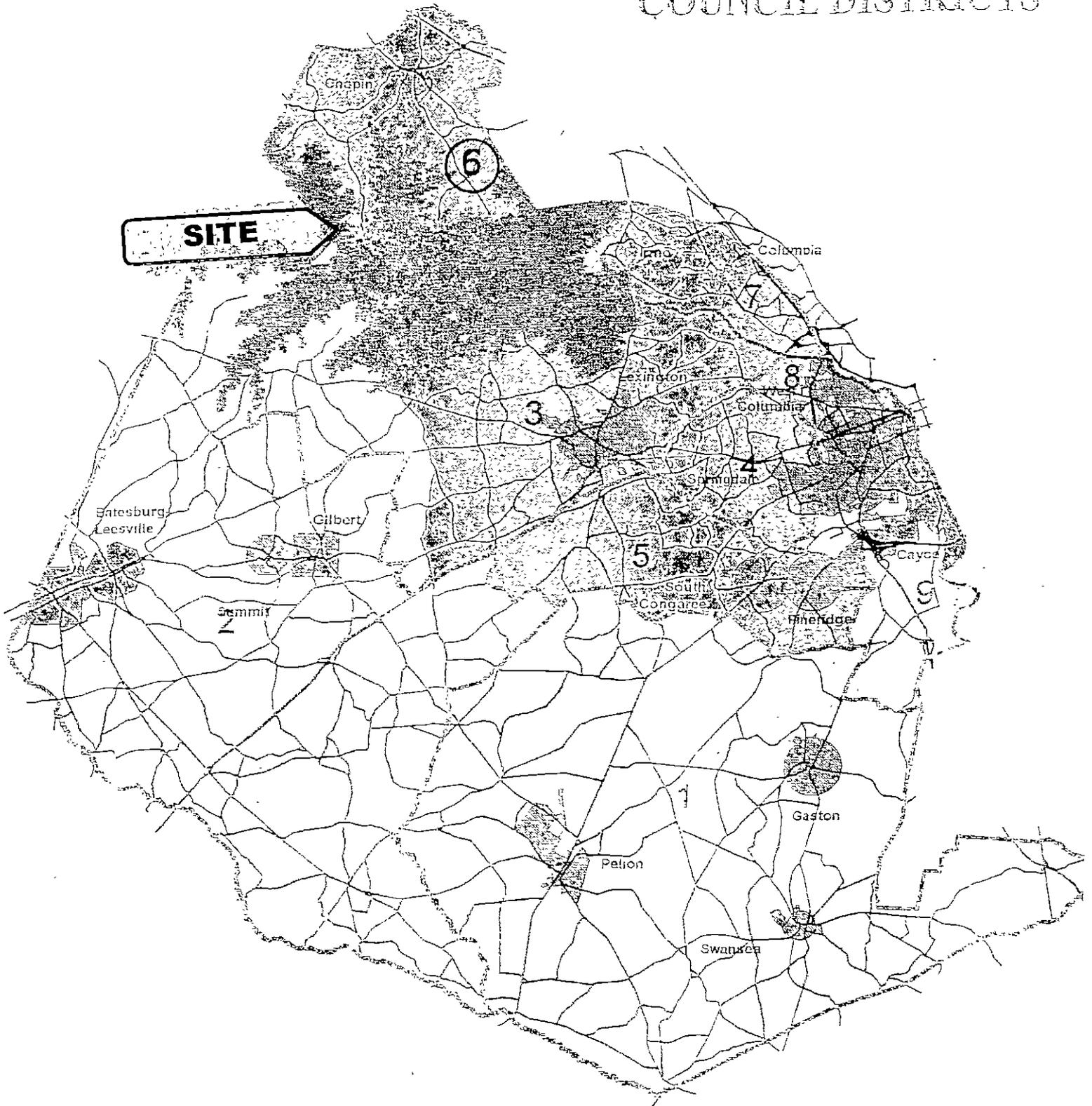
BERLAKE GOLF & COUNTRY CLUB





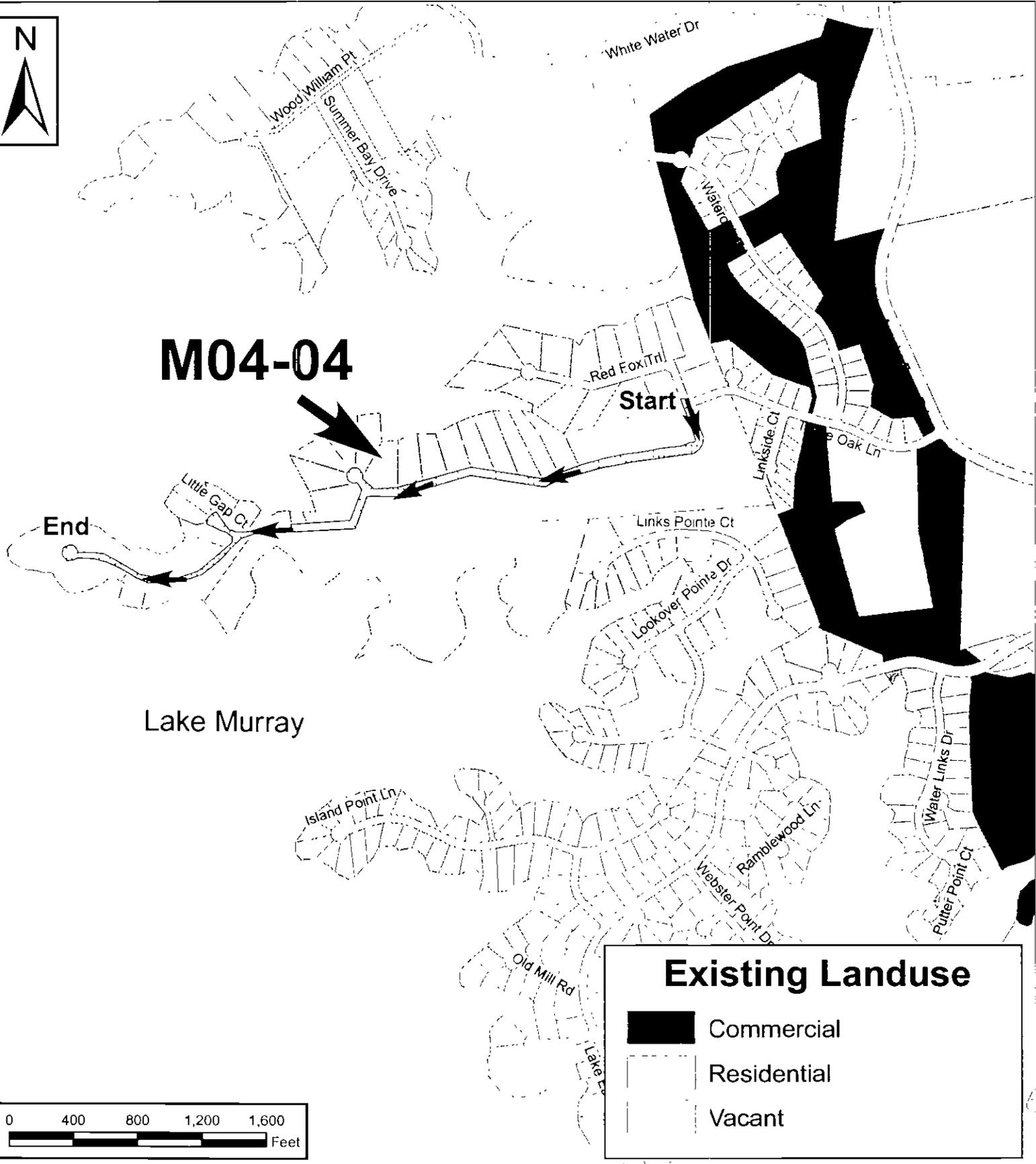
MAP AMENDMENT # M04-04

COUNCIL DISTRICTS

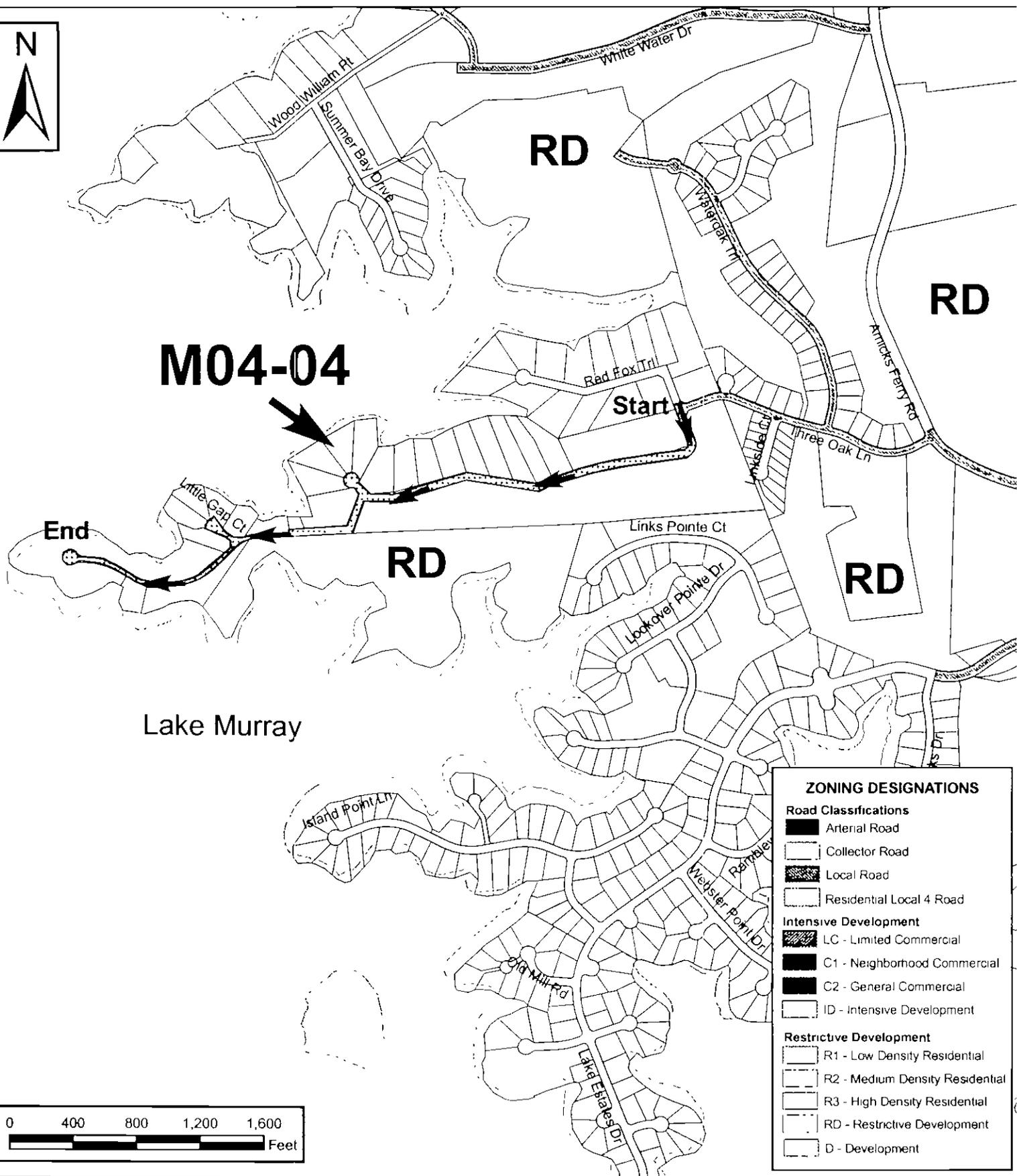


SITE





**Existing Landuse
Zoning Map Amendment M04-04
TMS # 001542**



M04-04

Start

End

RD

RD

RD

RD

Lake Murray

ZONING DESIGNATIONS

Road Classifications

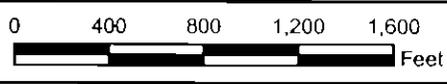
-  Arterial Road
-  Collector Road
-  Local Road
-  Residential Local 4 Road

Intensive Development

-  LC - Limited Commercial
-  C1 - Neighborhood Commercial
-  C2 - General Commercial
-  ID - Intensive Development

Restrictive Development

-  R1 - Low Density Residential
-  R2 - Medium Density Residential
-  R3 - High Density Residential
-  RD - Restrictive Development
-  D - Development



Existing Zoning
Zoning Map Amendment M04-04
TMS # 001542

COUNTY OF LEXINGTON, SOUTH CAROLINA

ORDINANCE NO. 04-02

AN ORDINANCE APPROVING THE CONVEYANCE OF REAL ESTATE FROM THE COUNTY OF LEXINGTON TO THE LEXINGTON COUNTY RECREATION AND AGING COMMISSION.

WHEREAS, the County of Lexington (hereinafter "the County") owns a tract of land consisting of forty and thirty-hundredths (40.30) acres, more or less, located on Buck Corley Road and Nazareth Road in the County of Lexington and shown as Tract A on a Plat prepared by Donald H. Rumbaugh, P.L.S., dated June 9, 2004, and attached hereto as Exhibit B; and

WHEREAS, the Lexington County Recreation and Aging Commission has previously deeded three (3) acres of property located on Oak Drive to the County of Lexington, where the County has built a Magistrate's Office; and

WHEREAS, in return for the conveyance of the three (3) acres, the Lexington County Recreation and Aging Commission has requested that the County deed the forty and thirty-hundredths (40.30) acres set forth herein to the Lexington County Recreation and Aging Commission; and

WHEREAS, the County of Lexington has completed its use of the existing forty and thirty-hundredths (40.30) acre tract which was used as a borrow pit for purposes of mining clay for use in various County projects; and

WHEREAS, the County has no current need for the forty and thirty-hundredths (40.30) acre tract; and

WHEREAS, the County finds that it would serve a proper public purpose to provide the forty and thirty-hundredths (40.30) acre tract to the Lexington County Recreation and Aging Commission;

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

Section 1. The Lexington County Council hereby approves the Deed attached hereto and the conveyance of the subject property to the Lexington County Recreation and Aging Commission.

Section 2. The Chairman of the Lexington County Council is hereby authorized and directed to execute and deliver the Deed in substantially the form attached hereto as Exhibit A and shall include any changes that are approved by the Chairman after consulting with the County Attorney and to further execute any and all other appropriate documents for the conveyance of such property.

Enacted this _____ day of _____, 2004.

George H. Davis, Chairman

ATTEST:

Dorothy K. Black, Clerk

First Reading: _____

Second Reading: _____

Public Hearing: _____

Third & Final Reading: _____

Filed w/Clerk of Court: _____

Notary Public for South Carolina
My Commission Expires: _____

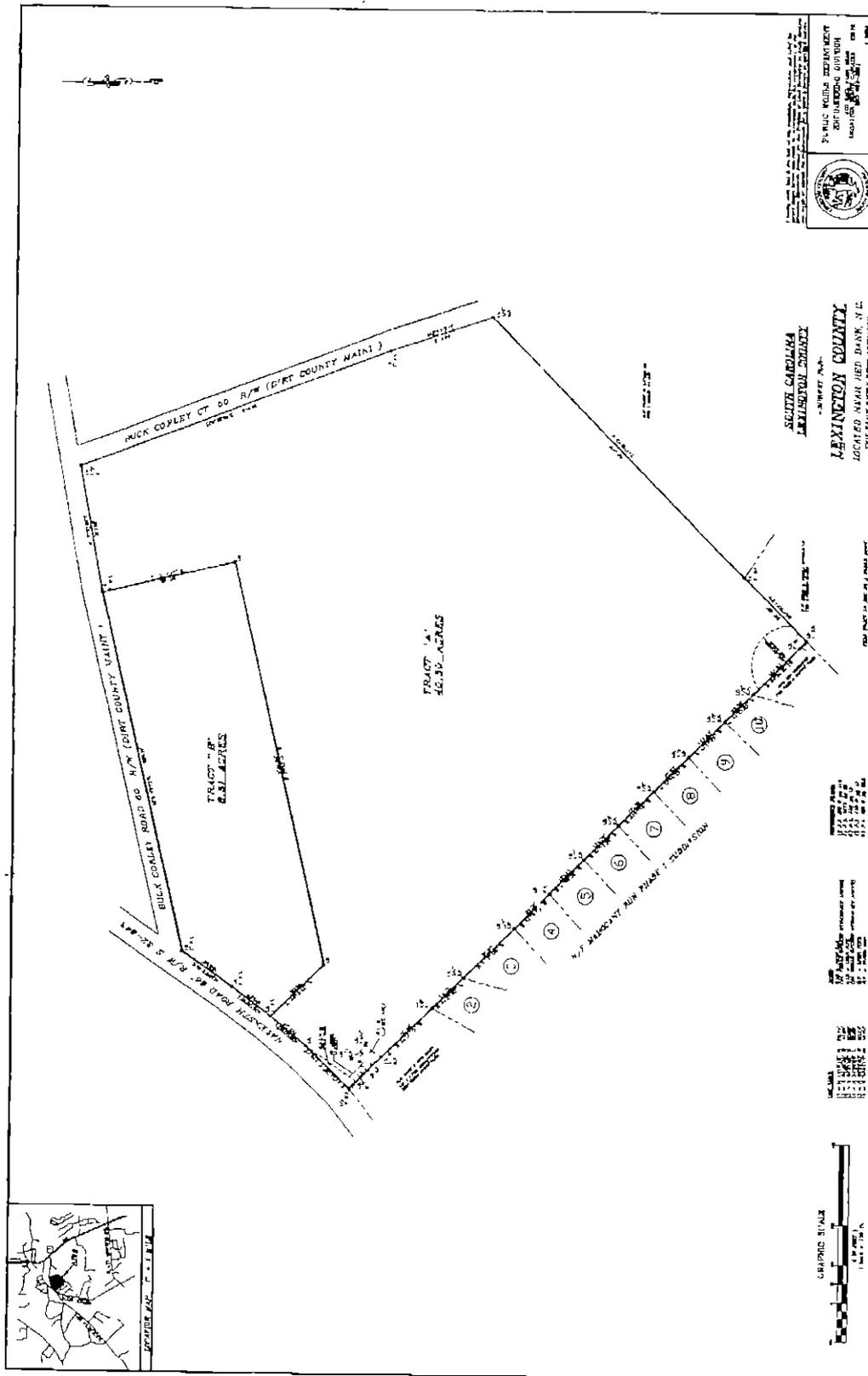


EXHIBIT B