

AGENDA
LEXINGTON COUNTY COUNCIL
Committee Meetings
Tuesday, October 9, 2007
Second Floor - County Administration Building
212 South Lake Drive, Lexington, SC 29072
Telephone - 803-785-8103 FAX 803-785-8101

***Times are tentatively scheduled committee meetings that may run behind or ahead of schedule; therefore, the times could change by as much as 30 minutes.**

2:00 p.m. - 3:10 p.m. - Economic Development

- (1) Project Starbright - Economic Development - Al Burns, Director
- (2) Project M2 - Economic Development - Al Burns, Director
- (3) Project Fry - Economic Development - Al Burns, Director **A**
- (4) Project Duluth - Economic Development - Al Burns, Director
- (5) Approval of Minutes - Meeting of September 11, 2007 **B**
- (6) Old Business/New Business
- (7) Adjournment

3:10 p.m. - 3:35 p.m. - Planning & Administration

- (1) Derelict Mobile Home Follow-up (Goal 2) - Community Development - Ronald Scott, Director **C**
- (2) Ordinance 07-16 - An Ordinance to Impose a Registration Fee for Manufactured Homes that are Registered with the County - 1st Reading (Goal 2) - Community Development - Ronald Scott, Director and Rick Dolan, Director of Assessment and Equalization..... **D**
- (3) Update on Consideration for Migration to a Centralized Enterprise E-mail Solution (Goal 3) - Information Services - Mike Ujcich, CIO..... **E**
- (4) Approval of Minutes - Meeting of August 28, 2007 **F**
- (5) Old Business/New Business
- (6) Adjournment

3:35 p.m. - 3:50 p.m. - Justice

- (1) Donated S.W.A.T Vehicle - Sheriff's Department - Col. Allan Paavel **G**
- (2) COPS Methamphetamine Initiative Grant Award (Goals 1,3) - Sheriff's Department - Col. Allan Paavel **H**
- (3) Paul Coverdell Forensic Science Improvement Grant Award (Goals 1,3) - Sheriff's Department - Col. Allan Paavel **I**

- (4) Approval of Minutes - Meeting of August 28, 2007J
- (5) Old Business/New Business
- (6) Adjournment

3:50 p.m. - 3:55 p.m. - Health & Human Services

- (1) Approval of Minutes - Meeting of August 28, 2007 K
- (2) Old Business/New Business
- (3) Adjournment

3:55 p.m. - 4:05 p.m. - Public Works

- (1) Beautification Project along Airport Boulevard - Keep the Midlands Beautiful - Ms. Heidi Johnson, Executive Director and John Fechtel, Director of Public Works L
- (2) Approval of Minutes - Meeting of August 28, 2007M
- (3) Old Business/New Business - Private Roads, Road Maintenance Fee Ordinance, Alternate Funding Sources, and Paving of Roads
- (4) Adjournment

4:05 p.m. - 4:10 p.m. - Airport

- (1) Approval of Minutes - Meeting of August 28, 2007N
- (2) Old Business/New Business
- (3) Adjournment

4:10 p.m. - 4:15 p.m. - Committee of the Whole

- (1) Approval of Minutes - Meeting of August 28, 2007 O
- (2) Old Business/New Business - Revised Building Use and Naming Policy
- (3) Adjournment

Economic Development

S. Davis, Chairman
B. Banning, Sr., V Chairman
J. Kinard
J. Jeffcoat
T. Cullum
B. Derrick

Justice

B. Banning, Sr., Chairman
J. Kinard, V Chairman
S. Davis
B. Keisler
B. Derrick

Public Works

D. Summers, Chairman
T. Cullum, V Chairman
B. Keisler
J. Carrigg, Jr.
B. Derrick

Committee of the Whole

B. Derrick, Chairman
D. Summers, V Chairman
J. Kinard
S. Davis
B. Keisler
J. Jeffcoat
J. Carrigg, Jr.
B. Banning, Sr.
T. Cullum

Planning & Administration

J. Jeffcoat, Chairman
S. Davis, V Chairman
D. Summers
J. Carrigg, Jr.
B. Banning, Sr.
B. Derrick

Health & Human Services

J. Carrigg, Jr., Chairman
J. Jeffcoat, V Chairman
D. Summers
B. Keisler
B. Banning, Sr.
B. Derrick

Airport

T. Cullum, Chairman
J. Carrigg, Jr., V Chairman
J. Kinard
D. Summers
B. Derrick

A G E N D A
LEXINGTON COUNTY COUNCIL
Tuesday, October 9, 2007
Second Floor - Dorothy K. Black Council Chambers - County Administration Building
212 South Lake Drive, Lexington, South Carolina 29072
Telephone - 803-785-8103 FAX - 803-785-8101

4:30 P.M. - COUNCIL CHAMBERS

Call to Order/Invocation
Pledge of Allegiance

Employee Recognition - Katherine Hubbard, County Administrator

Resolutions..... P

- (1) Renaming of the Lexington County Law Enforcement Complex to the Lexington County James R. Metts Law Enforcement Complex
- (2) Gary Taylor

Appointments Q

Bids/Purchases/RFPs

- (1) Mailing System Replacement - Central Stores..... **R**
- (2) Computer Aided (CAD) 911 Server Replacements - Public Safety/Communications **S**
- (3) Fire Safety Prevention Trailer - Public Safety/Fire Service..... **T**
- (4) (5) Dell Latitude Laptop Personal Computers - Public Works and (3) Dell Precision M90 Intel Core2 Personal Computers - Solicitors Office..... **U**
- (5) New 55-Ton Lowboy Trailer - Public Works **V**
- (6) New 2008 Truck Tractor - Public Works **W**
- (7) Roadway Improvements to Truex Road - "C" Funds - Public Works **X**
- (8) Multi Flash Card Reader/Writer - Sole Source - Registration and Elections..... **Y**
- (9) Hewlett Packard Printers & Accessories - Treasurer/Auditor Offices..... **Z**

Chairman's Report

November/December 2007 Schedule..... 1

Administrator's Report

Ordinances

- (1) Ordinance 07-03 - An Ordinance Amending the Animal Control Ordinance (Goals 1,2)
- 3rd and Final Reading**2**
- (2) Ordinance 07-09 - An Ordinance Amending Ordinance No. 05-15 (Ordinance Governing
False Fire Alarms) (Goals 1,2) - 3rd and Final Reading**3**
- (3) Ordinance 07-12 - An Ordinance Approving the Conveyance of Real Estate from the
County of Lexington to Peggy Williamson (Goal 3) - 3rd and Final Reading**4**
- (4) Ordinance 07-14 - An Ordinance to Amend Article III, Division 2, Section 34-92 (Powers,
Duties, and Authority of the Lexington County Health Service District) of the Lexington
County Code (Goal 1) - 2nd Reading**5**
- (5) Ordinance 07-15 - An Ordinance to Convey the Property and Related Utility and Access
Easements to PBT Communications, Inc. - 2nd Reading

Committee Reports

Planning & Administration, J. Jeffcoat, Chairman

- (1) Options to Address Derelict Mobile Homes and Unsafe Structures (Goal 2)**6**
- (2) Ordinance 07-16 - An Ordinance to Impose a Registration Fee for Manufactured Homes
that are Registered With the County (Goal 2) - 1st Reading - **Tab D**

Justice, B. Banning, Chairman

- (1) COPS Methamphetamine Initiative Grant Award (Goals 1,3) - **Tab H**
- (2) Paul Coverdell Forensic Science Improvement Grant Award (Goals 1,3) - **Tab I**

Public Works, D. Summers, Chairman

- (1) Commercial Stormwater Fees for Low Impact Developments (Goals 2,3)**7**
- (2) Partial Legal Closure - Dick Corley Road**8**
- (3) Limerock Road Update**9**

Presentation - Implementation of the State Case Management System - The Honorable Jean H.
Toal, Chief Justice, SC Supreme Court

Budget Amendment Resolutions

OLD BUSINESS/NEW BUSINESS

EXECUTIVE SESSION/LEGAL BRIEFING

MATTERS REQUIRING A VOTE AS A RESULT OF EXECUTIVE SESSION

ADJOURNMENT

GOALS

- 1. Provide for public services to citizens of Lexington County.**
- 2. Manage growth to meet needs of Lexington County.**
- 3. Appropriate required funding to meet Strategic Plan.**

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The Committee Minutes are left out intentionally until approved by the Committee. Upon the Committee's approval, the minutes will be available on the Internet.



County of Lexington

Community Development Department
212 South Lake Drive—Suite 401
Lexington, SC 29072
Phone: (803) 785-8121
Fax: (803) 785-8188

MEMORANDUM

TO: Planning and Administration Committee
Lexington County Council

THROUGH: Katherine Hubbard, County Administrator

FROM: Ronald T. Scott, Community Development Director

DATE: September 14, 2007

RE: Options to Address Derelict Mobile Homes and Unsafe Structures

Recently, County Council requested that staff identify options to address derelict mobile homes and unsafe structures within Lexington County. The following information details staff research on options to address both issues.

DERELICT MOBILE HOMES

In June 2007, the State of South Carolina amended Article 1, Chapter 1, Title 6 of the South Carolina Code of Laws by adding Section §6-1-150 to address derelict mobile homes. The new laws specifically defines a derelict mobile home as meeting the following criteria:

Criteria #1

- A mobile home that is not connected to electricity or not connected to a source of safe potable water supply sufficient for normal residential needs, or both;
- A mobile home that is not connected to a Department of Health and Environmental Control approved wastewater disposal system; or
- A mobile home that is unoccupied for a period of at least 30 days and for which there is clear and convincing evidence that the occupant does not intend to return on a temporary or permanent basis; **and**

Criteria #2

- A mobile home that is so damaged, decayed, dilapidated, unsanitary, unsafe, or vermin-infested that it creates a hazard to the health or safety of the occupants, the persons using the mobile home, or the public.

The new law allows a local governing body to impose a registration fee not exceeding \$25 for the purpose of locating, identifying and inspecting derelict mobile homes. If, after inspection, a mobile home meets the criteria to be considered derelict, as defined in the law, the Building Official may petition the appropriate magistrate to seek to have the mobile home removed from the property and destroyed. The County must also adhere to state laws regarding notification of the owner of the mobile home and any lien holders. In a court proceeding with the proper notice, the magistrate must then determine that a mobile home does, in fact, meet the criteria to be considered derelict.

Upon such a determination the magistrate can approve or deny the Building Official's petition to removed and destroyed the mobile home. Any person affected by an order of a magistrate has the opportunity to appeal the ruling to circuit court.

According to the new law, costs for removal and disposal are the responsibility of the mobile home owner, and can only be waived by order of a magistrate or if the County were to implement a program to cover removal and disposal costs. In instances where the landowner is the owner of the derelict mobile home and is unwilling or unable to pay the disposal costs, state law allows for a lien to be placed upon the property where the derelict mobile home was located. In such an instance, the County would bear the up-front costs for removal and disposal. If the owner of the derelict mobile home does not own the property where the mobile home is located, the County would have no substantive options to recoup the costs for removal and disposal.

Estimated costs to remove and dispose of derelict mobile homes are approximately \$1,500 per mobile home. A budget amendment resolution has been prepared for the estimated additional revenue the County would receive by implementing a \$25 registration fee for all mobile homes newly registered with the County. Using an estimate of 450 newly registered mobile homes per year, the fee would generate approximately \$11,250 in additional revenue. A new program budget request has also been prepared for \$19,552 to cover the operating costs for the County to implement a Derelict Mobile Home Removal Program.

UNSAFE STRUCTURES

Section 1-3.7 of the existing Lexington County Building Code Ordinance allows the Building Official to address unsafe structures. The ordinance defines unsafe structures as structures which are unfit for human habitation and/or other use due to dilapidation, defects increasing the hazards of fires, accidents or other calamities, lack of ventilation, light or sanitary facilities, or other conditions rendering such dwellings or buildings unsafe or unsanitary, dangerous or detrimental to the health, safety or morals or otherwise inimical to the welfare of the residents of Lexington County.

If a structure is suspected to be unsafe, a complaint or petition may be filed by the Building Official, by administrative officials of the County, or by at least five (5) residents or property owners within 2,000 feet of the property where the structure is located. If, after inspection, a structure meets the criteria to be considered "unsafe" as defined by the Building Code Ordinance, the Building Official must notify the owner and all parties of interest of an administrative hearing to be held by the Building Official. The administrative hearing must be held within ten (10) to thirty (30) days after service of the notification letter. If, through the administrative hearing, the Building Official determines that the structure is unsafe, the owner must be notified in writing of the findings of the administrative hearing. The Building Official may command that the unsafe structure be repaired or demolished, depending upon the specific circumstances. If the owner fails to comply with the order to repair or demolish the structure, The Building Code Ordinance also authorizes the Building Official, upon the approval of a majority of the members of County Council, to cause compliance repair, close or demolish any structure which meets the criteria above and has been determined to be unsafe. In such a circumstance, the County would bear the up-front costs for repair, closing or demolition. The Building Code Ordinance also stipulates that a lien can be placed upon the property where the unsafe structure was located. Any person affected by an order of the Building Official has the opportunity to apply to circuit court within sixty (60) days to appeal the order.

SECTION I

COUNTY OF LEXINGTON

New Program Request

Fiscal Year - 2007-2008

Fund # 1000 Fund Title: General
 Organization # 101610 - Community Dev. Organization Title: Community Development
 Program # _____ Program Title: Derelict Mobile Home Removal Program

Object Expenditure Code Classification	Total 2007 - 2008 Requested
Personnel	
510100 Salaries	0
511112 FICA Cost	0
511113 State Retirement	0
511120 Insurance Fund Contribution	0
511130 Workers Compensation	0
511131 S.C. Unemployment	0
* Total Personnel	0
Operating Expenses	
520235 Derelict Mobile Home Removal	12,000
520236 Derelict Mobile Home Disposal	3,520
520400 Advertising	1,000
520500 Legal Services	2,000
521000 Office Supplies	150
521100 Duplicating	50
525100 Postage	150
525250 Motor Pool Reimbursement	582
* Total Operating	19,452
** Total Personnel & Operating	19,452
<u>540000 Small Tools and Minor Equipment</u>	<u>100</u>
** Total Capital (From Section II)	100
*** Total Budget Appropriation	19,552

SECTION III - PROGRAM OVERVIEW

Derelict Mobile Home Removal Program (NEW PROGRAM REQUEST)

This budget request provides for the establishment of a Derelict Mobile Home Removal Program within the Community Development Department. Upon approval by County Council, the program will:

- Locate, identify and inspect derelict mobile homes
- Communicate with property/mobile home owners on repair or removal of derelict mobile homes
- File the appropriate petitions in magistrate's court to remove and destroy derelict mobile homes
- Pay any necessary costs to remove and destroy derelict mobile homes when the owner is unable, unwilling or cannot be located

The Derelict Mobile Home Removal Program will operate under the guidelines of the South Carolina Code of Laws, Article 1, Chapter 1, Title 5, Section §6-1-150 and under the guidelines of the Lexington County Building Code Ordinance. In the first year, the program estimates the removal and disposal of twelve (12) derelict mobile home.

SECTION V.B - OPERATING LINE ITEM NARRATIVE

520235 – Derelict Mobile Home Removal **\$12,000**

This line item will cover costs to secure a moving company to remove derelict mobile homes from a site. This line item will also cover the cost to demolish derelict mobile homes on-site, when transport is not possible due the dilapidated condition of the structure.

12 mobile homes x \$1,000 = \$12,000

520236 – Derelict Mobile Home Disposal **\$3,520**

This line item will cover the costs to dispose of derelict mobile homes in the County landfill.

16 pieces x \$220 = \$3,520

520400 – Advertising and Publicity **\$1,000**

This line item will cover public notice and advertisement costs when the owner of a derelict mobile home cannot be identified and/or located.

520500 – Legal Costs **\$2,000**

This line item covers the costs to file necessary legal petitions in the appropriate courts of law.

521000 – Office Supplies **\$150**

This line item includes office supplies to support the Derelict Mobile Home Removal Program. Items to be purchased include: hanging files, folders, paper, envelopes, and other general office supplies incidental to operating the program.

521100 – Duplicating **\$50**

The Derelict Mobile Home Removal Program will need to make copies throughout the year of various inspection notes, correspondence, etc.

1,000 copies at \$.05 per copy = \$50

525100 - Postage **\$150**

The proposed request is based on anticipated mailings to provide required notices to mobile home owners and lien holders.

525250 – Motor Pool Reimbursement **\$582**

This line item request is the cover the travel costs for staff in locating, identifying, and inspecting derelict mobile homes.

1,200 miles x \$.485 = \$582

SECTION V.C - CAPITAL LINE ITEM NARRATIVE

540000 - SMALL TOOLS & MINOR EQUIPMENT **\$100**

This line item request is for a legal file cabinet to store files and information related to the Derelict Mobile Home Removal Program.

Ordinance No.: 07-16

**AN ORDINANCE TO IMPOSE A REGISTRATION FEE FOR
MANUFACTURED HOMES THAT ARE REGISTERED WITH THE COUNTY.**

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

Be it ordained as follows:

Section 1.

Pursuant to S. C. Code § 6-1-150(E), there is hereby imposed a registration fee of \$25.00 to be paid when a manufactured home or mobile home is registered with the County.

Section 2.

This fee shall be applicable to any mobile home that is located within the unincorporated area of Lexington County.

Section 3.

The amount of this fee may be amended by a vote of County Council if the State law were to be amended to allow a change in the registration fee.

This Ordinance shall be effective from the date that it is approved.

Enacted this ____ day of _____, 2007.

William C. Derrick
Chairman, Lexington County Council

Attest:

Diana Burnett, Clerk

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

MEMORANDUM

DATE: 10/01/2007
TO: KATHERINE HUBBARD, COUNTY ADMINISTRATOR
CC: JIM SCHAFFER, IT MANAGER
FROM: MICHAEL UJCICH, CHIEF INFORMATION OFFICER
RE: UPDATE ON CONSIDERATION FOR MIGRATION TO A CENTRALIZED ENTERPRISE E-MAIL SOLUTION

In April of 2007, the State of South Carolina CIO's office endorsed the Information Services Department's initial planning to move to an enterprise e-mail solution. This recommendation was made because e-mail is a vital business function for the County that requires centralization in order to manage, control, secure and recover critical information.

County Council requested staff provide an update on the benefits, solutions and deployment approaches to migrate to an enterprise e-mail solution. Information Services initiated a project to meet the following objectives.

1. E-mail is the primary, mission critical communications tool within the County and should be accessible accordingly.
2. User demands and expectations (anytime, anywhere access to information) for e-mail communication and collaboration have increased and the software should accommodate this.
3. The solution must allow Information Services to protect e-mail from security threats, non-compliance risks, tampering vulnerabilities and effects of disasters.

The project team has reviewed the current state of the County's e-mail system and has researched the recognized industry leader for e-mail systems – Microsoft Exchange. Microsoft Exchange meets all of the stated objectives and provides a platform to meet the County's growing reliance on e-mail communication, while the current solution has limitations. Additionally, the project team has investigated numerous approaches to deploy Microsoft Exchange in a manner that allows County users to quickly utilize the added functionality and features of Exchange.

Information Services recommends a Hosted Microsoft Exchange Service provided by the State's CIO office. This service provides the following advantages; a robust disaster recovery and business continuity plan; simplified deployment; predictable and controllable costs; scalable, current and protected solution; 24/7 service desk and comprehensive user training. Moreover, IS resources can concentrate on other critical projects and services exclusive to the County versus protecting, deploying and maintaining a comprehensive e-mail solution.

I have a more detailed presentation to share with the Planning and Administration Committee at their meeting on October 9.

The Committee Minutes are left out intentionally until approved by the Committee. Upon the Committee's approval, the minutes will be available on the Internet.

**Lexington County Sheriff's Department
Administrative Services Division**



Memorandum

To: Mrs. Katherine Hubbard, County Administrator
From: Chief Keith Kirchner, Sheriff's Department
Date: September 26, 2007
Re: Council Agenda Item – Donated S.W.A.T. Vehicle

The Pond Branch Telephone Company has generously donated a 2002 Ford E-150 van to the Sheriff's Department. I would like to request that this van be added to our fleet and utilized effectively as a deployment vehicle for S.W.A.T. The County Fleet Services staff has inspected the vehicle and made the following assessment: the van has 109,844 miles, well maintained; however, the van needs two tires, an engine tune-up, realignment of the brakes, and replacement radiator hoses. Based on the condition of the van, and the anticipated usage the County Fleet Services Manager has recommended that this vehicle be added to the fleet. I have attached a copy of the e-mail regarding this van from Ellis Gammons, County Fleet Services Manager, forwarded to my staff for your review. The gas, fuel and oil, vehicle repairs and maintenance, and insurance costs will be absorbed by the existing appropriations in our general fund LE/Operations accounts. I am requesting that Council consider the request to add the van to our fleet at the October 9, 2007 meeting.

If you have any questions, please let me know.

cc: Larry Porth, Finance Director
Ellis Gammons, County Fleet Manager
Colonel Allan Paavel, Sheriff's Department

Allan Paavel

From: Ellis Gammons [egammons@lex-co.com]
Sent: Monday, September 24, 2007 8:19 AM
To: Col. Mel Seboe
Cc: Col. Alan Paavel; Sylvia Dillon; Katherine Hubbard
Subject: Ref: PBT E-150 Van

As requested we have checked over the 2002 Ford E-150 van owned by Pond Branch Telephone Co. The van has 109,844 miles on it and appears to have been maintained well. Our inspection finds two tires need replacing, engine tune-up, reline brakes, and replace radiator hoses. The Edmunds value on this vehicle is 4,191.00. It is my understanding that this vehicle would be used for SWAT deployment. Based on the condition of the van, and the anticipated casual usage I feel it would be a good vehicle to add to our fleet. As you know before a vehicle is added to the fleet it must receive County Council approval. If you would submit a request for Council approval to Katherine Hubbard, County Administrator, her office will guide you from there. If you have any questions please feel free to contact me.

COUNTY OF LEXINGTON Grant Request Summary Form

Title of Grant: Methamphetamine Initiative

Fund: 2457 Methamphetamine Initiative **Department:** 151200 LE/Operations
No. Title No. Title

Type of Summary: **Grant Application** _____ **Grant Award** X

Grant Overview:
 Lexington County has a growing methamphetamine problem. This grant application will assist in providing funds to address the four (4) major obstacles regarding reduction of methamphetamine related crimes. The defined obstacles are: the formation of criminal organizations, the need for enhanced investigative technology, the need for additional investigative time, and the need to increase information exchange with other government agencies and the community that will further aid in prevention and public awareness of this problem.

A surveillance van is on the application. There is no personnel, but there is overtime on the application.

Grant Period: September 1, 2007 to August 31, 2009

Responsible Departmental Grant Personnel: Nandalyn Heaitley, Grants Coordinator

Date Grant Information Released: May 22, 2007 **Date Grant Application Due:** June 29, 2007

Grant Expenditures (Please attach a detailed budget with Excel spreadsheet, Overview, Line Item Narratives, etc.):

Personnel	\$ 50,000.00	* We were only awarded \$313,300 of what we asked for. We have not received our award package from DOJ yet, so we are not sure what was approved on the application.
Operating	\$ 80,000.00	
Capital	\$ 319,800.00	
Total	\$ 449,800.00	

Local Match Required: Yes No

If Yes, What is the Percentage / Amount: _____

 % \$ Amount

Requirements at the End of this Grant (please explain in detail):

None, but it is requested that the equipment purchased be used to continue the function of tasks for the purpose which the equipment was acquired.

Dept. Preparer:	NH	10/1/2007
Dept. Approval:	AP	10/1/2007
Finance Approval:	AD	10/1/2007
	<i>Initials</i>	<i>Date</i>



LEXINGTON COUNTY

SEP 26 2007

U.S. Department of Justice

FINANCE DEPT.

Office of Community Oriented Policing Services

Office of the Director
1100 Vermont Avenue, NW
Washington, DC 20530

September 14, 2007

Sheriff James Metts
Lexington County
521 Gibson Road
Lexington, SC 29072

Re: Methamphetamine Initiative Grant #2007CKWX0264
ORI#: SC03200

Dear Sheriff Metts:

Congratulations! I am pleased to inform you that the COPS Office has approved your agency's request for funding under the 2007 COPS Methamphetamine Initiative. The estimated amount of your award is \$313,300, and the grant period for the award is September 1, 2007 through August 31, 2009.

The COPS Office is proud to be a part of the effort by the Department of Justice to combat the production, use and distribution of methamphetamine. It is our hope that the Methamphetamine Initiative grant will be an integral part of your agency's efforts to implement a coordinated, community policing approach to methamphetamine treatment, prevention, and/or enforcement, with the ultimate objective of increasing public safety.

Within the next few weeks, we will send you an award package containing your official award document, a financial clearance memorandum, and a Grant Owner's Manual that explains your programmatic and financial responsibilities. To accept the grant when the award package arrives, you must sign the award document, and return it to the COPS Office within 90 days.

The grant award start date is September 1, 2007. Therefore, your agency can be reimbursed for approved project costs after this date. Please be advised that some of your requested items may have been disallowed by the COPS Office during the budget review process. Please carefully review the financial clearance memorandum to determine your approved budget, as grant funds may only be used for approved items.

We look forward to working with your agency under this grant program to enhance anti-methamphetamine efforts within your region. If you have any questions about your grant, please do not hesitate to call your Grant Program Specialist through the COPS Office Response Center at 1.800.421.6770.

Sincerely,

Carl R. Peed
Director

COUNTY OF LEXINGTON Grant Request Summary Form

Title of Grant: Paul Coverdell Grant

Fund: 2456 Paul Coverdell Grant Department: 151200 LE / Operations
No. Title No. Title

Type of Summary: Grant Application _____ Grant Award X

Grant Overview:

The Paul Coverdell grant will enable the Department to purchase equipment and supplies and to renovate the present drug laboratory to efficiently and effectively analyze the drugs brought in for processing. This grant will support and strengthen court cases for prosecution purposes by providing the necessities for analyzation of the drugs.

Grant Period: October 1, 2007 to September 30, 2008

Responsible Departmental Grant Personnel: Nandalyn Heaitley, Grants Coordinator

Date Grant Information Released: May 18, 2007 Date Grant Application Due: June 22, 2007

Grant Expenditures (Please attach a detailed budget with Excel spreadsheet, Overview, Line Item Narratives, etc.):

Personnel	\$	-
Operating	\$	4,000.00
Capital	\$	23,000.00
Total		\$ 27,000.00

Local Match Required: Yes No

If Yes, What is the Percentage / Amount: _____
% \$ Amount

Requirements at the End of this Grant (please explain in detail):

None, but the department asks that the equipment purchased to be used in continuation in the function for which it was purchased.

Dept. Preparer:	NH	10/1/2007
Dept. Approval:	AP	10/1/2007
Finance Approval:	AD	10/1/2007
	<i>Initials</i>	<i>Date</i>



South Carolina Department of Public Safety
Office of Justice Programs

September 19, 2007



Mrs. Katherine Hubbard
County Administrator
Lexington County
212 South Lake Drive
Lexington, South Carolina 29072

RE: Paul Coverdell Forensic Science Improvement Grant Program No. 1NF07001
Lexington County Sheriff's Office Forensic Drug Lab Enhancement

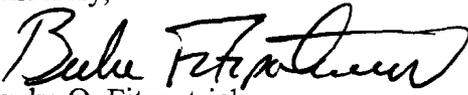
Dear Mrs. Hubbard:

I am pleased to provide you with a revised grant award approved by this office increasing the grant award amount to \$27,000. This amount has been increased by \$5,000. In order to complete the contract for this award, it is necessary that the official authorized to sign the application return the original grant award with an original signature within 30 days from the date of this award. The signed original should be sent to:

Ms. Peggy McBride
Senior Accountant
S.C. Department of Public Safety
Accounting-Grants
Post Office Box 1993, Building D, Floor 1
Blythewood, South Carolina 29016

Copies of the grant Request for Financial Payment/Quarterly Fiscal Report Forms can be found on our website at www.scdps.org/ojp/cjgp.asp. The financial reports should be completed for each calendar quarter ending date and are due 30 days after the end of the quarter. The Programmatic Progress Report Form can also be found on this page under Forensic Science Improvement. The due dates and periods covered for programmatic progress reports are indicated on the progress report forms.

Sincerely,


Burke O. Fitzpatrick
Administrator

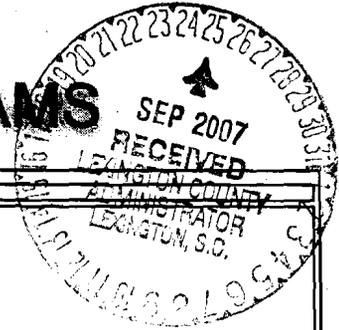
BOF:tr

Enclosures

c: Ms. Nandalyn Heaitley
Paul Coverdell Forensic Science Improvement Grant Official File



OFFICE OF JUSTICE PROGRAMS



STATE OF SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY

Office Of Justice Programs

PAUL COVERDELL FORENSIC SCIENCE IMPROVEMENT GRANT

FOR STATE FUNDING AGENCY (SFA) USE ONLY

Grant # **INF07001**

App # ANF07001

Award Date:

Prior Grant #1

#2

#3

#4

Federal Fiscal Year:

Fund Year:

Program Area:

To Be Completed by Project Director

Section 1

County Name: 32 - LEXINGTON

Section 2

Grant Period: October 1, 2007 to September 30, 2008

Begin: 10/1/2007

End: 9/30/2008

Section 3

Project Title: Forensic Drug Lab Enhancement

Section 4

Project Summary: The enhancement of the forensic drug laboratory to improve security, to provide a proper tracking system, and to renovate for a sufficient work area to analyze evidence.

Section 5

Type of Application

a. Initial

b. Year of Funds :

Other:(Specify)

c. Reimbursable

Section 6

a. Organization Type : County

Other:(Specify)

b. U. S. Congressional District 02

Section 7

FEIN: 57-6000-379

FEIN:

Agency Name Lexington County Sheriff's Office

Address Post Office Box 639

City Lexington

State South Carolin

(Please use the Name/Address above instead of this field)
Name and Address of Implementing Agency

10 Digit Zip 29072-0639

(Area) Phone #: 803-951-2405

(Area) Fax #: 803-359-8275

COMPLETE PAGES 2&3 BEFORE COMPLETING THIS SECTION

Section 8

BUDGET

Use whole dollars only (For example: \$1,500 not \$1,500.00)

a. BUDGET CATEGORIES	GRANTOR	AGENCY MATCH	TOTAL
Personnel	\$0	\$0	\$0
Contractual Services	\$0	\$0	\$0
Travel	\$0	\$0	\$0
Equipment	\$23,000	\$0	\$23,000
Other	\$0,000 4000	\$0	\$0,000 4000
TOTAL:	\$23,000 27,000	\$0	\$23,000 27000
b. PERCENTAGE:	100%	0%	100%

Section 9

APPROPRIATION OF NON-GRANTOR MATCHING FUNDS County

Other (Explain):

**MATCHING FUNDS
CATEGORIES**

GRANTOR CASH TOTAL

PERSONNEL

SALARIES	% of Time On Project	Quantity			
Position Title					
			\$0	\$0	\$0
TOTAL SALARIES:			\$0	\$0	\$0

EMPLOYER CONTRIBUTIONS (Fringe Benefits)

	% or Rate	X Base			
Social Security & Medicare (FICA)			\$0	\$0	\$0
Retirement			\$0	\$0	\$0
Worker's Compensation Insurance			\$0	\$0	\$0
Unemployment Insurance (on first \$7,000 only)			\$0	\$0	\$0
Health Insurance			\$0	\$0	\$0
Dental Insurance			\$0	\$0	\$0
Pre-Retirement Death Benefit			\$0	\$0	\$0
Accident Death Benefit (Police Officers)			\$0	\$0	\$0
Other Employer Contributions (Itemize)			\$0	\$0	\$0
TOTAL EMPLOYER CONTRIBUTIONS:			\$0	\$0	\$0
TOTAL PERSONNEL:			\$0	\$0	\$0

CONTRACTUAL SERVICES:

(Itemize - DO NOT include professional fees for doctors, psychologists, etc.)

	\$0	\$0	\$0
TOTAL CONTRACTUAL SERVICES	\$0	\$0	\$0

TRAVEL:

(Itemize-include mileage, airline cost, lodging, per diem, parking, car rental)

	\$0	\$0	\$0
TOTAL TRAVEL:	\$0	\$0	\$0

Show Section 2-A Disabled

MATCHING FUNDS

CATEGORIES

GRANTOR CASH

TOTAL

EQUIPMENT (\$1,000 or more per Unit):

(Itemize - DO NOT USE BRAND NAME - Also, DO NOT include leased, rented items or software)

ITEM	QUANTITY			
Evidence Safe	1	\$5,000	\$0	\$5,000
Workstation and Cabinets	1	\$5,000	\$0	\$5,000
Evidence Tracking Software	1	\$5,000	\$0	\$5,000
Laboratory Renovation		\$8,000	\$0	\$8,000
TOTAL EQUIPMENT:		\$23,000	\$0	\$23,000

Other:

Office Supplies		\$500	\$0	\$500
Laboratory and Chemical Supplies		\$8,500 4000	\$0	\$8,500 4000
TOTAL OTHER:		\$9,000 4000	\$0	\$9,000 4000

BUDGET NARRATIVE

List items under each Budget Category heading. Explain exactly how each item in your budget (both grantor and match) will be utilized. It is important that the necessity of these items, as they relate to the operation of the project, be established. Dollar amounts DO NOT have to be provided

EVIDENCE SAFE

A fire resistant evidence safe is necessary to preserve the evidence. Evidence cannot be duplicated and in the event of a fire or an accident within the lab, a safe location is required for the evidence for criminal case prosecution.

WORKSTATION AND CABINETS

A workstation including cabinets is needed for the area of the drug lab that must be renovated. This laboratory workstation including the built in cabinets will allow the drugs which are brought into the lab as evidence, to be analyzed on a sufficient work space area.

EVIDENCE TRACKING SOFTWARE *leave in approved*

OK A tamper proof, bar coding capable, software tracking system is needed to maintain records of evidence. State law requires physical audits each year and the tracking system will allow for immediate electronic access to the records.

LABORATORY RENOVATION

The area at the Lexington County Sheriff's Department that is adjacent to the Forensic Drug Laboratory which was once used for storage, needs to be renovated to allow for the expansion of the drug lab. This expansion will provide additional space for equipment to analyze the drugs for processing. The County Maintenance Department will perform the renovation/construction tasks for the department. Plans are available upon request. Bid?

OTHER

OFFICE SUPPLIES

~~Items to be purchase including but not limited to pens, file jackets, folders, diskettes, calendars and other general supplies will be required for the daily operations for the enhancement of the forensic drug laboratory.~~

LABORATORY AND CHEMICAL SUPPLIES

Funds are needed to purchase chemicals for the drug laboratory, waste collection, disposable supplies, weigh boats, gloves, air supply to instruments, and instruments for processing and analyzing drugs. These supplies will provide for enhancement of the present laboratory operations.

The Committee Minutes are left out intentionally until approved by the Committee. Upon the Committee's approval, the minutes will be available on the Internet.

The Committee Minutes are left out intentionally until approved by the Committee. Upon the Committee's approval, the minutes will be available on the Internet.



PO Box 1360
Columbia, SC 29202
(803) 733-2526

September 26, 2007

Lexington County Council
212 South Lake Drive
Lexington, SC 29072

Dear Lexington County Council Members,

Keep the Midlands Beautiful submits this letter to Lexington County to request support for a beautification project along Airport Boulevard.

In 2006, Keep the Midlands Beautiful began working with real estate developer Stewart Mungo and Lexington County Landscape Administrator Rhett Bickley to develop a plan for improving visitors' first impressions of the Midlands by planting trees along roads leading into the region from the Columbia Metropolitan Airport. We soon narrowed our focus to an approximately one mile stretch of Airport Boulevard that extends from the John Hardee Expressway to Interstate 26.

Mr. Bickley developed a plan for planting up to 150 trees — Live Oaks at the beginning and end of the stretch of road, with Lacebark Elms, Shumard Oaks, and Crape Myrtles in between. We plan to hire professionals to plant the trees in early December. Keep the Midlands Beautiful, working in close cooperation with Cayce, Springdale, Lexington County, and our private donors, will sponsor a public event to celebrate the planting and recognize our supporters. Volunteers will be on hand to conduct litter pickups along Airport Boulevard and to assist with placing mulch at the base of the trees.

Lexington County has already provided valuable assistance with the project through Mr. Bickley's work on the plan and by agreeing to apply for the encroachment permit. We have requested that the Town of Springdale and the City of Cayce take responsibility for watering the trees.

The anticipated total cost of the project is \$25,000. Keep the Midlands requests that Lexington County Council authorize the County Administrator to provide up to \$5,000 in financial support for the project, with the details to be worked out between Keep the Midlands Beautiful and the

County Administrator later this fall. We are seeking additional funding from Springdale, Cayce, and private donors. Mr. Mungo recently sent a letter to business leaders seeking their support, and we have already received \$2,700 in donations. I will present the project to members of the West Metro Chamber at their October meeting.

Both Keep the Midlands Beautiful and Mr. Mungo view this as a pilot for a larger series of beautification and tree planting efforts. We hope to showcase the Airport Boulevard trees as a model for community improvement and public-private partnership that can be replicated across the Midlands.

Thank you for your consideration. I look forward to presenting the plan to you in person at the October 9 meeting of County Council. If you have questions before then, please do not hesitate to contact me at (803) 733-2526.

Sincerely,

A handwritten signature in black ink that reads "Heidi Johnson". The signature is written in a cursive style with a large, sweeping flourish at the end.

Heidi Johnson
Executive Director

About Keep the Midlands Beautiful

Established in 1989 to serve Richland and Lexington Counties, Keep the Midlands Beautiful provides sustainable solutions for individuals and groups to improve the physical and visual aspects of their community through beautification, waste reduction and recycling, and litter prevention. Our mission is to empower individuals to take greater responsibility for enhancing their community environment. Each year, thousands of Midlands residents volunteer to support this mission — from more than 200 groups removing litter on area roads to communities planting bushes and flowers at intersections and congregations creating wildlife habitats outside of their churches.



Map Produced By Lexington County
Department of Planning & GIS 2007
York County Maps Online: www.yec.co.com
Link: GIS Property Mapping & Data Services

0 200 400 600 800 1,000 Feet

The Committee Minutes are left out intentionally until approved by the Committee. Upon the Committee's approval, the minutes will be available on the Internet.

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R E S O L U T I O N

IN HONOR OF SHERIFF JAMES R. METTS FOR OVER THREE DECADES OF DISTINGUISHED SERVICE AS LEXINGTON COUNTY'S CHIEF LAW ENFORCEMENT OFFICER ON THIS SPECIAL OCCASION OF THE RENAMING OF THE LEXINGTON COUNTY LAW ENFORCEMENT COMPLEX AS THE "LEXINGTON COUNTY JAMES R. METTS LAW ENFORCEMENT COMPLEX."

WHEREAS, Lexington County Sheriff James R. Metts led the effort in 1975 to build a Lexington County Law Enforcement Complex at 521 Gibson Road, Lexington, to house the Lexington County Detention Center and headquarters for the Lexington County Sheriff's Department; and

WHEREAS, Sheriff Metts is an innovative law enforcement administrator who was the first sheriff in South Carolina to hire school resource officers, victims' assistance officers and certified female law enforcement officers, and to create a team that is dedicated to conducting traffic enforcement patrols to arrest motorists who drive under the influence of alcohol and drugs; and

WHEREAS, Sheriff Metts led the effort to attain national accreditation for the Sheriff's Department from the Commission on Accreditation for Law Enforcement Agencies for the first time in 1999 by demonstrating compliance with 446 professional standards in the areas of policies and procedures, administration and operations; and

WHEREAS, Gov. David Beasley in 1998 awarded Sheriff Metts the Order of the Palmetto, the highest civilian honor that a governor can bestow in South Carolina, and Gov. Mark Sanford in 2004 awarded Sheriff Metts the Order of the Silver Crescent, the highest civilian honor awarded in South Carolina for community service; and

WHEREAS, Sheriff Metts led the effort to create the Lexington County Criminal Domestic Violence Court, the first court in South Carolina to be dedicated to handling criminal domestic violence cases, and hired two specially trained detectives to investigate domestic violence cases as well as a lawyer to prosecute such cases in court; and

WHEREAS, Sheriff Metts earned national recognition in 1985, when he led the largest manhunt in South Carolina history and coordinated a law enforcement task force that included three state agencies and the FBI in the search for serial killer, Larry Gene Bell, who kidnapped and later killed two girls in Lexington and Richland counties; and

WHEREAS, Sheriff Metts, who is an Eagle Scout, received the Silver Beaver Award, the highest civilian honor bestowed by the Boys Scouts of America, and started the first Boy Scouts of America Explorer Post at the Sheriff's Department, providing hundreds of teenagers with a chance to learn about a career in law enforcement; and

WHEREAS, Sheriff Metts led the effort to build the Nancy K. Perry Children's Shelter, which houses abused and neglected children in Lexington County, and supported construction of the Dickerson Center for Children, which provides psychological treatment for children who have been physically and sexually abused and assists law enforcement in gathering forensic evidence in abuse cases.

NOW, THEREFORE, BE IT RESOLVED that we, the members of Lexington County Council, honor Sheriff James R. Metts for his more than three decades of distinguished service as Lexington County’s chief law enforcement officer on this special occasion of the renaming of the Lexington County Law Enforcement Complex as the “Lexington County James R. Metts Law Enforcement Complex.”

ADOPTED this 9th day of October 2007.

William C. “Billy” Derrick, Chairman

Debra B. “Debbie” Summers, Vice Chairman

James E. “Jim” Kinard, Jr.

George H. “Smokey” Davis

Bobby C. Keisler

Johnny W. Jeffcoat

John W. Carrigg, Jr.

William B. Banning, Sr.

M. Todd Cullum

ATTEST:

Diana W. Burnett, Clerk

RESOLUTION

THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA, MEETING IN GENERAL SESSION THE 9TH DAY OF OCTOBER, TWO THOUSAND AND SEVEN, ADOPTED THE FOLLOWING:

WHEREAS, Gary Taylor has demonstrated his love for children by dedicating 27 years of service as an integral part of the Pineview/Pine Grove Soccer League; and

WHEREAS, Gary has coached hundreds of young soccer players in the Pineview/Pine Grove soccer community who have gone on to become teachers, coaches, doctors, businessmen, politicians, and government officials; and

WHEREAS, Gary was instrumental helping to organize a soccer league in the Pineview area, which has grown from only four teams to around 40 teams today; and

WHEREAS, Gary has taken great pride in the growth of the soccer program over the years and the great impact it has made in the lives of the youth and in the community; and

WHEREAS, Gary has served in various capacities in the league, including league president, vice president, secretary/treasurer, and has performed many duties including ordering uniforms, lining fields, refereeing games, playing in 100-degree heat, snow, sleet, and rain, and attending meetings and lobbying for soccer fields; and

WHEREAS, Gary is the kind of person who does whatever is needed to insure that the children are taken care of and who believes that soccer league is an important outlet for the children; and

WHEREAS, Gary leaves a strong legacy for the Pineview/Pinegrove soccer community.

NOW, THEREFORE, BE IT RESOLVED that we, the members of Lexington County Council, extend to **GARY TAYLOR** our sincere thanks and gratitude for many years of timeless volunteer service to his community as a member of the Pineview and Pineview/Pinegrove Soccer Organization.

William C. "Billy" Derrick, Chairman

Debra B. "Debbie" Summers, Vice Chairman

James E. "Jim" Kinard, Jr.

George H. "Smokey" Davis

Bobby C. Keisler

Johnny W. Jeffcoat

John W. Carrigg, Jr.

William B. Banning, Sr.

M. Todd Cullum

ATTEST:

Diana W. Burnett, Clerk

APPOINTMENTS - BOARDS & COMMISSIONS

October 9, 2007

BILLY DERRICK

Museum – Bill Shumpert (Resignation effective 7/23/07) Term expires 11/1/09

SMOKEY DAVIS

Children's Shelter - David S. Hipp – Term expired 06/30/06 – Not eligible for reappointment

Board of Zoning Appeals - Bryan Clemenz (Resignation effective 03/20/07) Term expires 12/31/07

Library Board – Christopher “Brant” Taylor – Term expired 09/26/07 – Eligible for reappointment

BOBBY KEISLER

Library Board – Fremont Huggins – Term expired 09/26/07 – Not eligible for reappointment

Museum Commission – Isaac D. Porter – Term expires 11/1/07 – Eligible for reappointment

JOHNNY JEFFCOAT

Museum Commission - Sandra Burdett – Term expired 11/01/05 – Not eligible for reappointment

Assessment Appeals Board – Beth Dorn Lindardt – Term expired 09/21/07 – Eligible for reappointment

JOHN CARRIGG

Assessment Appeals Board – Vacant – Term expired 09/21/06

Museum Commission – Vacant – Term expired 11/01/06

Board of Zoning Appeals – Malcolm Dennis (Resignation effective 01/01/07) – Term expires 12/31/09

Planning Commission – Robert A. Wilbur – Term expired 8/26/07 – Not eligible for reappointment

BILL BANNING

Museum Commission – Toni L. Greer – Term expires 11/1/07 – Not eligible for reappointment

TODD CULLUM

Museum Commission – Carol R. Metts – Terms expires 11/1/07 – Eligible for reappointment

AIKEN/BARNWELL/LEXINGTON COUNTIES COMMUNITY ACTION COMMISSION, INC.

Juanice Aaron - Term expired 12/31/05 - Eligible for reappointment

BUILDING CODE BOARD OF APPEALS

Gas/Mechanical – Marvin Smith – Term expired 8/13/07 – Eligible for reappointment

CENTRAL MIDLANDS COUNCIL OF GOVERNMENTS

Melanie P. Ellerbe – Term expired 06/15/07 – Not eligible for reappointment

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8385

(F) 785-2240

DATE: October 1, 2007

TO: Katherine L. Hubbard
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager

FROM: Janice A. Bell, CPPB
Procurement Officer

SUBJECT: Mailing System Replacement – Central Stores

We are in receipt of a purchase request for a Mailing System for Central Stores. This system will be purchased from Mail-Ship Inc. (MSI) through South Carolina State Contract Number 06-S7089-A12023. This will replace our current mailing system, which has been declared obsolete by the U.S. Post Office and must be withdrawn from service by December 31, 2008. The total cost including applicable sales tax is \$16,038.23.

Funds are appropriated in the following account:

1000-101420-5A8006	(1) Mailing System	\$16,038.23
--------------------	--------------------	-------------

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 October 9, 2007.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Rod Pimental, Central Stores

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8385

(F) 785-2240

DATE: September 27, 2007

TO: Katherine L. Hubbard
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager

FROM: Janice A. Bell, CPPB
Procurement Officer

SUBJECT: **Computer Aided (CAD) 911 Server Replacements – Public Safety/Communications Information Services**

We have received a purchase request for Computer Aided (CAD) 911 Server Replacements for Public Safety/Communications. This equipment is needed to replace the CAD 911 servers due to the extended warranties ending in 2008. These will be purchased directly from the manufacturer (Dell) through South Carolina State Contract #05-S6656-A11104.

Mike Ujcich, Chief Information Officer, and Jim Schafer, Information Technology Manager, have reviewed and recommended this purchase.

The total cost including applicable sales tax is \$26,163.39.

Funds are appropriated in the following account:

2605-131300-5A8307	PS/Emergency Telephone System E-911
CAD 911 Server Replacement	\$26,163.39

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 October 9, 2007.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Mike Ujcich, Chief Information Officer
Jim Schafer, Information Technology Manager

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8385

(F) 785-2240

DATE: September 27, 2007

TO: Katherine L. Hubbard
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager

FROM: Janice A. Bell, CPPB
Procurement Officer

SUBJECT: **Fire Safety Prevention Trailer**
Bid No. B08004-09/18/07B
Public Safety/Fire Service

Competitive bids were solicited and advertised for a Fire Safety Prevention Trailer for Public Safety/Fire Service. Fire Service has elected to use a portion of the Firemen's One Percent Funds to purchase this trailer as a method of improving their efforts to educate and inform the citizens of Lexington County on personal safety. This trailer is designed like many homes in the County; therefore, it will allow the demonstration of cooking safety, crawling low in smoke, how to use 911, what to do in severe weather, as well as many other safety topics. We received two (2) bids (see attached bid tabulation). Russell Rawl, Fire Service Coordinator and Janice A. Bell, Procurement Officer evaluated the bids. It is recommended that the award be made to Surrey Fire Safety as the lowest bidder meeting specifications (see attached evaluation report prepared by Russell Rawl). The total cost including applicable sales tax is \$64,176.46.

Funds are appropriated in the following account:

1000-131500-5A8368	Fire Safety Prevention Trailer	\$64,176.46
--------------------	--------------------------------	-------------

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 October 9, 2007.

Attachments

copy: Larry Porth, Director of Finance/Assistant County Administrator
Chief Bruce Rucker, Assistant Sheriff / Director of Public Safety & Homeland Security
Chief Russell Rawl Public Safety / Fire Service Coordinator

County of Lexington

B08004.bt
jab
09/18/07

Bid Tabulation

BID: B08004-09/18/07B

FIRE SAFETY TRAILER

		Surrey Fire Safety		Mobile Concepts	
Quantity	Description	Unit Price	Total	Unit Price	Total
1	Lump sum for fire Safety Trailer	\$64,176.46	\$64,176.46	\$57,980.00	\$57,980.00

Mobile Concepts bid was rejected as they do not meet specifications.

Bid Opened: September 18, 2007

Janice A. Bell, CPPB
Procurement Officer

September 24, 2007

MEMORANDUM

TO: Janice Bell
Procurement

FROM: Russell Rawl
Fire Service Coordinator

REFERENCE: Bid B08004-08/18/07B
Fire Safety House

I recommend that bid number B08004-09/18/07B be awarded to Surrey Fire Safety House, division of Walters group Inc. Low bid was Mobile Concepts by Scotty, however they did not meet the bid specifications based upon the following justification.

1. (1.4) Hitch weight max is 900 pounds. Mobile Concepts specification sheet has hitch weight of 1,000 pounds. This exceeds maximum tongue weight.
2. (6.4) The TV shelf is to be on a slide out tray. Mobile Concepts specification does not have a sliding tray
3. (7.1) Floor joist to be a minimum of 12 inches on center. Mobile Concepts specification is 16 inches on center
4. (11.7) The generator tank is to be installed under the floor. Mobile Concepts specification calls for self contained gas tank.
5. (12.1) There is to be a fully functional kitchen. Mobile Concepts specification does not have a working stove and the sink is not plumbed for use.
6. (13.1) The specification calls for a window in the control room. Mobile Concepts bid does not have a window to the outside in the control room.

Janice Bell
Page 2
September 24, 2007

7. (13.8) The specification calls for observation ports in the control room to see the other two rooms. Mobile Concepts bid does not provide these.
8. (16.2) There should be a heated door knob with the heated door for more realistic Training. Mobile Concepts bid does not have a heated door knob.

If you have any questions, please let me know.

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8385

(F) 785-2240

DATE: September 25, 2007

TO: Katherine L. Hubbard
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager

FROM: Janice A. Bell, CPPB
Procurement Officer

SUBJECT: (5) Dell Latitude Laptop Personal Computers – Public Works
(3) Dell Precision M90 Intel Core2 Personal Computers – Solicitor’s Office
Information Services

We have received purchase requests for five (5) Dell Latitude Laptop Personal Computers for Public Works and three (3) Dell Precision M90 Intel Core2 Personal Computers for the Solicitor’s Office. These will be purchased from Dell Marketing through South Carolina State Contract #05-S6656-A11104.

Mike Ujcich, Chief Information Officer, and Jim Schafer, Information Technology Manager, have reviewed and recommended this purchase.

The total cost including applicable sales tax is \$19,257.50.

Funds are appropriated in the following accounts:

1000-121400-5A8096	(5) Rugged Laptops with NPDES Software	\$13,104.83
1000-141200-5A8168	(3) Laptops (F7) and Docking Stations	\$ 6,152.67

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 October 9, 2007.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Mike Ujcich, Chief Information Officer
Jim Schafer, Information Technology Manager

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8385

(F) 785-2240

DATE: September 26, 2007

TO: Katherine L. Hubbard
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager

FROM: Janice A. Bell, CPPB
Procurement Officer

SUBJECT: **New 55-Ton Lowboy Trailer**
Bid No. B08013-09/20/07B
Public Works Department / Fleet Vehicle Replacement

Competitive bids were solicited and advertised for a New 55-Ton Lowboy Trailer for the Public Works Department. The requested trailer is replacing a 1989 trailer due to excessive wear on frame and is recommended and approved in accordance with the Fleet Management Policy by Ellis Gammons, Fleet Manager. We received ten (10) bids of which one (1) was a no bid (see attached bid tabulation). Ellis Gammons, Fleet Manager and Janice A. Bell, Procurement Officer evaluated the bids. We recommend award to John Evans Manufacturing Company as the low bidder meeting specifications. The total cost including applicable sales tax for this trailer is \$46,582.45

Funds are appropriated in the following account:

1000-121300-5A8083	(1) Low-Boy Trailer	\$46,582.45
--------------------	---------------------	-------------

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 October 9, 2007.

Attachment

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

County of Lexington

Bid Tabulation

B08013-09/20/07B

NEW 55 TON LOWBOY TRAILER

		Mawac Trailer		Ironpeddlers Parts		John Evans Mfg		Lee Transport	
Quantity	Description	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	55 Ton Lowboy	No Bid		\$51,847.83	\$51,847.83	\$43,535.00	\$43,535.00	\$48,800.00	\$48,800.00
	Tax				\$3,629.35		\$3,047.45		\$3,416.00
	Total				\$55,477.18		\$46,582.45		\$52,216.00

		Stafford		Van Lott Inc		Briggs Equipment		Interstate Equipment	
Quantity	Description	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	55 Ton Lowboy	\$54,181.00	\$54,181.00	\$51,935.00	\$51,935.00	\$52,270.00	\$52,270.00	\$60,008.00	\$60,008.00
1	Tax		\$3,792.67		\$3,635.45		\$3,658.90		\$4,200.56
	Total		\$57,973.67		\$55,570.45		\$55,928.90		\$64,208.56

		Hughes Motors		Hughes Motors	
Quantity	Description	Unit Price	Total	Unit Price	Total
1	55 Ton Lowboy	\$61,203.75	\$61,203.75	\$56,987.00	\$56,987.00
	Tax		\$4,284.26		\$3,989.09
	Total		\$64,488.01		60.976.09

Bids opened: September 20, 2007

Janice A. Bell, CPPB
 Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8385

(F) 785-2240

DATE: September 27, 2007

TO: Katherine L. Hubbard
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager

FROM: Janice A. Bell, CPPB
Procurement Officer

SUBJECT: **New 2008 Truck Tractor**
Bid No. B08006-09/20/07B
Public Works Department / Fleet Vehicle Replacement

Competitive bids were solicited and advertised for a New 2008 Truck Tractor for the Public Works Department. This replacement is recommended and approved in accordance with the Fleet Management Policy by Ellis Gammons, Fleet Manager and will replace a 1992 Ford Truck Tractor. We received five (5) bids (see attached bid tabulation). Ellis Gammons, Fleet Manager; John Fechtel, Director of Public Works/Assistant County Administrator; and Janice A. Bell, Procurement Officer evaluated the bids. This vehicle will require lighting equipment, which will be purchased from and installed by W&W Body Works. The total cost including applicable sales tax is \$88,899.25.

It is recommended that the award be made to multiple vendors as the lowest bidders, meeting specifications as follows:

Columbia Freightliner	\$86,786.00
W&W Body Works	\$ 2,113.25

Funds are appropriated in the following account:

1000-121300-5A8082	(1) Truck Tractor	\$88,899.25
--------------------	-------------------	-------------

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 October 9, 2007.

Attachments

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

County of Lexington

Bid Tabulation

B08006-09/20/07B

NEW 2008 TRUCK TRACTOR

		Carolina International		Volvo & GMS Truck		Columbia Freightliner		Christopher Trucks	
Quantity	Description	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	2008 Truck Tractor	\$95,184.20	\$95,184.20	\$96,980.00	\$96,980.00	\$86,486.00	\$86,486.00	\$92,276.00	\$92,276.00
1	Sales Tax		\$300.00		\$300.00		\$300.00		\$300.00
	Total		\$95,484.20		\$97,280.00		\$86,786.00		\$92,576.00

		Hughes Motors	
Quantity	Description	Unit Price	Total
1	2008 Truck Tractor	\$101,200.00	\$101,200.00
1	Sales Tax		\$300.00
	Total		\$101,500.00

Bids opened: September 20, 2007

Janice A. Bell, CPPB
 Procurement Officer

County of Lexington

Bid Tabulation

LIGHTBAR FOR TRUCK TRACTOR

Quantity	Description	W&W Body Works		Gall's		Whelen Engineering	
		Unit Price	Total	Unit Price	Total	Unit Price	Total
1	Lightbar	\$1,975.00	\$1,975.00	\$2,295.00	\$2,295.00	\$2,270.00	\$2,270.00
	Tax		\$138.25		\$160.65		\$158.90
	Grand Total		\$2,113.25		\$2,455.65		\$2,428.90

Bids Received: September 27, 2007

Janice A. Bell, CPPB
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8385

(F) 785-2240

DATE: September 28, 2007

TO: Katherine L. Hubbard
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager

FROM: Janice A. Bell, CPPB
Procurement Officer

SUBJECT: **Roadway Improvements to Truex Road - "C" Funds - Public Works**
BID NO. B08005-09/27/07B

Competitive bids were solicited and advertised for Roadway Improvements to Truex Road. The project includes the construction of approximately 1.5 miles of asphalt from the intersection with Fairview Road and Neely Wingard Road. There is an estimated 9,338 L.F. of 18" and 555 L.F. of 24" R.C. pipe, 20,000 C.Y. of Unclassified Excavation, 117 S.Y. of Rip Rap, 1,220 S.Y. Driveways, 615 L.F. Removal and Replacement of Existing Fence, 59,994 S.Y. 10" Sand Clay Base Course; and 58,044 S.Y. 2" Type I Asphalt Surface Course. We received bids from thirteen (13) contractors (see attached bid tabulation).

Bids were evaluated by John Fechtel, Director of Public Works; Jim Starling, Engineering Associate III, Public Works; Joseph McIntyre, P.E., Power Engineering Company; and Janice A. Bell, Procurement Officer. It is our recommendation to award this contract to Cherokee, Inc. as being the lowest responsive bidder. The total bid for the project, based on estimated quantities, is \$1,358,746.21.

Funds are appropriated in account: 2700-121300-5R0020 Truex Road \$1,358,746.21

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 October 9, 2007.

Attachments

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

County of Lexington

Bid Tabulation

B08005-09/27/07B

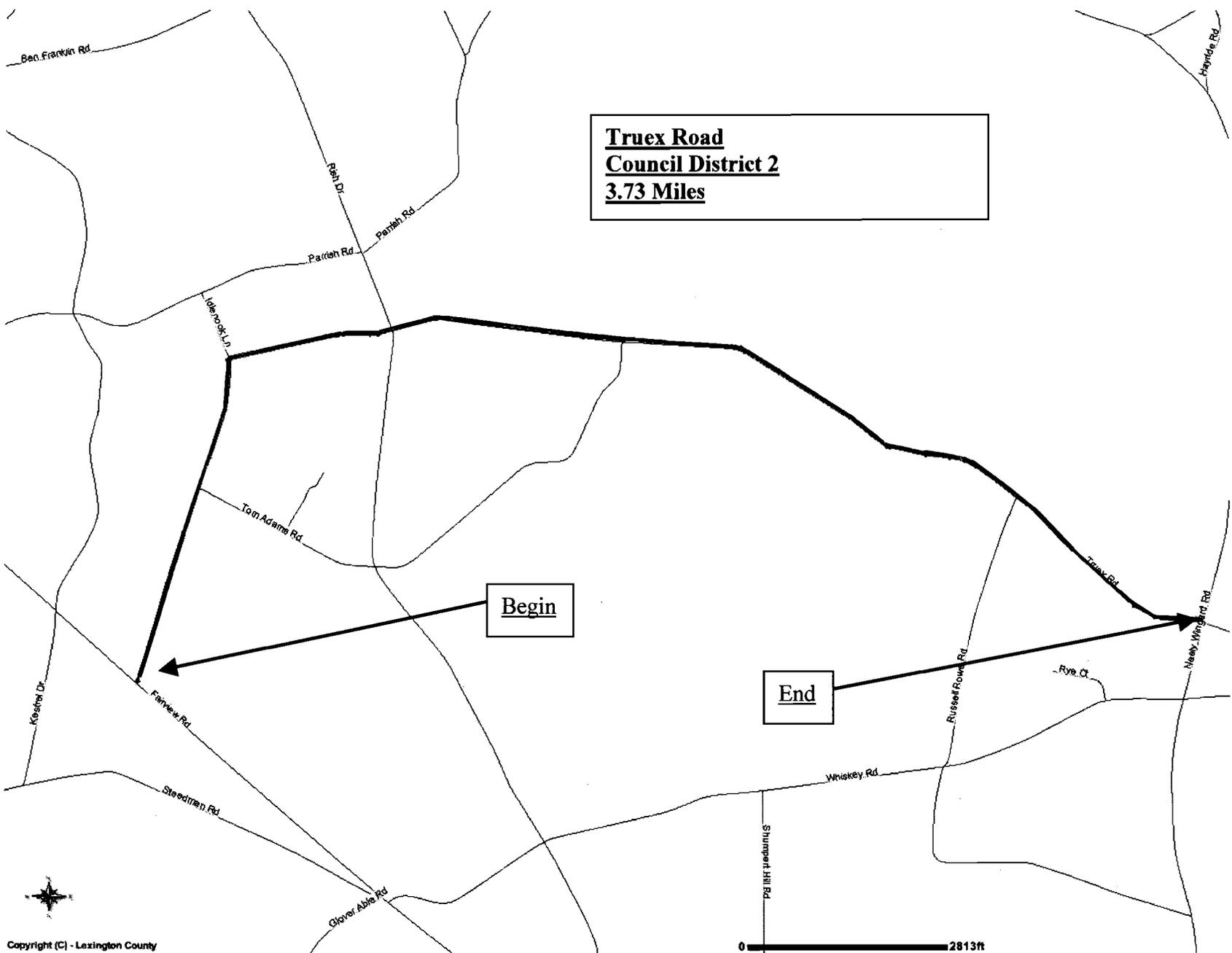
TRUEX ROAD IMPROVEMENTS

BIDDER	TOTAL BID
Cherokee, Inc.	\$1,358,746.21
Rea Contracting, LLC	\$1,400,859.67
Sox & Sons Construction C	\$1,450,310.40
Mabus Brothers Constructi	\$1,459,263.75
U.S. Group, Inc.	\$1,532,746.32
C.R. Jackson	\$1,536,106.80
J.C. Wilkie Construction In	\$1,546,790.28
Plowden Construction Co.	\$1,651,852.49
Walter L. Hunter Construct	\$1,694,246.54
LAD Corporation of W. Col	\$1,735,505.76
C.B.G. Inc.	\$2,013,970.30
L-J, Inc.	\$2,048,050.20
McClam & Associates, Inc.	\$2,254,411.20

Bids Opened: September 27, 2007

Janice A. Bell, CPPB
Procurement Officer

Truex Road
Council District 2
3.73 Miles



COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8385

(F) 785-2240

DATE: September 28, 2007

TO: Katherine L. Hubbard
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager

FROM: Janice A. Bell, CPPB
Procurement Officer

**SUBJECT: Multi Flash Card Reader/Writer / Sole Source Procurement
Registration and Elections**

We have received a requisition for the purchase of a Multi Flash Card Reader/Writer for Registration and Elections. This has been deemed a Sole Source through Election Systems & Software as this is a proprietary device that is specific to the iVotronic Voting System purchased by the State of South Carolina in 2004 and is not commercially available elsewhere for purchase. This equipment has the ability to write/read twenty (20) flash cards instantly. With over 800 flash cards to write/read, this will save time in preparing items for elections.

The cost of this equipment is \$5,379.42 including applicable tax.

Funds are appropriated in the following account:

1000-161200-5A8210	(1) Flash Card Reader/Copier	\$5,379.42
--------------------	------------------------------	------------

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 October 9, 2007.

copy: Larry Porth, Director of Finance / Assistant County Administrator
Dean Crepes, Registration and Elections

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8385

(F) 785-2240

DATE: September 27, 2007

TO: Katherine L. Hubbard
County Administrator

THROUGH: Sheila R. Fulmer, CPPB
Procurement Manager

FROM: Janice A. Bell, CPPB
Procurement Officer

**SUBJECT: Hewlett Packard Printers & Accessories
Treasurer/Auditor Offices**

We have received a purchase request for Hewlett Packard Printers & Accessories for the Treasurer/Auditor Offices. This equipment will give these offices the capability to print tax bills in their original format. These will be purchased directly from Hewlett Packard Direct through South Carolina State Contract #05-S6656-A11230.

Mike Ujcich, Chief Information Officer, and Jim Schafer, Information Technology Manager, have reviewed and recommended this purchase.

The total cost including applicable sales tax is \$7,942.61.

Funds are appropriated in the following accounts:

1000-101700-5A8373	(3) Three-Tray Printers	\$4,490.79
1000-101800-5A8374	(2) Four-Tray Printers	3,451.82

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 October 9, 2007.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Mike Ujcich, Chief Information Officer
Jim Schafer, Information Technology Manager

MEMORANDUM

October 01, 2007

TO: County Council
FROM: Diana Burnett
RE: November & December 2007 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 13 and 27 and December 11 and 25. County offices will be closed on December 25 and 26.

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.

November 2007

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1	2	3
4	5	6	7	8	9	10
11	12 VETERAN'S DAY OFFICES CLOSED	13 COUNCIL MEETING	14	15	16	17
18	19	20	21	22 THANKSGIVING OFFICES CLOSED	23 THANKSGIVING OFFICES CLOSED	24
25	26	27 COUNCIL MEETING	28	29	30	

December 2007

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
2	3	4	5	6	7	8
9	10	11 COUNCIL MEETING	12	13	14	15
16	17	18	19	20	21	22
23	24	25 COUNCIL MEETING CHRISTMAS OFFICES CLOSED	26 CHRISTMAS OFFICES CLOSED	27	28	29
30	31					

ORDINANCE NO. 07-03

AN ORDINANCE AMENDING THE ANIMAL CONTROL ORDINANCE.

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

The following shall be added to Section 10-31—Definitions:

Section 1. Shelter – Shall be defined as a structure appropriately sized for the ~~animal~~ pet to stand or lie in a normal manner. The structure must have a roof, three sides, appropriate sized opening for ingress and egress and a dry floor so as to protect the ~~animal~~ pet from the elements of weather.

Section 2. The following section shall be added as Section 10.41 and current 10.41 shall be renumbered as Section 10.42 and current Section 10.42 shall be renumbered as 10.43

- (a) No person shall sell, trade, barter, auction, lease, rent, give away, or display for commercial purpose, any pet, on any roadside, public right-of-way, public property, commercial parking lot or sidewalk, ~~or at any flea market~~, fair or carnival.
- (b) No Person shall offer a pet as an inducement to purchase a product, commodity or service.
- (c) A flea market pet sale vendor must:
 - 1. Possess a valid registration with Lexington County Animal Services.
 - 2. Display, at all times, the Lexington County Animal Services' registration certificate at the booth.
 - 3. Permit kennel and booth inspections by Lexington County Animal Services upon request.
- (d) Licensed pet shops, commercial kennels, county animal shelters, and licensed pet rescue organizations may be exempt from the requirements of this section with prior written approval from the animal services director or designee. The written approval document must be kept on site and produced upon request to law enforcement and code enforcement personnel.

Section 3. Section 10.41(d) [herein amended to be 10.42(d)] is amended to add the following sentence to the end of this subsection:

Further, after reasonable attempts to capture and/or restrain unsuccessfully a pet in violation of ~~any section~~ 10-34 Restraint and Confinement ~~of this article~~ (by physical means and/or trapping), as a last resort, petition the Magistrate to have the pet destroyed.

This Ordinance shall become effective upon its enactment.

Enacted this ____ day of _____, 2007.

LEXINGTON COUNTY, SOUTH CAROLINA

William C. Derrick
Chairman, County Council

(SEAL)

ATTEST:

Clerk to Council

Date of First Reading: _____
Date of Second Reading: _____
Date of Public Hearing: _____
Date of Third Reading: _____



LEXINGTON COUNTY ANIMAL SERVICES

321 Ball Park Rd. Lexington, SC 29072

(803) 785-8149

Fax #(803) 785-8561

Flea Market Pet Vendor Application

Business Name: _____ Phone #: _____

Business Address: _____

Name of Flea Market: _____ Booth #: _____

Address of Flea Market: _____

Phone Number of Flea Market: _____

Federal Tax I.D. #: _____

South Carolina Tax Retail License #: _____

Applicant Name: _____ SCDL#: _____

Applicant Address: _____

Home Phone #: _____ Cell #: _____

Address of Kennels: _____

Breeds of Pets to be sold: _____

Name of Veterinarian: _____ Phone #: _____

Address: _____

To the best of my knowledge the above information is correct. I consent to random inspections of kennels and booth by Lexington County Animal Services.

Signature

Date

Print

Ordinance No.: 07-09

**AN ORDINANCE AMENDING ORDINANCE NO. 05-15
(ORDINANCE GOVERNING FALSE FIRE ALARMS)**

Whereas the County enacted a False Alarm Ordinance in 2005; and

Whereas, the County has determined that there need to be some modifications to the existing False Alarm Ordinance;

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

Section 1: Definitions Shall be Amended as Follows:

A) The definition of *Alarm malfunction* is deleted in its entirety.

~~*Alarm malfunction* means the activation of security or fire alarm system which results in the response by law enforcement or public safety caused by mechanical failure, malfunction, improper installation, or lack of proper maintenance, or any other response for which the responding personnel are unable to gain access to the premises for any reason, or are unable to determine the apparent cause of the alarm activation.~~

B) *False alarm* is amended to read as follows:

False alarm means the activation of any security or fire alarm system which results in the response of law enforcement or public safety to the alarm location, caused by mechanical or electronic failure, malfunction, improper installation of the alarm system. The negligence or intentional misuse of the system by the owner or his or her employees, servants, agents or any other activation not caused by forced entry, attempted forced entry or criminal act ~~exclusive of alarm malfunctions as defined above~~. An activated alarm in not considered a false alarm in the alarm is activated due to malicious cause beyond the control of the owner, or to acts of God beyond the control of the owner such as lightning strikes or severe weather conditions.

C) *False Alarm Coordinator*:

False Alarm Coordinator means a person or persons designated by the County Administrator and Sheriff of Lexington County, to administer, control and review false alarm reduction efforts and administer the provisions of this ordinance.

Section 2: Section 3; Duty of owner, occupant, or lessee of premises:

(b) is Amended to read:

(b) Owners or lessees of existing alarm systems shall have 30 days from installation or modification to comply with the above notice requirements. ~~Further, within ninety (90) days of the adoption of this ordinance, all owners and lessees of alarms systems must notify Lexington County Communications of the location of their alarms system, the name of the monitoring company, and provide a minimum of three key holders available to respond to the location at any time during the day or night upon request.~~

(e) is Amended to read as follows:

(e) The owner or lessee of every place of business which utilizes an alarm system shall provide, visible from the exterior of such business and adjacent to the main entrance, a minimum of three current working telephone numbers of persons to be notified in case of emergency or in lieu thereof have on file with the alarm monitoring company for the alarm system, ~~County Communications~~, three current working telephone numbers of persons to be notified in a case of emergency.

(f) Is deleted in its entirety and is amended to read as follows:

~~In the event of an alarm activation deemed by the responding department to be the result of an alarm malfunction, the owner will be served an "alarm cause and corrective action" form by the responding department, indicating that the activation was deemed to be the result of a malfunction, and requiring the owner to return the completed "alarm cause and corrective action" form within 20 days of such alarm activation which can verify to the satisfaction of the responding department official that the alarm system in question has actually been examined by an alarm technician and that a bona fide attempt has been made to identify and correct any defect of design, installation or operation of the alarm system which was identifiable as the cause of the alarm malfunction. Failure to return an "alarm cause and corrective action" form within such 20 day period which is satisfactory to the responding department official will result in assessment against the owner of a fine of \$100.00 for the alarm malfunction.~~

(f) When any three or more false alarms occur by an alarm system at the same premises in one calendar year, upon written request by the false alarm coordinator, the alarm user or owner shall submit to the false alarm coordinator a letter specifying what corrective action has been taken to prevent future false alarms.

Section 3: The False Alarm Fee Chart under Section 5 (a) is amended to read as follows:

Number of false alarm	Fee per false alarm
Third	\$25.00 \$50.00
Fourth	75.00
Fifth	100.00
Sixth, Seventh, Eighth, and Ninth and above	\$150.00 200.00 each
Tenth and above	\$300.00 each

Section (b) under Section 5 is deleted in its entirety:

~~(b) Alarm malfunction administrative fee. As to all alarm malfunctions responded to by law enforcement or public safety, the owner shall be assessed an administrative fee of \$100.00, unless within 20 days he returned to the responding department an “alarm cause and corrective action” form deemed satisfactory by the responding department official.~~

~~For those alarm malfunctions that the owner returned a satisfactory “alarm cause and corrective action” form, alarm malfunctions during each calendar year shall be exempt from any fees in excess of the administrative fee schedule set forth in this subsection. In those cases in which the owner provided the department official with a satisfactory “alarm cause and corrective action” form, the following administrative fee shall be paid.~~

~~ADMINISTRATIVE FEE SCHEDULE~~

Number of false alarm malfunctions	Fee
Third	\$25.00
Fourth	\$25.00
Fifth	\$25.00
Sixth and above	\$25.00

A new Section (b) shall be added to read as follows:

- (b) It is the responsibility of each alarm owner to monitor the occurrences of false alarms on its premises. After the false alarm coordinator has recorded two false alarm occurrences within a calendar for a given alarm user, the false alarm coordinator shall notify the alarm user, in writing, by first class mail or hand delivery, that additional alarm occurrences will result in the imposition of fees in accordance with the above fee schedule. Failure to receive such notification does not waive or nullify any fees.
Such fees will be invoiced periodically as determined by the false alarm coordinator.

The subsequent subsections of Section 5 shall be renumbered accordingly.

Section (e) is added as follows:

- (e) If cancellation occurs from the alarm monitoring company prior to law enforcement/fire personnel arriving at the scene, this is not a False Alarm for the purpose of fees, and no fees will be assessed.

Section 4: Section 6 (a) (1) is amended to read as follows:

- (1) Failure to make all requirements or pay the fees provided for in this chapter within 120 ~~15~~ days of the charging of the fees; or

Section 6 (a) (2) is deleted in its entirety.

- ~~(2) Failure of the owner to provide a written alarm cause and corrective action form as required by this chapter; or~~

Section 6(a) (3) is amended to read as follows:

- ~~(2) (3)~~—A false alarm ~~or alarm malfunction~~ at a premises for which a fee is charged pursuant to this chapter as a result of the failure of the owner to take corrective action to eliminate the cause of the false alarm; or

The remaining numbers of Section 6 are renumbered to correspond with the changes.

Section 5: Section 7 (a) and 7(b) are amended to read as follows:

- (a) The county administrator or designee will serve as hearing officer for appeals from owners that have been noticed to disconnect or deactivate an alarm system or have been assessed fees for ~~alarm malfunctions or false alarms~~. If the county manager elects a designee to serve as hearing officer, that designee shall not be with the sheriff's or public safety departments.
- (b) An appeal must be in writing, submitted to county administration, stating the reasons why the order to disconnect or deactivate should be withdrawn, and shall be made within 15 days of the date of the notice to disconnect or receipt of any

false alarm ~~malfunction~~-report. The alarm user shall have the burden of proof by preponderance of the evidence.

Section 6: Section 17 shall be added to state as follows:

Jurisdiction: The provision of this Ordinance shall be applicable within the unincorporated areas of Lexington County and, also, as to false fire alarms shall be applicable within the Lexington County fire service area.

This Ordinance shall be effective on January 01, 2008.

Enacted this _____ day of _____, 2007.

William C. Derrick, Chairman

ATTEST:

_____, Clerk

First Reading: _____

Second Reading: _____

Public Hearing: _____

Third & Final Reading: _____

Filed w/Clerk of Court: _____

COUNTY OF LEXINGTON, SOUTH CAROLINA

ORDINANCE NO. 07-12

AN ORDINANCE APPROVING THE CONVEYANCE OF REAL ESTATE FROM THE COUNTY OF LEXINGTON TO PEGGY WILLIAMSON.

WHEREAS, the County of Lexington (hereinafter “the County”) is the owner of the property located in the Town of Swansea that was formerly used as a library; and

WHEREAS, the Swansea Library has been moved to a new location, and the County has no need for the existing building and property; and

WHEREAS, the County of Lexington deems it to be in the public’s best interest to sell the subject property to the highest bidder;

NOW, THEREFORE, pursuant to the authority granted by South Carolina Code § 6-25-128, be it ordained and enacted by the Lexington County Council as follows:

Section 1. The Lexington County Council hereby approves the Contract of Sale attached hereto as Exhibit A and the conveyance of the property described therein to Peggy Williamson.

Section 2. The Chairman of the Lexington County Council is authorized and directed to execute and deliver a Deed and any other closing documents necessary to complete the sale of the property described in the Contract of Sale attached hereto as Exhibit A to Peggy Williamson.

Enacted this _____ day of _____, 2007.

William C. Derrick, Chairman

ATTEST:

_____, Clerk

First Reading: _____

Second Reading: _____

Public Hearing: _____

Third & Final Reading: _____

Filed w/Clerk of Court: _____

following the execution of this Contract of Sale by the Purchaser in order to allow the Seller sufficient time to proceed with its legally required process of selling property. The Purchaser understands that the Seller must follow statutory procedures to approve and execute this Contract. Therefore, Purchaser shall not revoke this offer to purchase until Seller has had opportunity and time to follow this procedure, which shall be no later than sixty (60) days after execution by Purchaser.

5. CLOSING COSTS. It is understood and agreed that the Purchaser will pay for deed stamps and any and all other closing costs connected with the closing of this transaction.

6. CONDITION OF PROPERTY. Seller represents that it is not aware of and has not caused to be put any hazardous substances on or in the groundwater of the subject property. "Hazardous substances" is defined as any substances on the list of hazardous substances by DHEC. The property is sold in "as is" condition.

7. CONVEYANCE. The Seller agrees to convey by marketable title and deliver a proper limited warranty deed, free of encumbrances, except as stated herein, upon completion of this Contract. In the event marketable title cannot be given, Seller shall have no obligation to cure such defect, the Contract shall be voided, and Purchaser shall be refunded any earnest money paid. Purchaser shall be responsible for any costs that Purchaser may have incurred.

8. FAÇADE IMPROVEMENT. Purchaser shall comply with all terms of the Façade Improvement Agreement signed by the County.

9. DEFAULT. In the event the Purchaser fails or defaults, then any sums paid by it under this Contract shall remain the property of the Seller, and Seller may pursue any

available legal remedies. In the event of default by Seller, Purchaser may pursue any remedy available at law or in equity except as otherwise provided herein in the event of a title defect. In the event litigation is commenced to enforce any rights under this agreement or to pursue any other remedy available to either party, all reasonable legal expenses and other direct costs of litigation of the prevailing party shall be paid by the other party.

10. BROKERAGE COMMISSION. There are no brokers involved in this transaction.

11. SURVIVAL. The terms of this Contract shall survive the closing.

12. ENTIRE AGREEMENT. This agreement supersedes any and all understandings and agreements between the parties and constitutes the sole and entire agreement between the parties. No oral agreement or representations prior hereto shall be included herein unless set forth in writing. Any change to this Contract shall be in writing.

WITNESS the hands and seals of the Seller and Purchaser this _____ day of _____, 2007.

WITNESSES:

PURCHASER:

Peggy Williamson

As to Purchaser

SELLER:

County of Lexington, South Carolina

By: _____

Name: _____

Title: _____

As to Seller

Ordinance No.: 07-14

AN ORDINANCE TO AMEND ARTICLE III, DIVISION 2, SECTION 34-92 (POWERS, DUTIES, AND AUTHORITY of the Lexington County Health Service District) OF THE LEXINGTON COUNTY CODE

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

Section 34-92. Powers, duties, and authority shall be amended as follows:

- (A) The Board shall have the powers, duties, and authority of a governing board of a regional health services district as set forth in S.C. Code 1976, § 44-7-210 et seq. and shall operate and manage the Lexington County Hospital and the District’s other related health care facilities. The Board shall be authorized to do all things necessary or convenient to provide and maintain adequate hospital facilities for Lexington County, including, and without limiting in any way the generality of this section, the authority to extend the services and facilities of the hospital system for outpatient care to persons residing outside the county in counties contiguous to Lexington County but only within _____ miles from the Lexington County boundary in such counties upon such terms and conditions as the Board may prescribe, preference always being given to citizens of the County to the extent permitted by law or regulation. Notwithstanding any limitation set forth herein, any existing hospital facilities located outside of Lexington County have been and are reaffirmed as approved.
- (B) This ordinance shall be effective upon date of approval.
- (C) Enacted this _____ day of _____, 2007

Chairman, Lexington County Council

Attest:

Diana Burnett, Clerk

First Reading: _____

Second Reading: _____

Public Hearing: _____

Third & Final Reading: _____

Filed w/Clerk of Court: _____

COMMITTEE REPORT

RE: Options to Address Derelict Mobile Homes and Unsafe Structures

DATE: October 3, 2007

COMMITTEE: Planning and Administration

MAJORITY REPORT: Yes

The Planning and Administration Committee met on Tuesday, September 25, 2007, to review options addressing derelict mobile homes and unsafe structures submitted by Community Development.

Mr. Ronald Scott, Community Development Director, presented research information addressing derelict mobile homes and unsafe structures. In June 2007, the State of South Carolina amended Article 1, Chapter 1, Title 6 of the South Carolina Code of Laws by adding Section §6-1-150 to address derelict mobile homes. Mr. Scott gave a brief summary of the new law which establishes specific criteria and noted the main difference from the County ordinance is that it would allow a magistrate to make the final determination on whether a mobile home is derelict. He said the new law also allows a \$25 registration fee to be assessed on all mobile homes newly registered with the County, which would cover the administrative costs incidental to locating, identifying and inspecting derelict mobile homes. The revenue fee cannot be used for removal.

Mr. Scott proposed a pilot Derelict Mobile Home Removal Program that would address the removal of approximately 12 derelict mobiles at an estimated cost of \$19,522 to cover moving costs, disposal, legal costs, etc, and if necessary, in rare circumstances, cost of placing a lien on the land. He also provided an overview of information for unsafe structures from the existing Lexington County Building Code ordinance.

Mr. Scott said the new law is specific that if the mobile home and property owners are the same you can place a lien on the property but there are no provisions if the ownership of properties is not the same. There had been discussions in the past of tying the ownership of the mobile home to the property because if the mobile home it is not in a mobile home park, it presents problems. Mr. Rick Dolan, County Assessor, added that there is a law that allows a mobile home and land to be classified as real estate.

Staff was asked to look at how to deal with derelict mobile homes in mobile home parks and mobile homes listed as real property which does not apply under the law. In addition, staff was asked to draft a proposed ordinance for the \$25 mobile home registration fee, look at an increase in the inspection fees to assist in the mobile home cleanup process, and address old mobile homes currently being used as rental units in mobile home parks aside from abandoned derelict mobile homes.

The Planning and Administration Committee voted unanimously to recommend that full Council adopt the proposed budget of \$19,552 for the Derelict Mobile Home Removal Program and direct staff to move forward with administering the new State statute.

COMMITTEE REPORT

RE: Commercial Stormwater Fees for Low Impact Developments

DATE: September 27, 2007

COMMITTEE: Public Works

MAJORITY REPORT: Yes

The Public Works Committee met on Tuesday, September 25, 2007, to review the commercial stormwater fees for low impact developments submitted by the Public Works Department.

John Fechtel, Public Works Director, presented staff's recommendation that a commercial project be considered "green" or "low impact" if it utilizes over 50% of the property yet disturbs 30% or less. Once a commercial project has met the criteria to be "green" the following fees would apply:

- 1) The base review fee of \$574 would remain the same. However, the fee per acre would be reduced to \$58 from \$115;
- 2) The inspection fee base would remain at \$1,150 but the per acre fee would be reduced to \$57 from \$115.

Public Works' staff and the project's engineer would determine if the "green" concept is met.

Mr. Fechtel also recommended that, at a future date, if less than 30% disturbed area is increased to more than 30%, that the project would not be considered "green" and the full commercial rate would apply. Additionally, the fees "saved" on the initial submittal would be made retroactive to the full original fee schedule.

The Public Works Committee voted unanimously to recommend that full Council approve staff's recommendations for the commercial stormwater fees for low impact developments.

COMMITTEE REPORT

RE: Partial Legal Closure – Dick Corley Road

DATE: September 27, 2007

COMMITTEE: Public Works

MAJORITY REPORT: Yes

The Public Works Committee met on Tuesday, September 25, 2007, to discuss the partial legal closure of Dick Corley Road by the Public Works Department.

Mr. John Fechtel, Public Works Director, reported that Mr. Christopher Berry contacted his office requesting the legal closure of approximately 260 feet of Dick Corley Road. He said letters were sent to all property owners and signs were posted on each end of the road for a minimum of 30 days. Mr. Fechtel noted that two letters in favor and two in opposition were received.

Mr. Fechtel reported that Mr. Berry has retained an attorney and has agreed to pay all cost associated with the closure. In addition, Mr. Fechtel requests that if this portion of road is closed, that a 100 foot diameter cul-de-sac be given to Lexington County and improved by the requestor to allow vehicles a safe turn-around area. He indicated that if Mr. Berry proceeded with the closure that the judge would even consider legally closing that portion. Staff recommended not approving the partial legal closure of Dick Corley Road.

The Public Works Committee voted unanimously to recommend that full Council oppose the legal closure of approximately 260 feet of Dick Corley Road.

COMMITTEE REPORT

RE: Limerock Road Update

DATE: September 27, 2007

COMMITTEE: Public Works

MAJORITY REPORT: Yes

The Public Works Committee met on Tuesday, September 25, 2007, to discuss the status of Limerock Road presented by the Public Works Department.

Mr. John Fechtel, Public Works Director, reported that at the July 24, 2007 meeting, Council agreed to legally close 2,156 feet of Limerock Road, contingent that the property owners pay half of the \$2,500 legal costs. He said staff contacted the spokesperson for the property owners who were adamant about not paying any of the legal costs. Mr. Fechtel noted that this road recently came into the County's road system in January as it was previously under the State system. He said the road is gated and if the road is not legally closed, the gate would have to be removed and the 2,156 feet of road would need to be passable for public traffic.

Because the property owners will not agree to assume half of the legal cost, a decision must be made to either pay the \$2,500 in legal fees for the road closure or remove the gate and resume maintenance of the road. Staff recommended paying the legal costs to legally close the road.

The Public Works Committee voted unanimously to recommend that Council approve staff's recommendation to pay the legal costs at the County's expense to legally close the 2,156 feet of Limerock Road.