

AGENDA
LEXINGTON COUNTY COUNCIL
Committee Meetings
Tuesday, April 28, 2009
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. Also, if time permits, Council may elect to enter into Executive Session to discuss contractual, legal, personnel matters, etc.**

1:00 p.m. - 1:30 p.m. - Economic Development

- (1) Project Ice Incentive Request - Economic Development - Chuck Whipple, Senior Project Manager and Mark Simmons, Central SC Alliance Executive Vice-President
- (2) Old Business/New Business
- (3) Adjournment

1:30 p.m. - 1:35 p.m. - Planning & Administration

- (1) Approval of Minutes - Meeting of March 10, 2009**A**
- (2) Old Business/New Business - Land Use Growth, Private Roads/Commercial Usage
- (3) Adjournment

1:35 p.m. - 1:45 p.m. - Justice

- (1) COPS Resident Deputies Community Program Grant Application (Goal 3) - Sherriff's Department - Col. Allan Paavel**B**
- (2) Recovery Act Justice Assistance Grant (JAG) Program Application (Goal 3) - Sheriff's Department - Col. Allan Paavel**C**
- (3) State Criminal Alien Assistance Program (SCAAP) Grant Application (Goal 3) - Sheriff's Department - Col. Allan Paavel**D**
- (4) Old Business/New Business – Public Defender Contract
- (5) Adjournment

1:45 p.m. - 2:25 p.m. - Health & Human Services

- (1) FEMA Assistance to Firefighters Grant Application (Goal 3) - Fire Service - Chief Russell Rawl**E**
- (2) Rapid Key Entry System (Goal 2) - Fire Service - Chief Russell Rawl**F**

- (3) Ordinance 08-16 - An Ordinance to Amend the Lexington County Code of Ordinances, Chapter 14, Building and Building Regulations; by Adding a New Article Therein for the Purpose of Establishing Regulations and Requirements Related to Smoking in Retail Food Establishments in the Unincorporated Areas of Lexington County **G**
- (4) Approval of Minutes - Meeting of March 10, 2009 **H**
- (5) Old Business/New Business
- (6) Adjournment

2:25 p.m. - 2:50 p.m. - Public Works

- (1) County Public Works Improvement Act - Public Works - John Fechtel, Director **I**
- (2) Payne Lane Bid (Goal 1) - Public Works - John Fechtel, Director **J**
- (3) Approval of Minutes - Meeting of March 10, 2009 **K**
- (4) Old Business/New Business - Traffic Congestion, SCDOT Snow & Ice Removal Contract, Owners Upgrading Private Roads to be Considered for County Maintained Roads
- (5) Adjournment

2:50 p.m. - 2:55 p.m. - Airport

- (1) Approval of Minutes - Meeting of March 10, 2009 **L**
- (2) Old Business/New Business
- (3) Adjournment

2:55 p.m. - 3:00 p.m. - Solid Waste

- (1) Approval of Minutes - March 10, 2009 **M**
- (2) Old Business/New Business
- (3) Adjournment

3:00 p.m. - 4:15 p.m. - Committee of the Whole

- (1) Approval of Minutes - Meeting of March 10, 2009 **N**
- (2) Possible Executive Session if Time Permits
- (3) Old Business/New Business - Tax Installment Payments
- (4) Adjournment

Economic Development

B. Banning, Sr., Chairman
J. Kinard, V Chairman
B. Derrick
J. Jeffcoat
T. Cullum
D. Summers

Justice

J. Kinard, Chairman
S. Davis, V Chairman
B. Derrick
B. Keisler
D. Summers

Public Works

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

Solid Waste

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

Planning & Administration

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

Health & Human Services

J. Jeffcoat, Chairman
B. Banning, Sr., V Chairman
J. Kinard
B. Keisler
D. Summers

Airport

J. Carrigg, Jr., Chairman
J. Kinard, V Chairman
S. Davis
J. Jeffcoat
D. Summers

Committee of the Whole

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

A G E N D A
LEXINGTON COUNTY COUNCIL

Tuesday, April 28, 2009

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

Chairman's Report

Administrator's Report

Presentation of FY 2009-2010 Recommended Budgets - Finance - Larry Porth, Director

Employee Recognition - Katherine Hubbard, County Administrator

Appointments O

Bids/Purchases/RFPs

- (1) Request for Approval to Utilize the Competitive Sealed Proposal Process for Administration of IRS Section 125 Insurance Plan - Human Resources **P**
- (2) Roadway Improvements to Payne Lane - Public Works..... **Q**

Ordinance

- (1) Ordinance 09-05 - An Ordinance Adopting an Annual Budget for Fiscal Year 2009-10 - First Reading by Title

Committee Reports

Justice, J. Kinard, Chairman

- (1) COPS Resident Deputies Community Program Grant Application - **Tab B**
- (2) State Criminal Alien Assistance Program (SCAAP) Grant Application - **Tab D**
- (3) Violence Against Women Act (VAWA) Grant Application.....**R**

Health & Human Services, J. Jeffcoat, Chairman

- (1) NEH Preservation Assistance Grants for Smaller Institutions Grant Application..... **S**
- (2) Resolution in Support of the Issuance by the South Carolina Jobs- Economic Development Authority of its Economic Development Revenue Bonds (Lexington-Richland Alcohol and Drug Abuse Council, Inc. Project) Series 2009, Pursuant to the Provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina 1976, as Amended, in the Aggregate Principal Amount of Not Exceeding \$4,500,000 **T**

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. Provide innovative Financial Management.**

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
FINANCE DEPARTMENT

interoffice

MEMORANDUM

to: County Council

from: Adam DuBose, Manager of Grants Administration

subject: COPS Resident Deputies Community Program

date: April 20, 2009

The Community Oriented Policing Services (COPS) Resident Deputies Community Program application was submitted on April 14th. Due to the quick turnaround that was needed to get this application submitted on time, it was not possible to get all the information together and sent to Committee prior to submitting the application.

Since the application has already been submitted, we are asking for this item to be sent to full Council on April 28th.

**COUNTY OF LEXINGTON
COPS RESIDENT DEPUTIES COMMUNITY PROGRAM
Annual Budget
Fiscal Year 2009-10**

| Object Code | Revenue Account Title | Actual 2007-08 | Received Thru June 2008-09 | Amended Budget Thru June 2008-09 | Projected Revenues Thru Jun 2008-09 | Requested 2009-10 | Recommend 2009-10 | Approved 2009-10 |
|--|-----------------------|----------------|----------------------------|----------------------------------|-------------------------------------|-------------------|-------------------|------------------|
| * COPS Resident Deputies Community Program: | | | | | | | | |
| Revenues: | | | | | | | | |
| 457000 | Federal Grant Income | | | | | 937,170 | 937,170 | |
| 461000 | Investment Interest | | | | | 0 | 0 | |
| ** Total Revenue | | | | | | <u>937,170</u> | <u>937,170</u> | |
| ***Total Appropriation | | | | | | 937,170 | 937,170 | |
| FUND BALANCE | | | | | | | | |
| Beginning of Year | | | | | | | | |
| | | | | | | <u>0</u> | <u>0</u> | |
| FUND BALANCE - Projected | | | | | | | | |
| End of Year | | | | | | | | |
| | | | | | | <u>0</u> | <u>0</u> | |

GRANT PERIOD: 10-01-2009 to 09-30-2012

* Grant is for a three year period.

Fund: NEW
Division: Law Enforcement
Organization: 151200 LE/Operations

| | | | | | | BUDGET | | |
|---|----------------------------------|----------------|----------------------|-----------------------|-------------------|-------------------|------------------|--|
| Object Code | Expenditure Classification | 2007-08 Expend | 2008-09 Expend (Dec) | 2008-09 Amended (Dec) | 2009-10 Requested | 2009-10 Recommend | 2009-10 Approved | |
| Personnel | | | | | | | | |
| 510100 | Salaries & Wages - 5 | | | | 618,233 | 618,233 | | |
| 511112 | FICA | | | | 47,295 | 47,295 | | |
| 511114 | Police Retirement | | | | 68,315 | 68,315 | | |
| 511120 | Employee Insurance | | | | 120,687 | 120,687 | | |
| 511130 | Workers Compensation | | | | 20,773 | 20,773 | | |
| 515600 | Clothing Allowance | | | | 18,625 | 18,625 | | |
| * Total Personnel | | | | | | 893,928 | 893,928 | |
| Operating Expenses | | | | | | | | |
| 524201 | General Tort Liability Insurance | | | | 11,628 | 11,628 | | |
| 529903 | Contingency | | | | 31,614 | 31,614 | | |
| * Total Operating | | | | | | 43,242 | 43,242 | |
| ** Total Personnel & Operating | | | | | | 937,170 | 937,170 | |
| Capital | | | | | | | | |
| ** Total Capital | | | | | | 0 | 0 | |
| *** Total Budget Appropriation | | | | | | 937,170 | 937,170 | |

SECTION III. - PROGRAM OVERVIEW

The Lexington County Sheriff's Department Resident Deputy program serves as the cornerstone of the agency's community policing effort. Resident Deputies are geographically assigned to communities throughout Lexington County. The primary function of a Resident Deputy is to foster an effective relationship between citizens, businesses, and other local/state law enforcement agencies. By establishing these liaisons, the Sheriff's Department can remain informed of concerns of the citizens within their respective community. The relationships developed through trust will enable the Resident Deputies to react efficiently and appropriately to problems in the community.

The Lexington County Sheriff's Department is applying for a grant through the Community Oriented Policing Services(COPS) for five(5) Resident Deputies. The Sheriff's Department has divided the County into fifteen(15) districts and plans on adding the additional staff to target areas to lower the percentage of crimes and improve the quality of life. It is the plan of the Sheriff to place these additional Resident Deputies in the following areas:

- 1. Red Bank Community
 - 2. Dixiana Community
 - 3. Irmo Community
 - 4. East Lexington/Three-Fountains Community
 - 5. Gaston Community
-

SECTION V. A. – LISTING OF POSITIONS

Current Staffing Level:

| | <u>Positions</u> | <u>Full Time Equivalent</u> | | <u>Total</u> | <u>Grade</u> |
|--|------------------|-----------------------------|-------------------|--------------|--------------|
| | | <u>General Fund</u> | <u>Other Fund</u> | | |
| LE Operations- (151200) Resident Deputies | <u>14</u> | <u>14</u> | <u>0</u> | <u>14</u> | 13 |
| Totals: | 14 | 14 | 0 | 14 | |

Additional Staffing Level:

| | <u>Positions</u> | <u>Full Time Equivalent</u> | | <u>Total</u> | <u>Grade</u> |
|--|------------------|-----------------------------|-------------------|--------------|--------------|
| | | <u>General Fund</u> | <u>Other Fund</u> | | |
| LE / Operations-(151200) COPS Resident Deputies | <u>5</u> | <u>0</u> | <u>5</u> | <u>5</u> | 13 |
| Totals: | 5 | 0 | 5 | 5 | |

COPS GRANT COST

| BASE SALARY Grade 13 | 10/1/09 - 9/30/10 | 10/1/10 - 9/30/11 | 10/1/11 - 9/30/12 | TOTAL 3 yr |
|---------------------------|---------------------|----------------------------|----------------------------|---------------------|
| Salary | \$39,610.00 | 4% increase \$41,194.40 | 4% increase \$42,842.18 | \$123,646.58 |
| SS 6.2% | \$2,455.82 | \$2,554.05 | \$2,656.21 | \$7,666.08 |
| MEDICARE 1.45% | \$574.35 | \$597.32 | \$621.21 | \$1,792.88 |
| POR | \$4,376.91 | \$4,551.98 | \$4,734.06 | \$13,662.95 |
| HEALTH | \$7,500.00 | \$7,800.00 | \$8,112.00 | \$23,412.00 |
| LIFE | \$241.80 | \$241.80 | \$241.80 | \$725.40 |
| WC | \$1,330.90 | \$1,384.13 | \$1,439.50 | \$4,154.53 |
| GEN TORT | \$745.00 | \$774.80 | \$805.79 | \$2,325.59 |
| | \$17,224.78 | \$17,904.08 | \$18,610.57 | \$177,386.01 |
| TOTAL Cost for 1 R. D. | \$56,834.78 | \$59,098.48 | \$61,452.75 | \$177,386.01 |
| Total for 5 Res. Deputies | \$284,173.90 | \$295,492.40 | \$307,263.75 | \$886,930.05 |

Life Insurance \$241.80 (County pays \$20.15/month/employee)

Calculation of hourly wages for vacation and sick time cost.

86 hrs/pp X 26pp = 2,237.56 scheduled hours/year
 \$39,610 salary/2,237.56 yearly hours = \$17.70 hourly wage

Vacation 3.31 hours/pay period X 26 pp = 86.6 hours/year
 86.6 hr X \$17.70/hr = \$1,532.82
 \$1,532.82 X 3 yrs X 5 Deputies = \$22,992.30

Sick Leave 3.97 hours/pay period X 26 pp = 103.22 hours/year
 103.22 hr X \$17.70 = \$1,826.99
 \$1,826.99 X 3 yrs X 5 Deputies = \$27,404.85

COUNTY OF LEXINGTON
RECOVERY ACT: JUSTICE ASSISTANCE GRANT
Annual Budget
FY - 2009-10 Estimated Revenue

| Object Code | Revenue Account Title | Actual 2007-08 | Received Thru Dec 2008-09 | Amended Budget Thru Dec 2008-09 | Projected Revenues Thru Jun 2008-09 | Requested 2009-10 | Recommend 2009-10 | Approved 2009-10 |
|--|-----------------------|----------------|---------------------------|---------------------------------|-------------------------------------|-------------------|-------------------|------------------|
| * Recovery Act: Justice Assistance Grant (JAG): | | | | | | | | |
| Revenues (Organization: 000000) | | | | | | | | |
| 457000 | Federal Grant Income | | | | | 259,655 | 260,971 | |
| 461000 | Investment Interest | | | | | 0 | 0 | |
| ** Total Revenue | | | | | | <u>259,655</u> | <u>260,971</u> | |
| ***Total Appropriation | | | | | | 259,655 | 260,971 | |
| FUND BALANCE | | | | | | | | |
| Beginning of Year | | | | | | <u>0</u> | <u>0</u> | |
| FUND BALANCE - Projected | | | | | | | | |
| End of Year | | | | | | <u><u>0</u></u> | <u><u>0</u></u> | |

COUNTY OF LEXINGTON
RECOVERY ACT: JUSTICE ASSISTANCE GRANT
Annual Budget
Fiscal Year - 2009-10

Fund:
Division: Law Enforcement
Organization: 151200 - LE/Operations

| | | BUDGET | | | | |
|---|---|---------------|---------|---------|----------------|----------------|
| Object Expenditure | | 2007-08 | 2008-09 | 2008-09 | 2009-10 | 2009-10 |
| Code Classification | | Expend | Expend | Amended | Requested | Approved |
| | | | (Dec) | (Dec) | | |
| Personnel | | | | | | |
| 510100 | Salaries & Wages | | | | 0 | 0 |
| 510199 | Special Overtime | | | | 0 | 0 |
| 511112 | FICA - Employer's Portion | | | | 0 | 0 |
| 511114 | Police Retirement - Employer's Portion | | | | 0 | 0 |
| 511120 | Insurance Fund Contribution | | | | 0 | 0 |
| 511130 | Workers Compensation | | | | 0 | 0 |
| 511131 | SC Unemployment | | | | 0 | 0 |
| 515600 | Clothing Allowance | | | | 0 | 0 |
| * Total Personnel | | | | | 0 | 0 |
| Operating Expenses | | | | | | |
| 521000 | Office Supplies | | | | 500 | 500 |
| 521200 | Operating Supplies | | | | 2,500 | 2,500 |
| 521208 | Police Supplies | | | | 2,500 | 2,500 |
| 522300 | Vehicle Repairs & Maintenance - 5 | | | | 7,500 | 7,500 |
| 524100 | Vehicle Insurance - 5 | | | | 2,730 | 2,730 |
| 524201 | General Tort Liability Insurance - 5 | | | | 3,725 | 3,725 |
| 525000 | Telephone | | | | 1,260 | 1,260 |
| 525020 | Pagers and Cell Phones - 5 | | | | 540 | 540 |
| 525030 | 800 MHz Radio Service Charges - 5 | | | | 3,435 | 3,435 |
| 525041 | E-mail Service Charges - 5 | | | | 540 | 540 |
| 525210 | Conference & Meeting Expenses | | | | 5,000 | 5,000 |
| 525300 | Subscription, Dues, & Books | | | | 225 | 225 |
| 525400 | Gas, Fuel, & Oil | | | | 10,000 | 10,000 |
| 525600 | Uniforms & Clothing | | | | 15,000 | 15,000 |
| 529903 | Contingency | | | | 0 | 1,316 |
| * Total Operating | | | | | 55,455 | 56,771 |
| ** Total Personnel & Operating | | | | | 55,455 | 56,771 |
| Capital | | | | | | |
| 540000 | Small Tools & Minor Equipment | | | | 2,500 | 2,500 |
| 540010 | Minor Software | | | | 2,500 | 2,500 |
| | (5) Marked Vehicles and Equipment w/ Installation | | | | 133,700 | 133,700 |
| | (5) Handguns and Accessories | | | | 2,750 | 2,750 |
| | (5) 800 MHz Radio and Accessories | | | | 25,000 | 25,000 |
| | (5) Digital Cameras and Accessories | | | | 1,250 | 1,250 |
| | (5) Ruggedized Laptops and Accessories | | | | 29,000 | 29,000 |
| | (5) Tasers and Accessories | | | | 6,500 | 6,500 |
| | (5) Rechargeable Flashlights and Accessories | | | | 1,000 | 1,000 |
| ** Total Capital | | | | | 0 | 0 |
| *** Total Budget Appropriation | | | | | 0 | 0 |
| | | | | | 204,200 | 204,200 |
| | | | | | 259,655 | 260,971 |

SECTION III. - PROGRAM OVERVIEW

The Lexington County Sheriff's Department Resident Deputy program serves as the cornerstone of the agency's community policing effort. Resident Deputies are geographically assigned to communities throughout Lexington County. The primary function of a Resident Deputy is to foster an effective relationship between citizens, businesses, and other local/state law enforcement agencies. By establishing these liaisons, the Sheriff's Department can remain informed of concerns of the citizens within their respective community. The relationships developed through trust will enable the Resident Deputies to react efficiently and appropriately to problems in the community.

The Lexington County Sheriff's Department is applying for a grant through the Edward Byrne Memorial Competitive Grant Program for the operating and capital costs of five Resident Deputies. The Sheriff's Department has divided the County into fifteen(15) districts and plans on adding the additional staff to target areas to lower the percentage of crimes and improve the quality of life. It is the plan of the Sheriff to place these additional Resident Deputies in the following areas:

- 1. Red Bank Community
 - 2. Dixiana Community
 - 3. Irmo Community
 - 4. East Lexington/Three-Fountains Community
 - 5. Gaston Community
-

SECTION V. B. – OPERATING LINE ITEM NARRATIVES

521000 - OFFICE SUPPLIES **\$ 500**

Office supplies will be used by the Resident Deputies to perform their daily job tasks. Items requested are pens, file jackets, folders, diskettes, calendars and other general supplies that are used daily.

521200 - OPERATING SUPPLIES **\$ 2,500**

The Resident Deputies will need supplies for the operation of equipment and daily operations. Some items that will be used are audio and video tapes, film, disks, batteries, and other supplies.

521208 – POLICE SUPPLIES **\$ 2,500**

Police supplies are needed to purchase mace, OSHA kits, Asp batons, handcuffs, etc., as required by policy.

522300 - VEHICLE REPAIRS AND MAINTENANCE **\$ 7,500**

The amount budgeted is based on the average cost of regular maintenance for a patrol vehicle. These vehicles are not included in the appendix.

524100 - VEHICLE INSURANCE **\$ 2,730**

The budget amount is the recommendation of the County Risk Manager.

524201 - GENERAL TORT LIABILITY INSURANCE **\$ 3,725**

General tort liability insurance amounts are allocated based on number and liability classification of personnel. The budget amount is the recommendation of the County Risk Manager.

525000 – TELEPHONE **\$ 1,260**

Telephone line charges are required for daily operations and voice mail. These lines are not included in the appendix.

525020 - PAGERS AND CELL PHONES **\$ 540**

The Resident Deputies are required to have a pager for safety purposes and emergency communication. The monthly cost is \$9 or \$108 annually X 5 Resident Deputies. These additional pagers are not included in the appendix.

525030 – 800 MHz RADIO SERVICE CHARGES **\$ 3,435**

The 800 MHz radios are required for communication. The monthly charges are \$57.25 per radio or \$687 annually X 5 Resident Deputies. These additional radios are not included in the appendix.

525041 – E-MAIL SERVICE CHARGES **\$ 540**

Email service is a vital tool for communication among deputies and individual residents of Lexington County. The budget is established for the 5 Resident Deputies.

525210 – CONFERENCE AND MEETING EXPENSES **\$ 5,000**

Resident Deputies will be sent to trainings to maintain their Law Enforcement certifications and any other training that might be beneficial to them while performing their job duties.

525230 – SUBSCRIPTIONS, DUES, & BOOKS **\$ 225**

The dues for the South Carolina Law Enforcement Association are paid from this account. The cost per Resident Deputy is \$45. (\$45 X 5 = \$225)

525400 - GAS, FUEL, AND OIL **\$ 10,000**

The amount budgeted is based on the average gas, fuel, and oil expense for a patrol vehicles during the year. (\$2,000 X 5 vehicles = \$10,000)

525600 – UNIFORMS AND CLOTHING **\$ 15,000**

Uniforms are required according to County Policy under Section 23-13-30 of the SC Code of Laws. Uniforms must be worn for recognition and for safety purposes. The initial uniform cost is greater during the first year due to the purchase of body armor and will be standard issue.

SECTION V.C. - CAPITAL LINE ITEM NARRATIVES

540000 - SMALL TOOLS AND MINOR EQUIPMENT **\$ 2,500**

This will be used to purchase digital recorders and other tools that may needed for the officer.

540010 - MINOR SOFTWARE **\$ 2,500**

Software and licenses are needed for the laptop.

(5) MARKED VEHICLES AND EQUIPMENT W/ INSTALLATION **\$ 133,700**

All law enforcement officers are required to be on call 24 hours a day, 7 days a week; therefore, a vehicle is requested for each of the five Resident Deputies.

| | |
|--------------------------------|----------------------------|
| (1) Marked Ford Crown Victoria | \$ 23,000 X 5 = \$ 115,000 |
| Emergency Equipment | \$ 3,500 X 5 = \$ 17,500 |
| Installation | \$ 240 X 5 = \$ 1,200 |

(5) HANDGUNS AND ACCESSORIES **\$ 2,750**

All law enforcement officers are required to carry a gun for officer and citizen protection. The estimated cost for one handgun and accessories is \$550 X 5 Resident Deputies

(5) 800 MHZ RADIOS AND ACCESSORIES **\$ 25,000**

All law enforcement officers need an 800 MHz radio for communication. The estimated cost for one radio is \$5,000 X 5 Resident Deputies.

(5) DIGITAL CAMERAS AND ACCESSORIES **\$ 1,250**

A digital camera is needed to document evidence for case file preparation and prosecution. The estimated cost for one camera with an additional memory card and a carrying case is \$250 X 5 Resident Deputies.

(5) RUGGEDIZED LAPTOPS AND ACCESSORIES **\$ 29,000**

Ruggedized laptops are needed for the deputies to complete incident and investigative reports in the field. These laptops will stay in the vehicles and due to the rough terrain a ruggedized model is needed. The estimated cost of one computer with a power adapter and mount is \$5,800 X 5 Resident Deputies.

(5) TASERS AND ACCESSORIES **\$ 6,500**

The use of a taser is becoming an effective way to issue less than lethal force when needed to detain combative subjects. The estimated cost of one taser with the holster and cartridges is \$1,300 X 5 Resident Deputies.

(5) RECHARGEABLE FLASHLIGHT AND ACCESSORIES **\$ 1,000**

A rechargeable flashlight is a valuable tool in low lighting situations. The estimated cost is \$200 X 5 Resident Deputies.

DUBOSE, ADAM

From: owner-bjacontacts@ojp.usdoj.gov on behalf of Justice, BJA [bja.justice@usdoj.gov]
Sent: Friday, April 17, 2009 5:30 PM
To: BJAContacts
Subject: Important Recovery Act - Edward Byrne Memorial Justice Assistance Grant (JAG) Information



Congratulations!

The Bureau of Justice Assistance (BJA), Office of Justice Programs, is pleased to advise you that

Your local jurisdiction is eligible for Recovery Act:
Edward Byrne Memorial Justice Assistance Grant (JAG) funding

and appears on the
Recovery Act Units of Local Government Eligibility List, established by OJP's Bureau of Justice
Statistics at the following web site:

www.ojp.usdoj.gov/BJA/recoveryJAG/recoveryallocations.html

You are urged to submit an application for funding under the Recovery Act:
Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program: Local
Solicitation at

www.ojp.usdoj.gov/BJA/recoveryJAG/recoveryjag.html

Answers to Frequently Asked Questions may also be found at the above web site.

Questions? E-mail JAGRecovery@usdoj.gov

Call toll-free 1-866-268-0079

If you have any additional questions after you review the documents, please contact the BJA State Policy Advisor for your state at: www.ojp.usdoj.gov/BJA/resource/stcont.htm.

If you have already submitted your application, thank you.

U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance



The [U.S. Department of Justice, Office of Justice Programs](#) (OJP) [Bureau of Justice Assistance](#) (BJA) is pleased to announce that it is seeking applications for funding under the Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) Program.

On February 17, 2009, President Obama signed into law the landmark American Recovery and Reinvestment Act of 2009 (the "Recovery Act"). As one of its many elements, the Recovery Act provides the U.S. Department of Justice (DOJ) with funding for grants to assist state, local, and tribal law enforcement (including support for hiring), to combat violence against women, to fight internet crimes against children, to improve the functioning of the criminal justice system, to assist victims of crime, and to support youth mentoring. DOJ is committed to working with our national, state, local and tribal partners to ensure this funding invests in the American workforce.

Specifically, under this solicitation, BJA will be making awards to assist local and tribal efforts to prevent or reduce crime and violence.

Recovery Act: Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program: Local Solicitation

Eligibility

Applicants are limited to units of local government listed in the [Recovery Act JAG allocation list](#) for JAG funds.

(See "Eligibility," page 2)

Deadline

Registration with OJP's Grants Management System is required prior to application submission.

Applicants must obtain a DUNS number from Dun and Bradstreet prior to application submission. Applicants, including those applying through GMS, must register with the Central Contractor Registration (CCR) database.

(See "Deadline: Registration," page 1)

All applications are due by 8:00 p.m. Eastern Time. on May 18, 2009.

(See "Deadline: Applications," page 2)

Important Note to Prospective Applicants

This solicitation is issued pursuant to the American Recovery and Reinvestment Act of 2009 (Public Law 111-5), which was signed into law by President Obama on February 17, 2009. As of the date this solicitation is issued, government-wide guidance is still forthcoming on various aspects of the Act.

Applicants are strongly advised to check the appropriate web site and www.ojp.usdoj.gov/recovery/solicitationrequirements.htm periodically (including before submitting an application) for updates to this solicitation and its associated requirements. Additional information may become available that could affect project proposal narratives, timelines, budget requests, certifications, and other matters related to applications.

Award recipients will be required to follow any applicable provisions of government-wide guidance that may be issued pursuant to the Recovery Act.

Contact Information

For assistance with the requirements of this solicitation, contact: BJA toll-free at 1-866-268-0079 or e-mail JAGRecovery@usdoj.gov. This e-mail account will be checked hourly. A response will be provided within one business day. You may also contact your BJA State Policy Advisor at www.ojp.usdoj.gov/BJA/resource/stcont.htm, or Eileen M. Garry, Deputy Director for Programs, at 202-307-6226 or eileen.garry@usdoj.gov.

This application must be submitted through OJP's Grants Management System (GMS). For technical assistance with submitting the application, call the GMS Support Hotline at 1-888-549-9901, option 3. The GMS Support Hotline hours of operation are Monday-Friday from 7:00 a.m. to 9:00 p.m. e.t. For step-by-step GMS guidance, please utilize OJP's online Grants Management System training tool: www.ojp.usdoj.gov/gmscbt/.

Release date: March 6, 2009

| State | Jurisdiction Name | Government Type | Eligible Individual Allocation | Eligible Joint Allocation |
|-------|--------------------------|-----------------|--------------------------------|---------------------------|
| SC | ABBEVILLE COUNTY | County | \$24,015 | |
| SC | ABBEVILLE CITY | Municipal | \$51,222 | \$75,237 |
| SC | CHARLESTON COUNTY | County | \$401,109 | |
| SC | NORTH CHARLESTON CITY | Municipal | \$686,855 | \$1,087,964 |
| SC | ALLENDALE COUNTY | County | * | |
| SC | ALLENDALE TOWN | Municipal | \$31,158 | \$31,158 |
| SC | AIKEN CITY | Municipal | \$62,317 | |
| SC | AIKEN COUNTY | County | \$173,120 | |
| SC | ANDERSON CITY | Municipal | \$106,851 | |
| SC | ANDERSON COUNTY | County | \$369,646 | |
| SC | ANDREWS TOWN | Municipal | \$14,895 | |
| SC | AYNOR TOWN | Municipal | \$16,415 | |
| SC | BAMBERG COUNTY | County | \$24,927 | |
| SC | BARNWELL CITY | Municipal | \$24,167 | |
| SC | BARNWELL COUNTY | County | \$47,726 | |
| SC | BATESBURG-LEESVILLE TOWN | Municipal | \$19,151 | |
| SC | BEAUFORT CITY | Municipal | \$74,020 | |
| SC | BEAUFORT COUNTY | County | \$314,777 | |
| SC | BENNETTSVILLE CITY | Municipal | \$84,660 | |
| SC | BERKELEY COUNTY | County | \$285,898 | |
| SC | BISHOPVILLE CITY | Municipal | \$14,895 | |
| SC | BLACKSBURG TOWN | Municipal | \$14,287 | |
| SC | BLUFFTON TOWN | Municipal | \$18,543 | |
| SC | CALHOUN COUNTY | County | \$24,471 | |
| SC | CAMDEN CITY | Municipal | \$50,614 | |
| SC | CAYCE CITY | Municipal | \$59,429 | |
| SC | CHARLESTON CITY | Municipal | \$437,435 | |
| SC | CHERAW TOWN | Municipal | \$25,231 | |
| SC | CHEROKEE COUNTY | County | \$88,004 | |
| SC | CHESTER CITY | Municipal | \$56,389 | |
| SC | CHESTER COUNTY | County | \$102,443 | |
| SC | CHESTERFIELD COUNTY | County | \$63,685 | |
| SC | CLARENDON COUNTY | County | \$106,699 | |
| SC | CLEMSON CITY | Municipal | \$11,855 | |
| SC | CLINTON CITY | Municipal | \$49,854 | |
| SC | CLOVER TOWN | Municipal | \$65,661 | |
| SC | COLLETON COUNTY | County | \$122,810 | |
| SC | COLUMBIA CITY | Municipal | \$597,483 | |
| SC | CONWAY CITY | Municipal | \$85,572 | |
| SC | DARLINGTON CITY | Municipal | \$73,412 | |
| SC | DARLINGTON COUNTY | County | \$296,538 | |
| SC | DENMARK CITY | Municipal | \$14,591 | |
| SC | DILLON CITY | Municipal | \$79,948 | |
| SC | DILLON COUNTY | County | \$108,219 | |
| SC | DORCHESTER COUNTY | County | \$187,711 | |
| SC | EASLEY CITY | Municipal | \$38,302 | |
| SC | EDGEFIELD COUNTY | County | \$17,023 | |
| SC | ESTILL TOWN | Municipal | \$15,503 | |
| SC | FAIRFIELD COUNTY | County | \$101,227 | |
| SC | FLORENCE CITY | Municipal | \$248,356 | |
| SC | FLORENCE COUNTY | County | \$272,523 | |
| SC | FOREST ACRES CITY | Municipal | \$37,086 | |
| SC | FORT MILL TOWN | Municipal | \$27,815 | |

| State | Jurisdiction Name | Government Type | Eligible Individual Allocation | Eligible Joint Allocation |
|-------|-------------------------|-----------------|--------------------------------|---------------------------|
| SC | FOUNTAIN INN CITY | Municipal | \$16,719 | |
| SC | GAFFNEY CITY | Municipal | \$64,901 | |
| SC | GEORGETOWN CITY | Municipal | \$63,229 | |
| SC | GEORGETOWN COUNTY | County | \$98,339 | |
| SC | GOOSE CREEK CITY | Municipal | \$41,494 | |
| SC | GREAT FALLS TOWN | Municipal | \$11,247 | |
| SC | GREENVILLE CITY | Municipal | \$286,354 | |
| SC | GREENVILLE COUNTY | County | \$1,036,590 | |
| SC | GREENWOOD CITY | Municipal | \$163,240 | |
| SC | GREENWOOD COUNTY | County | \$144,697 | |
| SC | GREER CITY | Municipal | \$39,366 | |
| SC | HAMPTON COUNTY | County | \$34,198 | |
| SC | HAMPTON TOWN | Municipal | \$11,551 | |
| SC | HANAHAN CITY | Municipal | \$41,798 | |
| SC | HARDEEVILLE CITY | Municipal | \$13,679 | |
| SC | HARTSVILLE CITY | Municipal | \$96,211 | |
| SC | HONEA PATH TOWN | Municipal | \$18,999 | |
| SC | HORRY COUNTY | County | \$558,877 | |
| SC | IRMO TOWN | Municipal | \$22,343 | |
| SC | JASPER COUNTY | County | \$70,981 | |
| SC | KERSHAW COUNTY | County | \$79,492 | |
| SC | KINGSTREE TOWN | Municipal | \$11,399 | |
| SC | LAKE CITY | Municipal | \$53,501 | |
| SC | LANCASTER CITY | Municipal | \$83,140 | |
| SC | LANCASTER COUNTY | County | \$102,595 | |
| SC | LATTA TOWN | Municipal | \$11,247 | |
| SC | LAURENS CITY | Municipal | \$73,564 | |
| SC | LAURENS COUNTY | County | \$121,898 | |
| SC | LEE COUNTY | County | \$41,950 | |
| SC | LEXINGTON COUNTY | County | \$260,971 | |
| SC | LEXINGTON TOWN | Municipal | \$15,503 | |
| SC | MANNING TOWN | Municipal | \$22,647 | |
| SC | MARION CITY | Municipal | \$50,006 | |
| SC | MARION COUNTY | County | \$63,837 | |
| SC | MARLBORO COUNTY | County | \$79,644 | |
| SC | MAULDIN CITY | Municipal | \$44,838 | |
| SC | MCCOLL TOWN | Municipal | \$11,399 | |
| SC | MCCORMICK COUNTY | County | \$13,527 | |
| SC | MONCK'S CORNER TOWN | Municipal | \$19,911 | |
| SC | MOUNT PLEASANT TOWN | Municipal | \$95,451 | |
| SC | MULLINS CITY | Municipal | \$31,462 | |
| SC | MYRTLE BEACH CITY | Municipal | \$238,477 | |
| SC | NEWBERRY CITY | Municipal | \$25,687 | |
| SC | NEWBERRY COUNTY | County | \$34,502 | |
| SC | NORTH AUGUSTA CITY | Municipal | \$20,519 | |
| SC | NORTH MYRTLE BEACH CITY | Municipal | \$27,055 | |
| SC | OCONEE COUNTY | County | \$107,155 | |
| SC | ORANGEBURG CITY | Municipal | \$39,974 | |
| SC | ORANGEBURG COUNTY | County | \$169,624 | |
| SC | PAGELAND TOWN | Municipal | \$25,079 | |
| SC | PICKENS COUNTY | County | \$105,635 | |
| SC | PORT ROYAL TOWN | Municipal | \$12,463 | |
| SC | RICHLAND COUNTY | County | \$888,245 | |
| SC | RIDGELAND TOWN | Municipal | \$13,527 | |
| SC | ROCK HILL CITY | Municipal | \$343,959 | |
| SC | SALUDA COUNTY | County | \$17,783 | |
| SC | SALUDA TOWN | Municipal | \$22,647 | |

| State | Jurisdiction Name | Government Type | Eligible Individual Allocation | Eligible Joint Allocation |
|-------|---------------------------------------|-----------------|--------------------------------|---------------------------|
| SC | SENECA CITY | Municipal | \$40,278 | |
| SC | SIMPSONVILLE CITY | Municipal | \$55,933 | |
| SC | SPARTANBURG CITY | Municipal | \$340,160 | |
| SC | SPARTANBURG COUNTY | County | \$428,923 | |
| SC | ST MATTHEWS TOWN | Municipal | \$14,895 | |
| SC | SUMMERVILLE TOWN | Municipal | \$63,837 | |
| SC | SUMTER CITY | Municipal | \$253,828 | |
| SC | SUMTER COUNTY | County | \$336,512 | |
| SC | TIMMONSVILLE TOWN | Municipal | \$19,455 | |
| SC | UNION CITY | Municipal | \$53,197 | |
| SC | UNION COUNTY | County | \$59,429 | |
| SC | WALHALLA CITY | Municipal | \$11,551 | |
| SC | WALTERBORO CITY | Municipal | \$47,422 | |
| SC | WEST COLUMBIA CITY | Municipal | \$103,507 | |
| SC | WILLIAMSBURG COUNTY | County | \$64,141 | |
| SC | WINNSBORO TOWN | Municipal | \$22,647 | |
| SC | WOODRUFF CITY | Municipal | \$18,239 | |
| SC | YORK CITY | Municipal | \$57,909 | |
| SC | YORK COUNTY | County | \$295,930 | |
| | | | | |
| | Local total | | \$14,829,462 | |
| | | | | |
| | State of South Carolina | | \$23,154,268 | |
| | | | | |
| | Grand total for South Carolina | | \$37,983,730 | |
| | | | | |

COUNTY OF LEXINGTON
FINANCE DEPARTMENT

interoffice

MEMORANDUM

to: County Council

from: Adam DuBose, Manager of Grants Administration

subject: State Criminal Alien Assistance Program (SCAAP)

date: April 20, 2009

The State Criminal Alien Assistance Program (SCAAP) is a federal grant we receive to help offset the cost of holding aliens prisoners in our correction facilities. Justice Benefits, Inc. is an outside agency that we use to research and compute all of our correctional facility data and they give us the data in a form where we can just up-load the information to the application.

Justice Benefits, Inc. sent a package to the County which contained the information we need to apply for our 2009 SCAAP grant and a letter stating that the application date is May 12, 2009 by 6:00 p.m. The package was received on April 10th and was past the deadline to get it on the April 14th agenda.

I am requesting that this agenda item be sent through Committee and full Council on the April 28th meeting. The application is due on May 12th, though there is a Council meeting that night, I would like to apply for the grant early and make sure I meet the deadline to apply.

April 8, 2009



***** TIME SENSITIVE *****

Adam Dubose
Grants Manager
Lexington County
212 South Lake Drive
Lexington, SC 29072

RE: SCAAP Application for FY 2009

Enclosed you will find everything you need to complete and submit Lexington County's FY 2009 SCAAP Application. Included in this packet is your inmate data file for uploading, a purple Information Sheet that includes the facility information you will enter into the application, and an easy-to-follow instruction manual to assist you with the application process.

Please do not alter or change any of the data on the disks or any of the Facility Information on the purple sheet without consulting with JBI. Utilizing data already supplied by your jurisdiction, this information has been reviewed, analyzed, and prepared for submission to the Bureau of Justice Assistance by highly specialized JBI personnel who have a vast knowledge and understanding of the SCAAP Program Guidelines.

We strongly recommend and encourage you to complete this process as soon as you receive this packet. **The final submission deadline for the uploading of inmate data and completion of application is Tuesday, May 12, 2009, 6:00 pm EDT.** The longer you wait to submit the slower the GMS will be due to the high volume of applicants attempting to file before the deadline.

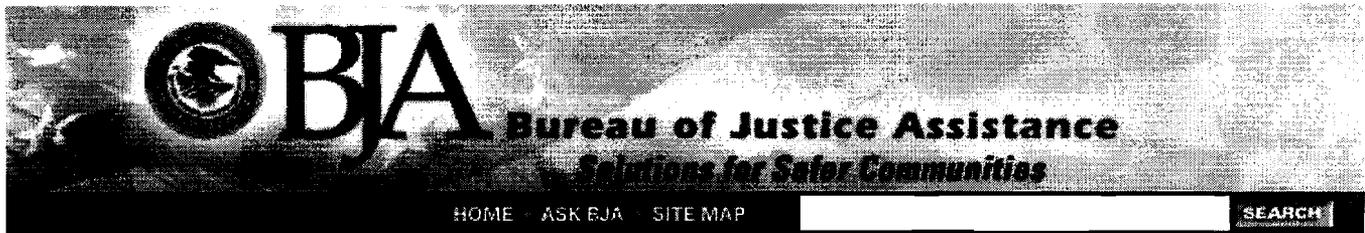
Our JBI Help Desk is available 7am - 5pm CST Monday-Friday to assist you with the filing of your FY2009 SCAAP application. Contact us at **1-800-576-3518** if you need any assistance or if you have any questions or comments that may arise.

Finally, we would like to extend a huge thanks to you and your staff for working so diligently and patiently with JBI on this very important program and we look forward to completing this process so that you may receive your well-deserved money in the near future.

Sincerely,

A handwritten signature in black ink that reads "Chris J. Courcy". The signature is written in a cursive, flowing style.

Chris J. Courcy
Vice President of Client Services



About BJA

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State Criminal Alien Assistance Program (SCAAP)

FY 2009 SCAAP Funds

NEW: The application period for FY 2009 SCAAP funds is now open. All applications must be submitted via the OJP online Grants Management System (GMS). All completed applications must be submitted by **6:00 p.m. Eastern Time on Tuesday, May 12, 2009.**

Overview: BJA administers SCAAP, in conjunction with the Bureau of Immigration and Customs Enforcement and Citizenship and Immigration Services, Department of Homeland Security (DHS). SCAAP provides federal payments to states and localities that incurred correctional officer salary costs for incarcerating undocumented criminal aliens with at least one felony or two misdemeanor convictions for violations of state or local law, and incarcerated for at least 4 consecutive days during the reporting period.

Use of SCAAP Awards: The Department of Justice Reauthorization Act of 2005 (Pub. L. 109-162, Title XI) included the following requirement regarding the use of SCAAP funds: "Amounts appropriated pursuant to the authorization of appropriations in paragraph (5) that are distributed to a State or political subdivision of a State, including a municipality, may be used only for correctional purposes." **Beginning with FY 2007 SCAAP awards, SCAAP funds must be used for correctional purposes only.**

FY 2007-2009 SCAAP Use of Funds List

- Salaries for corrections officers
- Overtime costs
- Performance-based bonuses
- Corrections work force recruitment and retention
- Construction of corrections facilities
- Training/education for offenders
- Training for corrections officers related to offender population management
- Consultants involved with offender population
- Medical and mental health services
- Vehicle rental/purchase for transport of offenders
- Prison industries
- Pre-release/reentry programs
- Technology involving offender management/inter agency information sharing
- Disaster preparedness continuity of operations for corrections facility

Reporting Period: The reporting period for the FY 2009 application period is July 1, 2007 through June 30, 2008. Only qualifying inmates who served four or more days during this period may be included in the FY 2009 SCAAP application.

Eligible Inmates - Applicant Responsibilities - Unless otherwise prohibited, applicants may submit records of inmates in their custody during the reporting period

who: were born outside the United States or one of its territories and had no reported or documented claim to U.S. citizenship; were in the applicant's custody for four or more consecutive days during the reporting period; were convicted of a felony or second misdemeanor for violations of state or local law; were identified and reported using due diligence.

Qualifying Criminal Charges and Convictions

To be eligible for reporting, inmates must have been convicted of a felony or second misdemeanor for violations of state or local law, and housed in the applicant's state or local correctional facility for 4 or more consecutive days during the reporting period. Once a person meets these criteria, all pre-trial and post-conviction time served from July 1, 2007 through June 30, 2008 may be included in the FY 2009 application.

Qualifying Salary Data

Salary information reported in the SCAAP application must reflect the total salaries and wages paid to full-and part-time correctional officers and others who meet the SCAAP definition (see the FY 2009 SCAAP Guidelines). The reported sum should total the jurisdiction's actual salary expenditures for the applicable reporting period (July 1, 2007 to June 30, 2008). The reported salary should not be a projection, estimate, or average. Correctional Officer salary costs may include premium pay for specialized services (e.g., bilingual officers), shift differential pay, and fixed-pay increases for time in service. Salary costs may also include overtime required by negotiated contract, statute, or regulation (e.g., union agreements, contractual obligations, minimum staffing requirements, etc.).

Chief Executive Officer: SCAAP payments must go directly to eligible states and localities. Authorized jurisdiction employees for SCAAP purposes must be listed as either the Authorized Representative or Alternate Contact in the GMS User Profile. The chief executive officer (CEO) of an eligible jurisdiction may apply directly or delegate authority to another jurisdiction official. **The CEO is generally considered the highest ranking elected or appointed official of a unit of government. An application without the CEO information included will be significantly delayed.**

Legislation: SCAAP is governed by Section 241(i) of the Immigration and Nationality Act, 8 U.S.C. § 1231(i), as amended, and Title II, Subtitle C, Section 20301, Violent Crime Control and Law Enforcement Act of 1994, Public Law 103-322.

Funding: SCAAP payments will be calculated using a formula that provides a relative share of funding to jurisdictions that apply and is based on the number of eligible criminal aliens, as determined by DHS.

Payments: SCAAP payments are calculated simultaneously, with applicants receiving a prorated payment based on the appropriation, costs submitted, and inmates as determined by DHS. All SCAAP payments are made electronically to the applicant's bank account of record identified during the application process. **All SCAAP payments must go to the jurisdiction's general fund. Please use the jurisdiction's EIN (tax identification) and vendor number when applying for SCAAP funds.**

How/When to Apply: FY 2009 applications are being accepted in the OJP Grants Management System (GMS) from April 6, 2009 through May 12, 2009.

BJA would like to remind FY 2008 SCAAP applicants of updates in the Guidelines, including that SCAAP funds may be used for "correctional purposes only," with information regarding the proposed use collected during the award acceptance process and that SCAAP information from jurisdiction inmate data may be shared with

other federal government agencies.

2009 SCAAP Data:

FY 2009 SCAAP Guidelines ([PDF](#))
FY 2009 ICE Country Codes ([PDF](#))
FY 2009 Inmate Data File Format ([PDF](#))

Direct Phone Support:

Technical assistance is available Monday through Friday from 9:00 a.m. to 5:00 p.m. Eastern Time, via the SCAAP Helpdesk at 202-353-4411.

For assistance with the GMS login, call 1-888-549-9901 Option 3.

E-Mail Inquiries:

Program and Policy Issues: SCAAP Inquiries: scaap@usdoj.gov
GMS Login Issues: GMS Helpdesk: gmshelp@ojp.usdoj.gov
Banking Issues: OC Customer Service Center: AskOC@ojp.usdoj.gov

Related Information:

FY 2008 SCAAP Information:
FY 2008 SCAAP award amounts
FY 2008 SCAAP Guidelines ([PDF](#))
FY 2008 ICE Country Codes ([PDF](#))
FY 2008 Inmate Data File Format ([PDF](#))

SCAAP Archive Information

[U.S. Department of Justice](#) | [Office of Justice Programs](#)
[Privacy Statement and Disclaimers](#) | [FOIA](#)



**COUNTY OF LEXINGTON
OPERATIONS & FIREFIGHTER SAFETY EQUIPMENT
Annual Budget
Fiscal Year - 2009-10**

| Object Code | Revenue Account Title | Actual 2007-08 | Received Thru Dec 2008-09 | Amended Budget Thru Dec 2008-09 | Projected Revenues Thru Jun 2008-09 | Requested 2009-10 | Recommend 2009-10 | Approved 2009-10 |
|---|-----------------------------|----------------|---------------------------|---------------------------------|-------------------------------------|-------------------|-------------------|------------------|
| *FEMA - Operations & Firefighters Safety Equipment 2478: | | | | | | | | |
| Revenues: | | | | | | | | |
| 457000 | Federal Grant Income | | | | | 218,400 | 218,400 | |
| 801000 | Op Trn from General Fund/FS | | | | | 54,600 | 54,600 | |
| ** Total Revenue | | | | | | <u>273,000</u> | <u>273,000</u> | |
| ***Total Appropriation | | | | | | 273,000 | 273,000 | |
| FUND BALANCE | | | | | | | | |
| Beginning of Year | | | | | | <u>0</u> | <u>0</u> | |
| FUND BALANCE - Projected | | | | | | | | |
| End of Year | | | | | | <u><u>0</u></u> | <u><u>0</u></u> | |

Grant Matches:
Federal - 80% / Cty - 20%

Fund: 2478
Division: Public Safety
Organization: 131500 Fire Service

| Object Code | Expenditure Classification | 2007-08 Expend | 2008-09 Expend (Dec) | 2008-09 Amended (Dec) | 2009-10 Requested | 2009-10 Recommend | 2009-10 Approved |
|---|----------------------------|----------------|----------------------|-----------------------|-------------------|-------------------|------------------|
| Personnel | | | | | | | |
| * Total Personnel | | | | | | 0 | 0 |
| Operating Expenses | | | | | | | |
| * Total Operating | | | | | | 0 | 0 |
| ** Total Personnel & Operating | | | | | | 0 | 0 |
| Capital | | | | | | | |
| Firefighter Accountability System | | | | | | 273,000 | 273,000 |
| ** Total Capital | | | | | | 273,000 | 273,000 |
| *** Total Budget Appropriation | | | | | | 273,000 | 273,000 |

SECTION III. – PROGRAM OVERVIEW

The Fire Service is presently using an antiquated manual personnel identification and accountability system established in the late 1980s. Firefighter accountable is a requirement of the National Fire Protection Association and South Carolina OSHA. Departments must have a system in place capable of managing and accounting for personnel at all times during emergency operations. The system presently used was developed in-house and cannot be upgraded or intergraded with new automated technology or systems used by other departments or agencies. This automated system is compatible with the system being utilized by the South Carolina State Fire Mobilization Plan and over thirty-fire departments in the state. It allows for tracking personnel on emergency scenes to ensure personnel are accounted for at all times. It is also capable of being expanded to be utilized on any size incident and will be available for use by other County Public Safety Departments.

SECTION V. C. –CAPITAL LINE ITEM NARRATIVES

(1) Firefighter Accountability System **\$ 273,000**

The accountability system is \$273,000. The Fire Service is applying for the FEMA Assistance to Firefighter Grant, which if successful would provide 80% of the project (\$218,400) and would require a 20% match (\$54,600) which will be funded from this account.



County of Lexington
Department of Public Safety

FIRE SERVICE DIVISION



April 16, 2009

TO: Bruce Rucker
Director of Public Safety

FROM: Russell Rawl
Fire Chief

RE: Rapid Key Entry System

The Fire Marshal's office would like to request implementation of a rapid key entry system as allowed in the International Fire Code section 506. This entry system consists of a mounted key box on the exterior of the structure that would provide a key to allow entry into the building in the case of an emergency. The key box would be required on new construction projects that have a fire sprinkler or fire alarm system in the building as required by code. This system would also be available to be used at the request of any existing business or gated community. This is a nationally recognized system and is currently used by adjacent midlands agencies to include the Irmo Fire Department and City of Columbia. This key system can also be used for gated apartment and subdivision complexes to help first responders access the areas in a timelier manner. We often receive requests from architects and contractors to install a key entry system because it is commonly used in other jurisdictions across the country and in the midlands area.

The system that is recommended is the Knox Box Rapid Entry System and has an approximate cost of \$250.00. Companies such as Lowes, Home Depot, SCANA and several private subdivisions and apartment complex centers have all inquired about the possibility of utilizing a Knox box to ensure the fire department would have access to the sprinkler or fire alarm room in the event of an emergency.

The section, allowing for rapid entry systems, has been in the fire code since its adoption in 2000 but we are only now to a point in staffing where we feel this is a workable system for the County Fire Service. We have had to turn down many businesses and gated communities that have requested this system in the past and would like to be able to implement this for these new businesses as we strive to provide better service to our communities.



COMMITTEE REPORT

RE: Ordinance 08-16 - An Ordinance to Amend the Lexington County Code of Ordinances, Chapter 14, Building and Building Regulations; by Adding a New Article Therein for the Purpose of Establishing Regulations and Requirements Related to Smoking in Retail Food Establishments in the Unincorporated Areas of Lexington

DATE: March 25, 2009

COMMITTEE: Health and Human Services

MAJORITY REPORT: Yes

The Health and Human Services Committee met on Tuesday, March 24, 2009 to review Ordinance 08-16 - An Ordinance to Amend the Lexington County Code of Ordinances, Chapter 14, Building and Building Regulations; by Adding a New Article Therein for the Purpose of Establishing Regulations and Requirements Related to Smoking in Retail Food Establishments in the Unincorporated Areas of Lexington.

Katherine Hubbard, County Administrator, presented a revised draft of Ordinance 08-16 with restrictions for retail food establishments and exemption of bars with patrons limited to 21 years or older.

The Committee reviewed the new revised draft of Ordinance 08-16. After several months of discussion and revisions, the Committee once again amended Ordinance 08-16.

The Health and Human Services Committee voted in favor to recommend to full Council to approve an ordinance that would ban smoking in restaurants and bars, but allow smoking and the serving of food in outside areas i.e. patios/decks, and exempt private bars that were established prior to January 1, 2009.

Final vote:

In Favor: Ms. Summers, Mr. Jeffcoat, Mr. Banning

Opposed: Mr. Kinard, Mr. Keisler

Attached: Ordinance 08-16

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR LEXINGTON COUNTY
ORDINANCE 08-16

AN ORDINANCE TO AMEND THE LEXINGTON COUNTY CODE OF ORDINANCES, CHAPTER 14, BUILDING AND BUILDING REGULATIONS; BY ADDING A NEW ARTICLE THEREIN FOR THE PURPOSE OF ESTABLISHING REGULATIONS AND REQUIREMENTS RELATED TO SMOKING IN RETAIL FOOD ESTABLISHMENTS **AND BARS** IN THE UNINCORPORATED AREAS OF LEXINGTON COUNTY.

Pursuant to the authority of the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY LEXINGTON COUNTY COUNCIL:

SECTION I. County Council has determined that additional regulation of smoking in areas beyond those addressed in the Clean Indoor Air Act of 1990 is appropriate in the furtherance of its duty to protect the health of its citizens in retail food establishments **and bars**, and therefore enacts this Article.

The Lexington County Code of Ordinances; Chapter 14, Buildings and Building Regulations; is hereby amended to add a new article, which shall read as follows:

Article V. Smoking in Retail Food Establishments **and Bars**

Section 14-___. Secondhand smoke in retail food establishments **and bars**

- (a) **Intent.** County Council has reviewed the findings of the U.S. Surgeon General that concludes that a simple separation of smokers and non-smokers within the same airspace does not eliminate the exposure of non-smokers to secondhand smoke. Furthermore, County Council recognizes that the preparation **and/or** consumption of food in a retail food establishment **and bars** should be done in a safe and sanitary environment, without exposure to the toxins contained in secondhand smoke. Therefore, County Council finds that it is in the best interest of the people of the unincorporated areas of the County to protect nonsmokers from involuntary exposure to secondhand smoke in retail food establishments **or bars**. As a result, County Council declares that the purpose of this act is: 1) to preserve and improve the health, comfort, safety, and environment of the people of the unincorporated areas of the County by limiting exposure to secondhand smoke in retail food establishments **and bars**; and 2) to guarantee the right of nonsmokers to breathe smoke-free air in retail food establishments **and bars**, and to recognize that the need to breathe smoke-free air shall have priority over the desire to smoke.
- (b) **Definitions.**
- (1) "Attached bar" means a bar area of retail food establishment.
- (2) "Bar" means an establishment that is devoted to the serving of alcoholic beverages for consumption by guests on the premises, and which the serving of food is only

incidental to the consumption of those beverages, including, but not limited to, taverns, nightclubs, cocktail lounges, and cabarets.

- (3) “Enclosed area” means a space bounded by walls (with or without windows), a ceiling or roof, and enclosed by doors, including but not limited to, dining areas, attached bars, restrooms, offices, private dining rooms, foyers, waiting areas and halls.
- (4) “PrivateBar ” means a bona fide organization, **licensed as a private bar by the State of South Carolina prior to January 1, 2009**, whether incorporated or not, which is the occupant of a building, or a portion of a building that has a different address, a separate entrance and not connected by common doors or passageways with any other business within the building, and which is an establishment engaged in the sale of beer, wine, porter, ale or alcoholic beverages, and which maintains on the premises a complete membership list showing the date of application of the proposed member, the date of admission after election, the date initiation fees and dues are paid, the amount paid by each member and each member’s correct mailing address. No organization shall qualify as a private bar under this section if it admits members on demand by payment of a-nominal fee.
- (5) “Retail Food Establishment” is any operation that prepares, packages, serves, processes, or otherwise provides food for human consumption on the premises, regardless of whether there is a charge for the food to include but not limited to restaurants, coffee shops, delicatessens, snack bars, ice cream parlors, cafeterias, mobile food units including bases of operations, and temporary food service establishments.
- (6) Secondhand smoke” is the complex mixture formed from the escaping smoke of a burning tobacco product (termed as “sidestream smoke”) and smoke exhaled by the smoker. Exposure to secondhand smoke is also frequently referred to as “passive smoking,” “secondhand smoking” or “involuntary smoking”.
- (7) “Smoking” means the inhaling, exhaling, burning, lighting or carrying of a lighted cigarette, cigar, pipe, or similar device or any other lighted tobacco product.
- (8) “Smoking materials” includes cigars, cigarettes and all other manner of smoking devices intended to be used for the purpose of inhaling, burning, carrying or exhaling lighted tobacco products.

(c) Prohibition of Smoking in a Retail Food Establishment and/or Bar.

- (1) All retail food establishments to include a retail food establishment with an attached bar **and all bars as defined by this ordinance** shall provide a smoke-free environment in all enclosed areas. A private **bar** as defined by this ordinance is **exempt from the provisions of this ordinance.**
- (2) No person shall smoke or possess a lighted tobacco product in any enclosed area of a retail food establishment **or bar.**

- (3) Notwithstanding any other provision in this article, an owner, operator, manager, or other person in control of a retail food establishment, facility, **bar** or outdoor area may declare the entire establishment, facility or outdoor area as a nonsmoking location. Smoking shall then be prohibited in any place in which a sign conforming to the requirements of section 14-__ (d) is posted.
- (d) Posting of Signs. The owner, manager or person in control of a retail food establishment **and/or bar** shall post a conspicuous sign at the main entrance to the retail food establishment **and/or bar**, which shall contain the words “No Smoking” and the universal symbol for no smoking.
- (e) Reasonable Distance. Smoking is prohibited within a distance of ten (10) feet from any door which is used as an entrance to or exit from an enclosed area where smoking is prohibited so as to insure that tobacco smoke does not enter the area through the entry. This distance shall be measured from the center of the door in question.
- (f) Jurisdiction, Enforcement and Penalties.
- (1) A person who owns, manages, operates, or otherwise controls a retail food establishment **and/or bar** and who fails to comply with the provisions of this Section shall be deemed guilty of an infraction.
 - (2) A person smoking or possessing a lighted tobacco product in any retail food establishment **and/or bar** shall be guilty of an infraction.
 - (3) An infraction is punishable by a fine of twenty five dollars (\$25). Each day on which a violation of this Section occurs shall be considered a separate and distinct infraction. A violation of this Section is furthermore declared to be a public nuisance. Further, Lexington County may pursue any other equitable remedy to insure that the retail food establishment **and/or bar** complies with the requirements set forth herein.

SECTION II. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

SECTION III. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTIONS IV. Effective Date. This Ordinance shall be enforced from and after _____.

LEXINGTON COUNTY COUNCIL

BY: _____

Debra B. Summers
Chairman, Lexington County Council

ATTEST THIS THE ____ DAY
OF _____, 2009

Diana W. Burnett, Clerk
First Reading: October 14, 2008
Second Reading:
Public Hearing: January 13, 2009
Third Reading:

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
PUBLIC WORKS DEPARTMENT
ENGINEERING

MEMORANDUM

DATE: April 20, 2009
TO: Katherine Hubbard
FROM: John Fechtel, Public Works Director
RE: County Public Works Improvement Act

Councilman Jim Kinard inquired as to a method in which citizens could have a road paved and they would pay for those improvements through their tax bill. Section 4-Chapter 35 of the S.C. Code of Laws (County Public Works Improvement Plan) basically allows an assessment on property in a "district" if it is voluntarily agreed upon by a majority of owners of real property and representing at least sixty-six percent (66%) of the assessed value. The assessment must be made on all real property located in the district. Improvements can be recreational facilities, pedestrian facilities, sidewalks, storm drains, etc. and the relocation, construction, widening, and paving of roads and streets. This chapter also describes the procedure the County must comply with to establish the improvement district and which methods may be used to finance (assessment, bonds, etc.), assessments can be made on assessed value, front footage, area, per parcel basis, the value of the improvements to be constructed, or a combination of these.

The only road project I am aware of that the County used this was a privately maintained dirt road in which the property owners wanted a County maintained paved road. When the County went through this process every lot was assessed a fee on their tax bill for twenty years. The fee covered the bond attorney's fee, the engineering and construction cost, and the annual repayment (including interest) of the bond.

This is a brief description of this procedure for County Council's information. Please place this on the Public Works Committee Agenda for their review.

Attachement

CHAPTER 35.

COUNTY PUBLIC WORKS IMPROVEMENT ACT

SECTION 4-35-10. Short title; counties authorized to exercise powers and provisions.

This chapter may be cited as the "County Public Works Improvement Act". A county may exercise the powers and provisions of this chapter.

SECTION 4-35-20. Authorizations constitute cumulative and alternative powers.

Nothing contained in this chapter may be construed to limit or restrict the powers of a county. The authorization provided in this chapter is cumulative to those powers and is provided as an alternate means for the provision of public works projects.

SECTION 4-35-30. Definitions.

As used in this chapter:

(1) "Assessment" means an assessment voluntarily agreed upon by a majority of the owners of real property within an improvement district and representing at least sixty-six percent of the assessed value of all real property within the improvement district. The assessment must be made upon all real property located within the district, other than property constituting improvements within the meaning of this section, and based upon assessed value, front footage, area, per parcel basis, the value of improvements to be constructed within the district, or a combination of them, as the basis is determined by the governing body of the county. An assessment imposed upon real property with the consent of the owner remains valid and enforceable in accordance with the provisions of this chapter even if there is a later subdivision and transfer of the property or a part of it. An improvement plan may provide for a change in the basis of assessment upon the subdivision and transfer of real property.

(2) "Improvements" means recreational facilities, pedestrian facilities, sidewalks, storm drains, or water course facilities or improvements, the relocation, construction, widening, and paving of roads and streets, any building or other facilities for public use, any public works eligible for financing pursuant to Section 6-21-50, and may include the acquisition of necessary easements and land and all things incidental to the provision of the above. These improvements may be designated by the governing body as public works eligible for revenue bond financing pursuant to Section 6-21-50, and the improvements, taken in the aggregate, may be designated by the governing body as a "system" of related projects within the meaning of Section 6-21-15.

(3) "Improvement district" means an area within the county designated by the governing body pursuant to the provisions of this chapter and within which an improvement plan is to be accomplished.

(4) "Improvement plan" means the overall plan by which the governing body proposes to effect improvements within an improvement district to preserve property values, prevent deterioration, and preserve the tax base.

(5) "Owner" means a person twenty-one years of age or older, or the proper legal representative for a person younger than twenty-one years of age, and a firm or corporation, who or which owns legal title to a present possessory interest in real estate equal to a life estate or greater (expressly excluding leaseholds, easements, equitable interests, inchoate rights, and future interest) and who owns, at the date of the petition or written consent, at least an undivided one-tenth interest in a single tract and whose name appears on the county tax records as an owner of real estate, and a duly organized group whose tax interest is at least equal to a one-tenth interest in a single tract. If a firm or person has a leasehold interest requiring it or him to pay all county taxes, the agreement is not applicable to charges of the assessment of the district as only the owner has the right to petition on the assessment charge for the improvement district.

(6) "Governing body" means the governing body of a county.

SECTION 4-35-40. Powers of governing body with respect to improvements; means of financing.

The governing body is authorized to acquire, own, construct, establish, enlarge, improve, expand, operate, maintain and repair, and sell, lease, and otherwise dispose of an improvement and to finance the acquisition, construction, establishment, enlargement, improvement, expansion, operation, maintenance and repair, in whole or in part, by the imposition of assessments in accordance with this chapter and through the issuance of special district bonds, general obligation bonds of the county, or revenue bonds of the county, from general revenues from any source not restricted from that use by law, or by a combination of the funding sources.

SECTION 4-35-50. Requisites for establishment of improvement district; power to implement and finance improvement plan.

(A) If the governing body finds that (1) improvements may be beneficial within a designated improvement district, (2) the improvements may preserve property values within the district, (3) in the absence of the improvements, property values within the area would likely depreciate, (4) it would be fair and equitable to finance all or part of the cost of the improvements by an assessment upon the real property located within the district, and (5) written consent for the creation of the improvement district from a majority of the owners of real property within the district and having an aggregate assessed value in excess of sixty-six percent of the assessed value of all real property within the improvement district has been obtained, the governing body may establish the area as an improvement district and implement and finance, in whole or in part, an improvement plan in the district in accordance with the provisions of this chapter.

(B) Instead of items (A)(2) and (A)(3), the governing body may find that the improvements are likely significantly to improve property values within the district by promoting the development of the property.

SECTION 4-35-60. Resolution describing improvement district and plan, including costs, assessments, etc.; establishing time and place of hearing.

The governing body, by resolution, shall describe the improvement district and the improvement plan to be affected in it, including property within the improvement district to be acquired and improved, the projected time schedule for the accomplishment of the improvement plan, the estimated cost and the amount of the cost to be derived from assessments, bonds, or other general funds, together with the proposed basis and rates of assessments to be imposed within the improvement district. The resolution also must establish the time and place of a public hearing to be held but the public hearing may not take place sooner than thirty days nor more than forty-five days following the adoption of the resolution.

SECTION 4-35-70. Publication of resolution providing for improvement district; public hearing.

A resolution providing for an improvement district, when adopted, must be published once a week for three successive weeks in a newspaper of general circulation within the county and the final publication must be at least ten days before the date of the scheduled public hearing. At the public hearing and at any adjournment of it, all interested persons may be heard either in person or by their designees.

SECTION 4-35-80. Improvements financed through assessments, bonds, general revenues, or combination of sources.

The governing body may provide by the resolution for the payment of the cost of the improvements and facilities to be constructed within the improvement district by assessments on the property as defined in

Section 4-35-30, by the issuance of special district bonds, revenue bonds, or general obligation bonds of the county, from general revenues from a source not restricted from that use by law, or from a combination of the financing sources as may be provided in the improvement plan. The governing body may use the provisions of Chapter 21, Title 6 to issue revenue bonds, and any assessments authorized by this chapter are revenues of the system for that purpose.

SECTION 4-35-90. Financing discretionary with governing body; assessment rates may vary.

The financing of improvements by assessment, bonds, or other revenues, and the proportions of them, must be in the discretion of the governing body, and the rates of assessments upon property owners within the improvement district need not be uniform but may vary in proportion to improvements made immediately adjacent to or abutting upon the property of each owner in the district as well as other bases as provided in Section 4-35-30.

SECTION 4-35-100. Preparation of assessment roll.

If all or a part of improvements and facilities within the district are to be financed by assessments on property in it, the governing body shall prepare an assessment roll in which there must be entered the names of the persons whose properties are to be assessed and the amount assessed against their respective properties with a brief description of the lots or parcels of land assessed.

SECTION 4-35-110. Notice of improvement and assessment; statement of lien; time and place for hearing; opportunity to file written objection; failure to file objection constitutes consent.

As soon as practicable after the completion of the assessment roll provided in Section 4-35-100, the governing body shall mail by registered or certified mail, return receipt requested, to the owner or owners of each lot or parcel of land against which an assessment is to be levied, at the address appearing on the records of the county treasurer, a notice stating the nature of the improvement, the total proposed cost of it, the amount to be assessed against the particular property, and the basis upon which the assessment is made, together with the terms and conditions upon which the assessment may be paid. The notice must contain a brief description of the particular property involved, together with a statement that the amount assessed constitutes a lien against the property superior to all other liens except property taxes. The notice also must state the time and place fixed for the hearing of objections in respect to the assessment. A property owner who fails to file with the county council a written objection to the assessment against his property within the time provided for hearing the objections is considered to have consented to the assessment, and the published and written notices prescribed in this chapter shall so state.

SECTION 4-35-120. Hearing of objections and supporting proof; corrections to assessment; confirmation of roll; filing of copy; lien created; assessment and collection together with property taxes.

The governing body shall hear the objection as provided in this chapter of all persons who file written notice of objection within the time prescribed and who may appear and make proof in relation to the objection, either in person or by their attorney. The governing body, at the sessions held to make final decisions on objections, may make corrections in the assessment roll as it considers proper and confirm them, or set it aside and provide for a new assessment. Whenever the governing body confirms an assessment, either as originally prepared or as corrected later, a copy of it must be filed in the office of the clerk of court, and from the time of filing the assessment impressed in the assessment roll constitutes and is a lien on the real property against which it is assessed superior to all other liens and encumbrances, except the lien for property taxes, and must be annually assessed and collected with the property taxes on it.

SECTION 4-35-130. Mailing of notice of confirmation to persons who filed objections; appeal to court; hearing; effect.

Upon the confirmation of an assessment, if any, the governing body shall mail a written notice to all persons who have filed written objections as provided in this chapter of the amount of the assessment finally confirmed. The property owner may appeal the assessment only if he, within twenty days after the mailing of the notice to him confirming the assessment, gives written notice to the governing body of his intent to appeal his assessment to the court of common pleas of the county in which the property is situate, but no such appeal delays or stays the construction of improvements or affect the validity of the assessments confirmed and not appealed. Appeals must be heard and determined on the record in the manner of appeals from administrative bodies in this State.

SECTION 4-35-140. Creation of improvement district by ordinance; filing.

Not sooner than ten days nor more than one hundred twenty days following the conclusion of the public hearing provided in Section 4-35-60, the governing body, by ordinance, may provide for the creation of the improvement district as originally proposed or with changes and modifications the governing body may determine, and provide for the financing by assessment, bonds, or other revenues as provided in this chapter. The ordinance may incorporate by reference plats and engineering reports and other data on file in the office of the county. The place of filing and reasonable hours for inspection must be made available to all interested persons.

SECTION 4-35-150. Improvement ownership, removal, additions and alterations; special assessments.

The improvements as defined in Section 4-35-30 must be owned by the county, the State, or another public entity for the benefit of the citizens and residents of the improvement district or the entity owning the improvement, and at any time may be removed, altered, changed, or added to, as the governing body of the owner may determine except that during the continuance or maintenance of the improvements, the special assessments on property may be utilized for the preservation, operation, and maintenance of the improvements and facilities provided in the improvement plan, for the management and operation of the improvement district as provided in the improvement plan, and for payment of indebtedness incurred.

SECTION 4-35-160. Abolition of district; notice and hearing.

The governing body may by ordinance abolish the improvement district if there is no outstanding public debt for which assessments have been imposed on property within the improvement district for the payment of the debt. The governing body must first conduct a public hearing. Notice of the hearing must appear in a newspaper of general circulation in the improvement district two weeks before the hearing is held.



COUNTY OF LEXINGTON
PUBLIC WORKS DEPARTMENT
ENGINEERING

MEMORANDUM

DATE: April 20, 2009
TO: Katherine Hubbard
FROM: John Fecht, Public Works Director
RE: Payne Lane Bid

We received seven (7) bids for the paving of Payne Lane on April 16, 2009. Payne Lane is located in Council District 3 and is 2,400 feet in length. We bid this road with an 18' riding surface and a 1 1/2 foot turn up (valley gutter). Also included in this bid was to resurface the 790 feet of Payne lane when the dirt portion is paved.

We bid this project in four ways:

- 1) 2" HMA (hot mix asphalt) and on 6" of crusher run
- 2) 2" HMA on 8" of sand clay
- 3) Triple treatment on 8" of sand clay
- 4) Triple treatment on 6" of crusher run

The attached bid tabulation shows this as bid amount, alternate A, Alternate B, and Alternate C, respectively.

In keeping with Council's intent to test paving alternatives at the lowest cost, it is the recommendation of the Public Works staff to award the lowest responsible bidder, Cherokee, Inc., the bid (Alternate B), for a sand clay base with triple treatment as the asphalt cover.

American Engineering Consultants, Inc.
BID TABULATION FORM
 ROADWAY IMPROVEMENTS TO PAYNE LANE
 LEXINGTON COUNTY
 April 16, 2009, 3:00 P.M.

Project No.: 03-064
 2" HMA ON STONE 2" HMA ON STONE

TT ON

TT ON

| CONTRACTOR | A | B.B. | STONE BID AMOUNT | S/C Alternate A | S/C Alternate B | STONE Alternate C |
|---------------------------------------|---|------|------------------------|------------------------|------------------------|------------------------|
| C N A Construction, Inc. | | | | | | |
| Newman Construction, Inc. | | | | | | |
| McClam & Associates, Inc. | ✓ | ✓ | 355,145. ⁰⁵ | 335,578. ⁵⁵ | 300,219. ⁰⁰ | 319,405. ⁸⁰ |
| U. S. Group, Inc. | | | | | | |
| L-J, Inc. | ✓ | ✓ | 343,202. ⁹⁶ | 339,450. ⁹⁶ | 293,016. ⁷⁶ | 317,236. ⁷⁶ |
| Mabus Brothers Construction Co., Inc. | | | | | | |
| C. R. Jackson, Inc. | ✓ | ✓ | 344,906. ²⁰ | NO BID | NO BID | 305,433. ⁷⁰ |
| Plowden Construction Co., Inc. | | | | | | |
| REA Contracting, LLC | ✓ | ✓ | 369,968. ⁸⁹ | 358,831. ⁸⁹ | NO BID | NO BID |
| J C Wilkie Constuction | ✓ | ✓ | 294,417. ²¹ | 282,914. ³⁶ | 244,858. ⁷¹ | 257,302. ⁸¹ |
| Cherokee, Inc. | ✓ | ✓ | 314,177. ⁴⁰ | 280,743. ⁴⁰ | 239,992. ⁴⁰ | 273,651. ⁴⁰ |
| C. Ray Miles Construction Co., Inc, | ✓ | ✓ | 320,161. ⁵⁰ | 297,300. ⁰⁰ | 265,872. ⁰⁰ | 288,420. ⁰⁰ |
| | | | | | | |
| | | | | | | |
| | | | | | | |

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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APPOINTMENTS BOARDS & COMMISSIONS

April 28, 2009

JIM KINARD

Children's Shelter - Suzanne Clark - Term expires 06/30/09 - Eligible for reappointment

BILLY DERRICK

Health Services District - Allan R. Risinger - Term expired 3/10/09 - Eligible for reappointment

SMOKEY DAVIS

Board of Zoning Appeals - Vacant - Resigned 03/20/07 - Term expired 12/31/07

Children's Shelter - David S. Hipp - Term Expires 06/30/09 - Not eligible for reappointment

Health Services District - Wade P. Keisler - Term expired 3/10/09 - Eligible for reappointment

DEBBIE SUMMERS

Planning Commission - Todd Sease - Resigned 1/21/09 - Term expires 8/26/09

JOHNNY JEFFCOAT

Library Board - Donna Bower - Resigned 1/25/09 - Term expires 9/26/09

JOHN CARRIGG

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

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

TODD CULLUM

Children's Shelter - Jerald E. Sanders - Term expires 6/30/2009 - Eligible for reappointment

Health Services District - Vacant - Term expired 3/10/09

AT-LARGE:

Central Midlands Council of Governments:

Earl E. McLeod, Jr. - Term expires 06/15/09 - Eligible for reappointment

Central Midlands Transit Authority:

Mike Flack - Term expired 11/13/08 - Eligible for reappointment

Tommy H. Windsor, Jr. - Resigned effective 12/3/08 - Term expires 11/13/09

Health Services District:

James D. Whitehead - Term expires 3/10/09 - Eligible for reappointment

Midlands Workforce Development Board:

John Allen (Labor Representative) - Term expires 6/30/09 - Eligible for reappointment

A. Eugene Roundtree (Perkins Representative) - Term expires 6/30/09 - Eligible for reappointment

Richelynn Douglass (DSS Representative) - Term expires 6/30/09 - Eligible for reappointment

Kama Staton (Private Sector Rep) - Term expires 6/30/09 - Eligible for reappointment

Doug Bolin (Private Sector Rep) - Term expires 6/30/09 - Eligible for reappointment

Chevis F. Ballentine, Jr. (Private Sector Rep) - Term expires - 6/30/09 - Eligible for reappointment

Stormwater Advisory Board:

Robert Steele - Resigned 3/30/09 - Term expires 12/09/10

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8319

(F) 785-2240

DATE: April 15, 2009

TO: Katherine L. Hubbard
County Administrator

THROUGH: Reggie Murphy
Procurement Manager

FROM: Angela M. Seymour
Procurement Officer

SUBJECT: REQUEST FOR APPROVAL TO UTILIZE THE COMPETITIVE SEALED
PROPOSAL PROCESS FOR ADMINISTRATION OF IRS SECTION 125
INSURANCE PLAN

We are requesting the use of the Request for Proposals (RFP) process in order to seek competitive proposals from potential qualified bidders for administration of an IRS section 125 insurance plan for County employees.

Due to the scope of this project, we feel that it would not be practical or to our advantage to prepare a comprehensive set of specifications that may limit our resources or restrict competition. In selecting a contractor, it will be advantageous to consider award criteria other than cost. Proposals shall be reviewed and evaluated by a review panel based upon specific evaluation factors such as overall qualifications and experience of the firm and personnel assigned to the project, demonstrated understanding of the scope and objectives, technical approach and work plan, references, and proposed commission.

It is therefore our recommendation to utilize the competitive sealed proposal procedure established in the County ordinance. We further recommend that we seek approval at the next scheduled County Council meeting set for April 28, 2009.

Thank you.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Lori Adler, Director of Human Resources

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8319

(F) 785-2240

DATE: April 20, 2009

TO: Katherine L. Hubbard
County Administrator

THROUGH: Reggie Murphy
Procurement Manager

FROM: Angela M. Seymour
Procurement Officer

**SUBJECT: Roadway Improvements to Payne Lane
B09038-04/16/09S
Public Works**

Competitive bids were solicited and advertised for the Roadway Improvements to Payne Lane. This project consists of pavement construction of approximately 2,400 LF, including side walks. A mandatory pre-bid was held on March 31, 2009, in which twenty-two (22) vendors attended.

We received seven (7) responsive bids on April 16, 2009 (see attached Bid Tabulation).

The bids were evaluated by Joseph H. Privette, P.E. with American Engineering Consultants, Inc; John Fechtel, Director of Public Works; J. Jim Starling, Engineer Assoc. III; and Angela M. Seymour, Procurement Officer. It is our recommendation to award this project to Cherokee, Inc. as the lowest bidder for with the "Alternate B (Triple Treatment/Sand Clay)" bid in the amount of \$239,992.40.

County funds are appropriated in the following accounts:

| | |
|------------------------|---------------|
| 2700-121300-5R0019 | \$ 239,992.40 |
| Payne Lane – "C" Funds | |

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 April 28, 2009.

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

American Engineering Consultants, Inc.
BID TABULATION FORM
ROADWAY IMPROVEMENTS TO PAYNE LANE
LEXINGTON COUNTY
April 16, 2009, 3:00 P.M.
Project No.: 03-064

| CONTRACTOR | | BID AMOUNT | Alternate A | Alternate B | Alternate C |
|---------------------------------------|---|--------------|--------------|--------------|--------------|
| C N A Construction, Inc. | | NO BID | | | |
| Newman Construction, Inc. | | NO BID | | | |
| McClam & Associates, Inc. | * | \$355,136.05 | \$335,569.55 | \$300,210.80 | \$319,396.80 |
| U. S. Group, Inc. | | NO BID | | | |
| L-J, Inc. | * | \$363,670.96 | \$339,450.96 | \$293,016.76 | \$317,236.76 |
| Mabus Brothers Construction Co., Inc. | | NO BID | | | |
| C. R. Jackson, Inc. | | \$344,906.20 | NO BID | NO BID | NO BID |
| Plowden Construction Co., Inc. | | NO BID | | | |
| REA Contracting, LLC | * | \$369,979.65 | \$359,868.15 | NO BID | NO BID |
| J C Wilkie Constuction | | \$294,417.21 | \$282,914.36 | \$244,858.71 | \$257,302.81 |
| Cherokee, Inc. | | \$314,177.40 | \$280,743.40 | \$239,992.40 | \$273,651.40 |
| C. Ray Miles Construction Co., Inc. | | \$320,161.50 | \$297,300.00 | \$265,872.00 | \$288,420.00 |
| | | | | | |
| | | | | | |
| | | | | | |

* Mathematical error in bid



COMMITTEE REPORT

RE: Violence Against Women Act (VAWA) Grant Application

DATE: April 17, 2009

COMMITTEE: Justice

MAJORITY REPORT: Yes

The Justice Committee met on Tuesday, April 14, 2009, to review the request from the Sheriff's department for the Violence Against Women Act (VAWA) grant application.

Colonel Allen Paavel presented a request to apply for the Violence Against Women Act (VAWA) grant totaling \$320,398. The grant is funded at 100 percent, but there is an in-kind match required of 25 percent match. Col. Paavel said that because of the particular funding source there is no limit to the number of years that the Sheriff's Department can apply and get approved for the VAWA grant. If approved, this would be the third year for the grant which currently funds one investigator and a program coordinator for the criminal domestic violence program. However, the Sheriff's Department is requesting two additional positions, a specialized victim's advocate and an additional Criminal Domestic Violence (CDV) investigator, in addition to operating supplies and capital items.

The Justice Committee voted unanimously to recommend that full Council approve staff's request to apply for the grant.



COMMITTEE REPORT

RE: NEH Preservation Assistance Grants for Smaller Institutions Grant Application

DATE: April 17, 2009

COMMITTEE: Health & Human Services

MAJORITY REPORT: Yes

The Health and Human Services Committee met on Tuesday, April 14, 2009, to review the request from the Lexington County Museum for the National Endowment for the Humanities (NEH) Preservation Assistance Grants for Smaller Institutions grant application.

Mr. J.R. Fennell, Museum Director, presented a request to apply for the NEH Preservation Assistance Grants for Smaller Institutions Grant in the amount of \$4,889. There are no matching funds required. The grant funds would be used to purchase environmental monitoring equipment which measures and keeps track of temperature and relative humidity changes in order to protect the museum's artifact collection. Mr. Fennell reported that the Museum does not have any monitoring equipment. The equipment is required in order to get accredited by the American Association of Museums, a goal of the Museum Commission.

The Health and Human Services Committee voted unanimously to recommend that full Council approve staff's request to apply for the grant.



COMMITTEE REPORT

RE: Resolution In Support of the Issuance by the South Carolina Jobs - Economic Development Authority of its Economic Development Revenue Bonds (Lexington-Richland Alcohol and Drug Abuse Council, Inc. Project) Series 2009, Pursuant to the Provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina 1976, as Amended, in the Aggregate Principal Amount of Not Exceeding \$4,500,000

DATE: April 17, 2009

COMMITTEE: Health & Human Services

MAJORITY REPORT: Yes

The Health and Human Services Committee met on Tuesday, April 14, 2009, to review the request from the Lexington-Richland Alcohol and Drug Abuse Council (LRADAC) for a Resolution In Support of the Issuance by the South Carolina Jobs - Economic Development Authority of its Economic Development Revenue Bonds (Lexington-Richland Alcohol and Drug Abuse Council, Inc. Project) Series 2009, Pursuant to the Provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina 1976, as Amended, in the Aggregate Principal Amount of Not Exceeding \$4,500,000.

Mr. Will Johnson, attorney for Haynsworth, Sinkler, Boyd, P.A. and representing the Lexington-Richland Alcohol and Drug Abuse Council (LRADAC), presented the resolution for Council's approval. The resolution is in support of the issuance of \$4.5 million in JEDA bonds that would finance two projects for LRADAC, one in Lexington County and the other in Richland County. The Lexington Project is the construction and equipping of a new facility that would be located on Highway 6, Lexington, South Carolina, doubling the space that LRADAC has in Lexington County. Mr. Johnson reported that state and federal law require a support resolution to the County prior to the issuance of a JEDA bond and that the issuance of this bond does not in any way impact the debt limits of the County. The County does not incur any liability as a result of the issuance of these bonds.

The Health and Human Services Committee voted unanimously to recommend that full Council approve the request for the resolution.