

AGENDA
LEXINGTON COUNTY COUNCIL
Committee Meetings
Tuesday, May 26, 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.**

3:00 p.m. - 3:30 p.m. - Economic Development

- (1) Project ABD Incentive Request - Economic Development - Chuck Whipple, Senior Project Manager and Stephen Roddey, Central Alliance Senior Project Manager
- (2) Project Fella Incentive Request - Economic Development - Chuck Whipple, Senior Project Manager and Stephen Roddey, Central Alliance Senior Project Manager
- (3) Project Rare Incentive Request - Economic Development - Chuck Whipple, Senior Project Manager and Tracy McMillin, Central Alliance Project Manager
- (4) Approval of Minutes - Meeting of April 14, 2009A
- (5) Old Business/New Business
- (6) Adjournment

3:30 p.m. - 3:35 p.m. - Planning & Administration

- (1) Community Development Block Grant Recovery Funds Substantial Amendment (Goal 3) - Community Development - Rhonda Dean, AdministratorB
- (2) Approval of Minutes - Meeting of April 14, 2009C
- (3) Old Business/New Business - Land Use Growth, Private Roads/Commercial Usage
- (4) Adjournment

3:35 p.m. - 3:45 p.m. - Justice

- (1) Paul Coverdell DNA Direct Grant Application Through US Department of Justice - Sheriff's Department - Col. Allan PaavelD
- (2) Paul Coverdell DNA Grant Application Through SC Department of Public Safety - Sheriff's Department - Col. Allan PaavelE
- (3) Paul Coverdell Crime Scene Investigation Direct Grant Application Through US Department of Justice - Sheriff's Department - Col. Allan PaavelF
- (4) Paul Coverdell Grant for Crime Scene Investigation Grant Application Through SC Department of Public Safety - Sheriff's Department - Col. Allan PaavelG
- (5) Approval of Minutes - Meeting of April 14, 2009H
- (6) Old Business/New Business
- (7) Adjournment

3:45 p.m. - 3:50 p.m. - Health & Human Services

- (1) Contract for Purchase of Property (Goal 2) - Fire Service - Chief Russell Rawl..... **I**
- (2) Approval of Minutes - Meeting of April 14, 2009 **J**
- (3) Old Business/New Business - Public Defender Contract, Lexington County Fire Code/Timber Cutting, Lake Murray Dam Sign for Animals
- (4) Adjournment

3:50 p.m. - 4:00 p.m. - Public Works

- (1) Earthen Road Bid - Public Works - John Fechtel, Director..... **K**
- (2) Approval of Minutes - Meeting of April 14, 2009 **L**
- (3) Old Business/New Business - Traffic Congestion
- (4) Adjournment

4:00 p.m. - 4:05 p.m. - Airport

- (1) Lexington County Airport at Pelion - Apron Rehabilitation Project (Goal 3) - Public Works - Jim Starling, Engineering Associate, III..... **M**
- (2) Old Business/New Business - Airport Runway and Taxiway Rejuvenation
- (3) Adjournment

4:05 p.m. - 4:10 p.m. - Solid Waste

- (1) Inspection/Compliance Solid Waste/Processing Facility Application - Solid Waste Management - Dave Eger, Director **N**
- (2) Approval of Minutes - Meeting of April 14, 2009 **O**
- (3) Old Business/New Business
- (4) Adjournment

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

- (1) Approval of Minutes - Meeting of April 14, 2009 **P**
- (2) Old Business/New Business - Tax Installment Payments, Local Contractors Procurement Incentives
- (3) 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

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

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

A G E N D A
LEXINGTON COUNTY COUNCIL

Tuesday, May 26, 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

Smart Business Recycling Awards to Lexington Medical Center and Sun Printing
Presented by South Carolina Department of Health and Environmental Control - Ms.
Amanda St. John, Business Recycling Program Coordinator

Chairman's Report

Administrator's Report

Employee Recognition - Katherine Hubbard, County Administrator

Presentation of Resolutions

- (1) 11th Judicial Circuit Law Enforcement Network - Presented by Councilman Jim Kinard
- (2) Pelion Police Department - Presented by Councilman Jim Kinard

Appointments Q

Bids/Purchases/RFPs

- (1) Ambulance Billing Services - Public Safety/EMS.....**R**
- (2) Earthen Road Surfacing Program FY-09 - Public Works **S**
- (3) Weapons Purchase and Disposal of Used and Confiscated Firearms - Sheriff's Department **T**

Approval of Minutes - Meeting of April 28, 2009 U

Solid Waste Processing Facility Amendment

- (1) Solid Waste/Processing Facility Application #SW09-01 - EarthCare Recycling, LLC – Final Reading..... **V**

Ordinances

- (1) Ordinance 09-04 - An Ordinance Approving the Lease of Real Estate from the County of Lexington to the Lexington/Richland Alcohol and Drug Abuse Council - 2nd Reading**W**
- (2) Ordinance 09-06 - 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 the Unincorporated Areas of Lexington County - 2nd Reading.....**X**
- (3) First Reading by Title of an Ordinance and/or a Resolution to Increase the Franchise Fee for Time Warner

Committee Reports

Planning & Administration, S. Davis, Chairman

- (1) Community Development Block Grant Recovery Funds Substantial Amendment - **Tab B**

Justice, B. J. Kinard, Chairman

- (1) Paul Coverdell DNA Direct Grant Application Through US Department of Justice - **Tab D**
- (2) Paul Coverdell Crime Scene Investigation Direct Grant Application Through US Department of Justice - **Tab F**

Health & Human Services, J. Jeffcoat, Chairman

- (1) Contract for Purchase of Property - **Tab I**

Airport, J. Carrigg, Jr., Chairman

- (1) Lexington County Airport at Pelion - Apron Rehabilitation Project - **Tab M**

Budget Amendment Resolutions

6:00 P.M. - Public Hearing

- (1) Ordinance 09-05 - An Ordinance Adopting an Annual Budget for Fiscal Year 2009-10**Y**

Annual Budget for Fiscal Year 2009-10

- (1) Committee of the Whole - Recap of Recommended General and Non-General Budgets
- (2) Consideration of Changes to Ordinance 09-05 - An Ordinance Adopting an Annual Budget for Fiscal Year 2009-10
- (3) Ordinance 09-05 - An Ordinance Adopting an Annual Budget for Fiscal Year 2009-10 - 2nd Reading - **Tab Y**

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

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: May 21, 2009

RE: Community Development Block Grant Recovery Program (CDBG-R)

As a result of the American Recovery and Reinvestment Act of 2009 passed by the federal government, Lexington County was allocated \$385,148 in Community Development Block Grant Recovery Program (CDBG-R) funds.

The U.S. Department of Housing and Urban Development (HUD) released the CDBG-R notice on May 5, 2009. As a recipient of CDBG-R funds, we must submit a Substantial Amendment to the 2008 Action Plan to HUD by June 5, 2009 detailing our use of the funds. To expedite the process and to ensure that the CDBG-R grants are awarded in a timely manner, HUD is waiving the requirement that the grantee follow its citizen participation plan for this substantial amendment. HUD is shortening the minimum time for citizen comments to seven (7) calendar days and requiring the substantial amendment materials to be posted on the grantee's official website as the materials are developed, published, and submitted to HUD.

Our proposal is to utilize the \$385,148 in CDBG-R funds to make infrastructure improvements to unpaved roads in low and moderate income areas in the County. Improvements will include road paving and drainage installation. The proposed improvements are targeted for Bitternut Road, First Creek Road, Ally Street and Holmes Street. These projects will be an improvement for the community and will provide a safe, dependable road surface in these areas and improve conditions for emergency vehicles and other traffic. In addition, up to 10% of the funding may be used for administrative costs.

Requested Action: Committee recommendation to full Council for approval to submit the substantial amendment to the Consolidated 2008 Action Plan.

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.

SECTION IA

COUNTY OF LEXINGTON

New Program Request

Fiscal Year 2009-2010

Fund # NEW Fund Title: COVERDELL DNA THRU USDOJ
 Organization # 151200 Organization Title: LE/Operations
 Program: _____ Program Title: COVERDELL DNA THRU USDOJ

Object Expenditure _____ Total
 Code Classification _____ 2009 - 2010
 _____ Requested

Personnel

510100 Salaries - 2 _____
 519901 Salaries & Wages Adjustment _____
 510199 Special Overtime _____
 511112 FICA Cost _____
 511113 State Retirement 9.39% _____
 511114 Police Retirement 10.95% _____
 511120 Insurance Fund Contribution - 2 _____
 511130 Workers Compensation _____
 511131 S.C. Unemployment Fund _____

*** Total Personnel** _____ **0**

Operating Expenses

520300 Professional Services _____
 521000 Office Supplies _____
 521100 Duplicating _____
 521200 Operating Supplies _____ 33,035
 521206 Training Supplies _____
 521208 Police Supplies _____
 522300 Vehicle Repairs and Maintenance (2) _____
 524100 Vehicle Insurance (2) _____
 524201 General Tort Liability Insurance _____
 525000 Telephone _____
 525010 Long Distance _____
 525020 Pagers & Cell Phones _____
 525030 800 MHz Radio Service Charges (2) _____
 525041 Email Service Charges _____
 525210 Conference and Meeting Expense _____ 8,000
 525230 Subscriptions, Dues, Books _____ 10,200
 525240 Personal Mileage Reimbursement _____
 525400 Gas, Fuel and Oil _____
 525600 Uniforms & Clothing _____

*** Total Operating** _____ **51,235**

**** Total Personnel & Operating** _____

**** Total Capital (From Section II)** _____ **73,765**

***** Total Budget Appropriation** _____ **125,000**

SECTION III. – PROGRAM OVERVIEW

The Lexington County Sheriff's Department in conjunction with the Eleventh Judicial Circuit Solicitors Office, has identified a critical need as it relates to the current inability to utilize the sciences and advancements regarding DNA analysis. Because every person's DNA is unique, with the exception of identical twins, DNA analysis is a most powerful tool that can be used by law enforcement to identify criminal suspects. The DNA evidence collected from a crime scene can implicate or eliminate a suspect. Remains can be identified through comparisons with DNA from relatives. When evidence from one crime scene is compared to evidence from another crime scene, the crime could be found to be linked to the perpetrator locally, statewide, and even nationally. It is also being discovered that DNA testing is significant in solving property crimes, which may link the perpetrator to multiple crimes.

Like most other agencies throughout the state of South Carolina, the Lexington County Sheriff's Department and all the agencies within the 11th judicial circuit, are dependant on the South Carolina Law Enforcement Division (SLED) DNA Laboratory for analyses and identification. Because of this tremendous demand, and the burden in serving as the sole source provider of this service to multiple jurisdictions, SLED is tasked with attempting to work through a tremendous case backlog. Because of the economic pitfall that has caused budget cuts and financial constraints, SLED has recently been prompted to limit several aspects of previously available DNA services. With the trends and laws requiring DNA evidence in courts, it is more important than ever to establish a Regional DNA Laboratory for Lexington County and the Eleventh Judicial Circuit.

SECTION V. B. – OPERATING LINE ITEM NARRATIVES

521200 - OPERATING SUPPLIES **\$33,035**

Funds are needed to purchase video and audiotapes, film disks, batteries etc. for operational purposes for the DNA lab analysts. DNA processing supplies, DNA evidence gathering kits, tubing, piping, plates, and all types of DNA gathering kits, glass containers, plates, filters, covers, stands, swabs, swabs containers, blood spatter kits, and many other supplies are necessary for the performance of DNA analysis.

A detail list is not available, as some of the supplies will change with each case. The estimated cost of all operating supplies to include forensic supplies is estimated at \$33,035.

525210 – CONFERENCE AND MEETING EXPENSE **\$ 8,000**

The grant requires that each grant funded person attend at least two training seminars per grant year. Training fees will be charged for those who will be on sight for the hands on equipment training. The registration, hotel, per diem, car rental, airfare, and miscellaneous expenses are taken from this account.

The cost budgeted is an estimate.

525230 - SUBSCRIPTIONS, DUES, AND BOOKS **\$10,200**

Accreditation fees for the certification of the DNA Forensic Laboratory are required for DNA evidence to be permissible in court for prosecution of cases.

SECTION V. C. –CAPITAL LINE ITEM NARRATIVES

5A - CABINETS AND WORKSTATIONS \$37,965

The cabinets and workstations, including all materials and set up are required for the efficient analyzing and daily operations of the Regional DNA Laboratory. The cabinets will be chemical resistant and the workstations will be standard forensic type that meets requirements for accredited standards.

5A - RENOVATION MATERIALS, LABOR, INSTALLATION, ACCESSORIES \$26,300

The renovation materials required for the existing supply area to conform into a DNA laboratory will be tiles, floor tiles, paint, lighting, electrical wiring, hook ups, molding, PVC fittings and pipes, plumbing and electrical parts, and other materials as required. County Building and Maintenance will perform the work required for the renovation of the DNA laboratory.

5A - (1) HVAC UNIT AND ACCESSORIES \$ 9,500

A heating and air conditioning unit will be required to stabilize the temperature in the DNA laboratory. This will allow for a constant, dedicated system that will be controlled by DNA laboratory personnel.

SECTION IA

COUNTY OF LEXINGTON

New Program Request

Fiscal Year 2009-2010

Fund # NEW Fund Title: COVERDELL DNA THRU SCDPS
 Organization # 151200 Organization Title: LE/Operations
 Program: _____ Program Title: COVERDELL DNA THRU SCDPS

Object Expenditure Code Classification	Total 2009 - 2010 Requested
Personnel	
510100 Salaries - 2	_____
519901 Salaries & Wages Adjustment	_____
510199 Special Overtime	_____
511112 FICA Cost	_____
511113 State Retirement 9.39%	_____
511114 Police Retirement 10.95%	_____
511120 Insurance Fund Contribution - 2	_____
511130 Workers Compensation	_____
511131 S.C. Unemployment Fund	_____
* Total Personnel	_____
Operating Expenses	
520300 Professional Services	_____
521000 Office Supplies	_____
521100 Duplicating	_____
521200 Operating Supplies	_____
521206 Training Supplies	_____
521208 Police Supplies	_____
522300 Vehicle Repairs and Maintenance (2)	_____
524100 Vehicle Insurance (2)	_____
524201 General Tort Liability Insurance	_____
525000 Telephone	_____
525010 Long Distance	_____
525020 Pagers & Cell Phones	_____
525030 800 MHz Radio Service Charges (2)	_____
525041 Email Service Charges	_____
525210 Conference and Meeting Expense	_____
525230 Conference and Meeting Expense	_____
525240 Personal Mileage Reimbursement	_____
525400 Gas, Fuel and Oil	_____
525600 Uniforms & Clothing	_____
* Total Operating	0
** Total Personnel & Operating	0
** Total Capital (From Section II)	73,765
*** Total Budget Appropriation	73,765

SECTION III. – PROGRAM OVERVIEW

The Lexington County Sheriff's Department in conjunction with the Eleventh Judicial Circuit Solicitors Office, has identified a critical need as it relates to the current inability to utilize the sciences and advancements regarding DNA analysis. Because every person's DNA is unique, with the exception of identical twins, DNA analysis is a most powerful tool that can be used by law enforcement to identify criminal suspects. The DNA evidence collected from a crime scene can implicate or eliminate a suspect. Remains can be identified through comparisons with DNA from relatives. When evidence from one crime scene is compared to evidence from another crime scene, the crime could be found to be linked to the perpetrator locally, statewide, and even nationally. It is also being discovered that DNA testing is significant in solving property crimes, which may link the perpetrator to multiple crimes.

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SECTION V. C. –CAPITAL LINE ITEM NARRATIVES

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5A - RENOVATION MATERIALS, LABOR, INSTALLATION, ACCESSORIES \$26,300

The renovation materials required for the existing supply area to conform into a DNA laboratory will be tiles, floor tiles, paint, lighting, electrical wiring, hook ups, molding, PVC fittings and pipes, plumbing and electrical parts, and other materials as required. County Building and Maintenance will perform the work required for the renovation of the DNA laboratory.

5A - (1) HVAC UNIT AND ACCESSORIES \$ 9,500

A heating and air conditioning unit will be required to stabilize the temperature in the DNA laboratory. This will allow for a constant, dedicated system that will be controlled by DNA laboratory personnel.

**Lexington County Sheriff's Department
Administration**



To: County Council
From: Allan Paavel, Colonel
Date: May 18, 2009
Re: Paul Coverdell Grant Application through USDOJ

We are applying for a Paul Coverdell Grant through the U. S. Department of Justice that will provide funding for equipment needed by the Crime Scene Investigative Unit (CSI). The equipment requested will aid in the collection, processing, and securing of evidence collected from crime scenes.

We are requesting this agenda item be sent through Committee and to full Council at the May 26, 2009 meeting. The U. S. Department of Justice announced the funding availability on May 1, 2009 and the completed grant applications are due May 29, 2009. We did not have sufficient time to gather the information needed for a presentation to you at the May 12, 2009 meeting, as the completed package was due to the Clerk to Council on May 1, 2009, the same day of the announcement. We appreciate your consideration of this request.

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

COUNTY OF LEXINGTON Grant Request Summary Form

Title of Grant: PAUL COVERDELL CRIME SCENE INVESTIGATION DIRECT GRANT

Fund: NEW COVERDELL CSI THRU USDOJ Department: 151200 LE/Operations
No. Title No. Title

Type of Summary: Grant Application Grant Award

Grant Overview: The goal of the Crime Scene Investigation Unit is to gather forensic evidence and combine resources by forming a strong and unified approach throughout Lexington County to combat crime. This unit does this by discovering, identifying, collecting, and preserving vital evidence in crime scene investigations. The same methods are used throughout the county with consistency in recognizing and preserving physical evidence that will yield reliable information in all aspects of investigations. The support of this unit will advance the prosecution and conviction of criminals.

The grant funding period is one year and applications must be resubmitted annually. The Sheriff's Department is requesting equipment for enhancement to our existing unit.

Grant Period: October 1, 2009 to September 30, 2010

Responsible Departmental Grant Personnel: Nandalyn Heaitley

Date Grant Information Released: May 1, 2009 Date Grant Application Due: May 29, 2009

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

Personnel	\$	-
Operating	\$	-
Capital	\$	123,437.00
Total	<u>\$</u>	<u>123,437.00</u>

Local Match Required: Yes No

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

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

Dept. Preparer:	
Dept. Approval:	
Finance Approval:	
<i>Initials</i>	<i>Date</i>

SECTION IA

COUNTY OF LEXINGTON

New Program Request

Fiscal Year 2009-2010

Fund # <u>NEW</u>	Fund Title: <u>COVERDELL CSI THRU USDOJ</u>	Total
Organization # <u>151200</u>	Organization Title: <u>LE/Operations</u>	2009 - 2010
Program: _____	Program Title: <u>COVERDELL CSI THRU USDOJ</u>	Requested

Object Expenditure Code Classification	Total 2009 - 2010 Requested
Personnel	
510100 Salaries - 2	_____
519901 Salaries & Wages Adjustment	_____
510199 Special Overtime	_____
511112 FICA Cost	_____
511113 State Retirement 9.39%	_____
511114 Police Retirement 10.95%	_____
511120 Insurance Fund Contribution - 2	_____
511130 Workers Compensation	_____
511131 S.C. Unemployment Fund	_____

* Total Personnel	0
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Operating Expenses	
521000 Office Supplies	_____
521100 Duplicating	_____
521200 Operating Supplies	_____
521206 Training Supplies	_____
521208 Police Supplies	_____
522300 Vehicle Repairs and Maintenance (2)	_____
524100 Vehicle Insurance (2)	_____
524201 General Tort Liability Insurance	_____
525000 Telephone	_____
525010 Long Distance	_____
525020 Pagers & Cell Phones	_____
525030 800 MHz Radio Service Charges (2)	_____
525041 Email Service Charges	_____
525210 Conference and Meeting Expense	_____
525400 Gas, Fuel and Oil	_____
525600 Uniforms & Clothing	_____

* Total Operating	0
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** Total Personnel & Operating	0
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** Total Capital (From Section II)	123,437
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*** Total Budget Appropriation	123,437
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COUNTY OF LEXINGTON

**Capital Item Summary
Fiscal Year - 2009-2010**

Fund #	<u>NEW</u>	Fund Title:	<u>COVERDELL CSI THRU USDOJ</u>
Organization #	<u>151200</u>	Organization Title:	<u>LE/Operations</u>
Program	<u></u>	Program Title:	<u>COVERDELL CSI THRU USDOJ</u>

BUDGET
2009-2010
Requested

Qty	Item Description	Amount
	Small Tools & Minor Equipment	200
	Minor Software	2,320
1	IR/UV Camera System & Filters	3,800
1	Digital Projector & Accessories	1,300
5	Portable Generators	5,600
	Multiple Workstations and Cabinets with Accessories	57,200
1	High Capacity Photo Printer	4,000
1	Evidence Storage Locker	7,260
1	Cargo Storage Unit	3,500
1	Cell Phone Forensic Tool	4,350
4	Fiber Optic Lights Source & Accessories	3,200
6	Photoshop Software	4,002
4	Alternate Portable Light Sources	3,200
	Lab Renovation Materials, Labor, Installation	19,550
4	Electrostatic Dust Lifter	2,675
6	Photographic Filter Sets	460
4	Lab Jacks, Lab Clamps, Lab Stands	820
** Total Capital (Transfer Total to SectionI)		123,437

SECTION III. – PROGRAM OVERVIEW

The ultimate goal in the gathering of forensic evidence in Lexington County is to combine resources to form a strong Crime Scene Investigative Unit and to provide a unified approach to combating crime by discovering, identifying, collecting, and preserving vital evidence in crime scene investigations. The services of this unit establish uniformity of forensic services throughout the county with a rising goal of consistency in the recognition and preservation of physical evidence that will yield reliable information throughout all aspects of the investigation. The support and capabilities of this unit will clearly advance the successful prosecution and conviction of criminal offenders.

SECTION V. C. –CAPITAL LINE ITEM NARRATIVES

540000 – SMALL TOOLS AND MINOR EQUIPMENT \$ 200

The prism pole bipod and the fiber optic light source is necessary to provide a greater stability and more direct bright lighting in order to retrieve and examine evidence at a crime scene.

1	Prism Pole Bipod	\$200
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540010 – MINOR SOFTWARE \$ 2,320

Like any software product, time and technology rapidly outpace the current standards in use for the photo shop software and the clear ID software. Upgrades are necessary to forensically enhance photographic images used in comparison work such as footwear, tire track, and latent impressions. Upgrades are necessary to enhance images that are out of focus and have distortion problems, and to eliminate backgrounds that obscure the latent prints. These up-date software packages will keep our systems current with changes in forensic technology and capable of handling any “new” formats in video evidence.

	PhotoShop CS4 Extended Software	\$ 1,020
	ClearID Software	\$ 1,300

(1) INFRARED AND ULTRAVIOLET LIGHT CAMERA SYSTEM AND FILTERS \$ 3,800

The infrared and ultraviolet light camera system including accessories is necessary to photograph evidence such as gun powder residue, obliterated writing, charred documents, and trace fiber. The infrared and ultraviolet light camera system documents evidence that is not visible with any other type of equipment.

The estimated cost with tax is \$3,800.

(1) DIGITAL PROJECTOR AND ACCESSORIES \$ 1,300

A digital projector including a screen, will be used for training techniques of evidence gathering such as blood spatter, fire/arson, bullet projection patterns, and other areas of investigations.

The estimated cost with tax is \$1,300.

(5) PORTABLE GENERATORS \$ 5,600

Portable generators are required to operate lights and other heavy-duty tools that must be used when excavating or searching for human remains and other evidence in criminal cases. A generator is needed for each of the CSI unit so that the CSI investigator can travel directly to the crime scene without having to come into headquarters. The evidence collection may then be started instantly when there is not electrical power supply and valuable time will be saved.

The estimated cost with tax is \$5,600.

SECTION V. C. –CAPITAL LINE ITEM NARRATIVES

MULTIPLE WORKSTATIONS AND CABINETS WITH ACCESSORIES \$ 57,200

Workstations and cabinets to include all materials and set up are required for the efficient and daily operations of analysis in the CSI lab. The cabinets will be chemical resistant and the workstations will be standard forensic type.

The estimated cost with tax is \$57,200.

(1) HIGH CAPACITY PHOTO PRINTER \$ 4,000

All evidentiary photography is being stored digitally with individual Crime Scene Investigators and Deputies responsible for producing court exhibits for their casework. A high capacity printer is needed that will produce prints economically and in a timely manner. This printer would be integrated into the current digital image storage system and utilized by all members of the Department in printing digital evidence.

The estimated cost with tax is \$4,000.

(1) EVIDENCE STORAGE LOCKER \$ 7,260

An evidence storage locker will house securely the evidence secured specific to each case. An evidence storage locker allows for items of evidence to be secured in the lab while undergoing examination. Frequently, the analyst must leave the lab to answer other or emergency duties or is performing an exam that requires an extended period in the lab. During this time, it is critical that a continuous chain of custody can be documented.

The estimated cost with tax is \$7,260.

(1) CARGO STORAGE UNIT \$ 3,500

A cargo storage unit is necessary to house all of the excavation tools, ladders, poles, and other small equipment items necessary when working a crime scene. These items need to be kept separate from the CSI lab so that contamination or foreign matter is not present with the crime scene evidence is being analyzed.

The estimated cost with tax is \$3,500.

(1) CELL PHONE FORENSIC TOOL UPDATES \$ 4,350

The cell phone forensic tool will also be used to track calls and to analyze information obtained from the data collected. This device is a small handheld unit that connects with the cell phone. It is designed to recover the data on the phone in a forensic manner and is compatible with virtually all cell phone manufactures. Updates are provided on a monthly basis which is needed to keep abreast of the rapid changes in cell phone technology.

The estimated cost with tax is \$4,350.

SECTION V. C. –CAPITAL LINE ITEM NARRATIVES

(4) FIBER OPTIC LIGHTS SOURCE AND ACCESSORIES \$ 3,200

Fiber Optic Light sources and accessories are required when photographing latent prints. The ability to closely control the lighting and focus is critical to obtaining a usable latent photograph. Our ability to photograph latent prints is critical because not all latent prints that are developed can be lifted and preserved. Photographs are sometimes the only way we can document and preserve a latent print. This equipment consists of a fiber optic light source, lab jacks for positioning the evidence and clamping arms for holding evidence and scales. This equipment is consistent with the techniques taught in latent photography courses.

The estimated cost with tax is \$3,200.

(6) PHOTOSHOP SOFTWARE \$ 4,002

These upgrades are necessary to enhance images that are out of focus and have distortion problems, and to eliminate background images that obscure the latent prints

The estimated cost with tax is \$4,002.

(4) ALTERNATE PORTABLE LIGHT SOURCE \$ 3,200

An alternate portable light source is used to collect and to find items for evidence, which are not visible to the eye. The alternate light sources are needed for each investigator on the CSI Unit. The light sources will illuminate blood, urine, semen and other fluids by using fluorescent properties of the fluids with different bands of light. The light sources can also aid in the location of latent prints, hairs, and small items of evidence. The Crime Scene Investigator will be able to go directly to the crime scene to begin processing of the evidence.

The estimated cost with tax is \$3,200.

LAB RENOVATION MATERIALS, LABOR, INSTALLATION \$ 19,550

Renovation costs for materials are requested to upgrade the CSI lab to allow for a work area that is safer and more work efficient. The renovation will be completed in the existing CSI laboratory by Lexington County Building Services. The walls need to be painted, the ceiling tiles and floor tiles must be replaced, and pipes and wires are needed to add water hook ups and electrical breakers. The renovation will allow for a more efficient work area and a more sanitary work space to perform job tasks.

The estimated cost with tax is \$19,550.

(4) ELECTROSTATIC DUST LIFTER \$ 2,675

The electrostatic dust lifter is used to recover footwear impressions from hard flooring, carpet, and doors that were kicked-in. Impressions on these types of surfaces are often difficult to document using photography and can not be recovered by other means. We currently have two units in use and are asking for an additional four to provide a uniformed capability in our level of response.

The estimated cost with tax is \$2,675.

SECTION V. C. -CAPITAL LINE ITEM NARRATIVES

(6) PHOTOGRAPHIC FILTER SETS **\$ 460**

Photographic filter sets are required for each CSI unit officer to place over the cameras to filter out dust, light, and other foreign matter that will make the image being viewed more distinctive.

The estimated cost with tax is \$460.

(4) LAB JACKS, LAB CLAMPS, LAB STANDS **\$ 820**

Lab jacks are necessary to hold equipment in place while photographing or collecting evidence from a crime scene and while processing in the laboratory. The lab clamps and stands will securely fix the items being processed and the stands will elevate and allow evidence to be processed at the proper height.

The estimated cost with tax is \$820.

SECTION IA

COUNTY OF LEXINGTON

New Program Request

Fiscal Year 2009-2010

Fund # NEW Fund Title: COVERDELL CSI THRU SCDPS
 Organization # 151200 Organization Title LE/OPERATIONS
 Program: _____ Program Title: COVERDELL CSI THRU SCDPS

	Total
Object Expenditure	2009 - 2010
Code Classification	Requested

Personnel

510100 Salaries - 2	_____
519901 Salaries & Wages Adjustment	_____
510199 Special Overtime	_____
511112 FICA Cost	_____
511113 State Retirement 9.39%	_____
511114 Police Retirement 10.95%	_____
511120 Insurance Fund Contribution - 2	_____
511130 Workers Compensation	_____
511131 S.C. Unemployment Fund	_____

*** Total Personnel** 0

Operating Expenses

521000 Office Supplies	_____
521100 Duplicating	_____
521200 Operating Supplies	_____
521206 Training Supplies	_____
521208 Police Supplies	_____
522300 Vehicle Repairs and Maintenance (2)	_____
524100 Vehicle Insurance (2)	_____
524201 General Tort Liability Insurance	_____
525000 Telephone	_____
525010 Long Distance	_____
525020 Pagers & Cell Phones	_____
525030 800 MHz Radio Service Charges (2)	_____
525041 Email Service Charges	_____
525210 Conference and Meeting Expense	_____
525400 Gas, Fuel and Oil	_____
525600 Uniforms & Clothing	_____

*** Total Operating** 0

**** Total Personnel & Operating** 0

**** Total Capital (From Section II)** 87,562

***** Total Budget Appropriation** 87,562

SECTION III. – PROGRAM OVERVIEW

The ultimate goal in the gathering of forensic evidence in Lexington County is to combine resources to form a strong Crime Scene Investigative Unit and to provide a unified approach to combating crime by discovering, identifying, collecting, and preserving vital evidence in crime scene investigations. The services of this unit establish uniformity of forensic services throughout the county with a rising goal of consistency in the recognition and preservation of physical evidence that will yield reliable information throughout all aspects of the investigation. The support and capabilities of this unit will clearly advance the successful prosecution and conviction of criminal offenders.

SECTION V. C. –CAPITAL LINE ITEM NARRATIVES

MULTIPLE WORKSTATIONS AND CABINETS WITH ACCESSORIES \$ 57,252

Workstations and cabinets to include all materials and set up are required for the efficient and daily operations of analysis in the CSI lab. The cabinets will be chemical resistant and the workstations will be standard forensic type. The exact quantity of workstations and cabinets will be decided at the time of installation.

The estimated cost with tax is \$57,252.

(1) EVIDENCE STORAGE LOCKER \$ 7,260

An evidence storage locker will securely house the evidence collected specific to each case in the lab while undergoing examination. To maintain the integrity of evidence collected it must be secured at all times.

The estimated cost with tax is \$7,260.

(1) CARGO STORAGE UNIT \$ 3,500

A cargo storage unit is necessary to house all of the excavation tools, ladders, poles, and other small equipment items needed when working a crime scene. These items need to be kept separate from the CSI lab so that contamination or foreign matter is not present with the crime scene evidence is being analyzed.

The estimated cost with tax is \$3,500.

LAB RENOVATION MATERIALS \$ 19,550

Renovation costs for materials and labor to perform the renovations are requested to upgrade the CSI lab to allow for a work area that is safer and more work efficient. The renovation will be completed in the existing CSI laboratory by Lexington County Building Services or a contractor selected through the bid process. The walls need to be painted, the ceiling tiles and floor tiles must be replaced, and pipes and wires are needed to add water hook ups and electrical breakers. The renovation will allow for a more efficient work area and a more sanitary work space to perform job tasks.

The estimated cost with tax is \$19,550.

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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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: May 15, 2009
TO: Katherine Hubbard
County Administrator
FROM: John Fechtels, Public Works Director
Assistant County Administrator
RE: Earthen Road Bid

Alternate Paving Program – riding surface bids

The County has received the attached base and paving bids for four (4) of our alternate paving roads: Old Charleston Road, Greenbriar Drive, Fox Trot Trail, and Glenn Street. The riding surface bid specifications requested pricing for triple treatment and HMA (hot mix asphalt). When two of the pre-bid attendees who use triple treatment for paving did not bid the projects, we contacted them. One company indicated that their schedule could not accommodate us and the other company explained that the roads were spread out and relatively short so they were not interested. (The SCDOT contract on Pelion Road had \$4.00/SY for triple treatment and Payne Lane's lowest triple treatment was \$6.00/SY.)

Public/Private Partnership bid

As part of the road surface bid for the alternate paving program, the County also bid two roads being considered under a public/private partnership agreement: Belle Lindler Road and Aloha Court (Group B). These roads were approved a few years ago with the property owners paying for the base and asphalt. The bids received were much higher than anticipated and more than the residents have collected so far. Therefore, these projects will need to be delayed.

Soil Cement Base Alternative

Glenn Street presents a good test case for soil cement as a base material. However, the County only received one bid for this alternate. Since CR Jackson was not the low bid for the asphalt riding surface bid, they have indicated that they do not want to be considered for the soil cement alternate alone. The staff is re-bidding the base application for Glenn Street along with Westwood Circle for soil cement, sand clay, and graded aggregate (crusher run) to see if both roads create more interest in the bid. These bids should be ready for Council's June 23rd meeting.

Recommendation

The staff is prepared to recommend to the Public Works Committee and to Council that the County accept the asphalt riding surface bid for all four roads. I am hopeful that the base material option for Glenn Street offers an alternate base application; however, the staff is prepared to recommend a sand clay base prepared by Public Works as the base application if another cost effective alternative does not present itself through the bid process.

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

To: Katherine Hubbard, County Administrator
From: Jim Starling, Engineering Associate
Date: 5/15/2009
Re: Airport at Pelion – Apron Rehab. Project

In December 2008, County Council approved the 2010-2014 Airport Capital Improvement Plan (CIP) for the Airport at Pelion. The approved CIP includes bidding and construction of the Apron Rehab project during the Federal FY 2009, which runs through September 30, 2009. The total **estimated cost** for this project is \$480,000 per the CIP.

The FAA has indicated that funding for the project will be available in August using “carryover” funds, Entitlement funds, and Discretionary funds. In order to secure these funds, Lexington County will need to submit a grant application by August 1, 2009. The grant application must contain **actual costs**, based on a bid. The LPA Group would like to have a bid letting beginning on May 31, 2009, with a bid opening in late June so that **actual costs** can be obtained. This will allow the LPA Group to prepare the application for Council’s approval at their July meeting.

Council will need to approve the proposed bidding process prior to giving the LPA Group permission to begin the bid process.



COUNTY OF LEXINGTON

SOLID WASTE MANAGEMENT DEPARTMENT

498 Landfill Lane
Lexington, SC 29073
Telephone: 803-755-3325
Fax: 803-755-3833

MEMO

To: Katherine L. Hubbard, County Administrator
From: David L. Eger, Solid Waste Management Director
Date: May 14, 2009
Subject: Review/Inspection of Council Approved Solid Waste/Processing Facility Applications

Staff was requested to provide a method for inspection and compliance monitoring for facilities approved by Council through the Solid Waste/Processing Facility Application process. The following approach is recommended.

- 1.) Develop and implement a Solid Waste Permit to be provided to applicants which outlines the provisions under which the facility application was approved by Council. This provides the applicant and inspection staff with the guidelines for operation of the facility. The County Attorney has reviewed this issue and as long as a separate fee is not charged, a permit may be issued based on the stipulations approved by Council. Should the facility not comply with the permit limits, they would be notified given time to comply. A permit may be revoked for non-compliance.
- 2.) Solid Waste Management personnel would inspect each facility approved by Council a minimum of twice per year, to assess compliance with the approved permit.
- 3.) Other County agencies, such as Zoning or Code Enforcement would in the normal course of their duties observe these facilities and provide feed-back to Solid Waste Management for action if required.

Staff can proceed with this approach upon direction.

cc: Joseph G. Mergo, III, Deputy County Administrator

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APPOINTMENTS BOARDS & COMMISSIONS

May 26, 2009

BILLY DERRICK

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

SMOKEY DAVIS

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

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

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 6/30/09 - Eligible for reappointment

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

AT-LARGE:

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 expired 3/10/09 - Eligible for reappointment

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8166

(F) 785-2240

DATE: May 14, 2009

TO: Katherine L. Hubbard
County Administrator

THROUGH: Reggie Murphy
Procurement Manager

FROM: Jeffrey A. Hyde
Procurement Officer

SUBJECT: **Ambulance Billing Services**
C09037-04/29/09H
Public Safety/EMS

Competitive bids were solicited and advertised for a term contract for Ambulance Billing Services for Public Safety/EMS. This contract enables a third party company to collect ambulance fees on behalf of the County for a percentage of the revenues collected. The term of this contract shall be for a period of one (1) year and may be extended on an annual basis that shall not exceed four (4) additional one year periods.

We received (14) responsive bids on April 29, 2009 (see attached Bid Tabulation).

The bids were reviewed and evaluated by Brian Hood, Public Safety/EMS Director, and Jeffrey A. Hyde, Procurement Officer. It is our recommendation to award this project to Lowcountry Billing Services, as the lowest responsible bidder meeting the specifications. It is estimated that the annual value of this contract is approximately \$239,400.00.

I concur with the above recommendation and further recommend that this bid be placed on the County Council's agenda for their next scheduled meeting on May 26, 2009.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Brian Hood, Public Safety/EMS Director

County of Lexington

C09037
JAH
04/29/2009

Bid Tabulation

Bid # C09037-04/29/09H

Ambulance Billing Services - Term Contract

Item	Description	Digitech Computer, Inc.	MED3000, Inc.	Intermedix - ADP, Inc.	MedBridge Medical Sol.	Diversified Ambulance	SGS of Dallas, LLC	Burkett, Burkett, Burkett
1	% to be paid by the County of all revenue collected for Current Accounts	8.000%	5.500%	5.600%	* 4.000%	7.000%	4.950%	No Bid
2	% to be paid by the County of all revenue collected for Self Pay Collection Accounts.	11.000%	5.000%	5.600%	* 6.000%	6.500%	4.950%	No Bid
3	% to be paid by the County of all revenue collected for Setoff Debt Collection Accounts.	3.000%	5.000%	5.000%	* 1.000%	6.000%	4.950%	No Bid

Item	Description	Lowcountry Billing Svcs	Carolina Ambul. Billing	N.R.G., Inc.	EMS Mgmt & Consultants	911 Pro Billing - Lifeline Sys	EMS Consultants	EMS Consultants
1	% to be paid by the County of all revenue collected for Current Accounts	4.250%	4.900%	6.000%	6.750%	8.000%	6.000%	** 5.500%
2	% to be paid by the County of all revenue collected for Self Pay Collection Accounts.	6.500%	15.000%	6.000%	6.750%	8.000%	6.000%	** 5.500%
3	% to be paid by the County of all revenue collected for Setoff Debt Collection Accounts.	4.000%	4.750%	5.500%	6.750%	24.000%	6.000%	** 5.500%

* Contractor did not meet minimum specification requirements.

** with Automated Run Tracking (ART) System

Bids Opened: April 29, 2009 @ 3:00PM

Jeffrey A. Hyde
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8319

(F) 785-2240

DATE: May 15, 2009

TO: Katherine L. Hubbard
County Administrator

THROUGH: Reggie Murphy
Procurement Manager

FROM: Angela M. Seymour
Procurement Officer

SUBJECT: **Earthen Road Surfacing Program FY-09**
B09040-04/13/09S
Public Works

Competitive bids were solicited and advertised for the Earthen Road Surfacing Program FY-09. This project consists of pavement construction of approximately 2.3 miles of Lexington County earthen (dirt) roads. A mandatory pre-bid was held on April 2, 2009, in which seven (7) vendors attended. We received two (2) responsive bids on April 13, 2009 (see attached Bid Tabulation).

The bids were evaluated by John Fechtel, Director of Public Works; J. Jim Starling, Engineer Assoc. III; J. Randy Edwards, County Engineer; and Angela M. Seymour, Procurement Officer. It is our recommendation to award this project to CBG, Inc. as the lowest bidder ("Group A" Base Bid) in the amount of \$192,036.00.

County funds are appropriated in the following accounts:

2702-121300-5R0065	\$40,315.00
Alternative Road Paving Program	Glenn Street
2702-121300-5R0071	\$44,084.50
Alternative Road Paving Program	Fox Trot Trail
2702-121300-5R0066	\$66,706.50
Alternative Road Paving Program	Old Charleston Road
2702-121300-5R0064	\$40,930.00
Alternative Road Paving Program	Greenbriar Drive

I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on May 26, 2009.

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

County of Lexington

Bid Tabulation

BID # : B09040-04/13/09S

EARTHEN ROAD SURFACING PROGRAM 08/09

HMA

				CR Jackson, Inc.			CBG, Inc.			
Item	Qty A	Qty A & B	U/M	Description	Unit Price	Group A Total Price	Group A & B Total Price	Unit Price	Group A Total Price	Group A & B Total Price
201	100	100	CY	Unsuitable Material	\$104.00	\$10,400.00	\$10,400.00	\$12.00	\$1,200.00	\$1,200.00
202	2500	2500	SY	Sub-Base Preparation	\$8.00	\$20,000.00	\$20,000.00	\$2.00	\$5,000.00	\$5,000.00
401A	9153	15143	SY	1.5" Hot Mix Asphalt	\$7.88	\$72,125.64	\$119,326.84	\$6.50	\$59,494.50	\$98,429.50
401B	9769	9769	SY	2" Hot Mix Asphalt Surface	\$9.74	\$95,150.06	\$95,150.06	\$8.50	\$83,036.50	\$83,036.50
401C	480	720	SY	SCDOT Base Tie-In	\$13.00	\$6,240.00	\$9,360.00	\$22.00	\$10,560.00	\$15,840.00
403	2155	2977	SY	Driveway Apron	\$12.50	\$26,937.50	\$37,212.50	\$15.00	\$32,325.00	\$44,655.00
602	42	77	EA	Raised Pavement Marker	\$12.00	\$504.00	\$924.00	\$10.00	\$420.00	\$770.00
				Total Base Bid		\$231,357.20	\$292,373.40		\$192,036.00	\$248,931.00

Triple Treatment

				CR Jackson, Inc.			CBG, Inc.			
Item	Qty A	Qty A & B	U/M	Description	Unit Price	Group A Total Price	Group A & B Total Price	Unit Price	Group A Total Price	Group A & B Total Price
201	100	100	CY	Unsuitable Material	\$104.00	\$10,400.00	\$10,400.00	No Bid	No Bid	No Bid
202	2500	2500	SY	Sub-Base Preparation	\$8.00	\$20,000.00	\$20,000.00	No Bid	No Bid	No Bid
401B	480	720	SY	2" Hot Mix Asphalt Surface	\$27.25	\$13,080.00	\$19,620.00	No Bid	No Bid	No Bid
401C	480	720	SY	SCDOT Base Tie-In	\$13.00	\$6,240.00	\$9,360.00	No Bid	No Bid	No Bid
402	18922	24912	SY	Triple Treatment Surface	\$6.82	\$129,048.04	\$169,899.84	No Bid	No Bid	No Bid
403	2155	2977	SY	Driveway Apron	\$9.50	\$20,472.50	\$28,281.50	No Bid	No Bid	No Bid
602	42	77	EA	Raised Pavement Marker	\$12.00	\$504.00	\$924.00	No Bid	No Bid	No Bid
				Total Base Bid		\$199,744.54	\$258,485.34	No Bid	No Bid	No Bid

****Group A - County pays for entire Surfacing Program.****

****Group A & B - Public/Private partnership pays for additional roads within the Surfacing Program****

****Due to a lack of funds raised by private partnership, the County has elected to pay for the entire Surfacing Program.****

Bids Opened: April 15, 2009 @ 3:00 PM

Angela M. Seymour
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8319

(F) 785-2240

DATE: May 14, 2009

TO: Katherine L. Hubbard
County Administrator

THROUGH: Reggie Murphy
Procurement Manager

FROM: Angela M. Seymour
Procurement Officer

SUBJECT: **Weapons Purchase and Disposal of Used and Confiscated Firearms**
Bid No. B09043-05/06/09S
Sheriff's Department

Competitive bids were solicited and advertised for Weapons Purchase and Disposal of Used and Confiscated Firearms for the Sheriff's Department. The Lexington County Sheriff's Department is selling seized and confiscated firearms, along with old service weapons, to a firearms dealer in order to acquire new service weapons for our officers. The intent of this process is to purchase new weapons without using appropriated funds in our existing accounts; thereby saving money.

We received three (3) bids (see attached bid tabulation). Bids were evaluated by Colonel Allan Paavel, Sheriff's Department; Lieutenant Bill Wright, Sheriff's Department; and Angela M. Seymour, Procurement Officer. The bid was set-up to allow vendors to bid on four (4) separate lots. Lot #1 included the purchase of all items less the trade-in offer. Lot #2 and Lot #3 were for the purchase of guns and holsters respectively. Lot #4 was for the sale of the used service and confiscated weapons.

It is our recommendation to award Lot #2 to Craig's Firearm Supply Company as being one of the lowest responsible bidders for the weapons, Lot #3 to Lawmen's Safety Supply as being the only bidder for the holsters, and Lot #4 to Dana Safety Supply dba Palmetto Distributors as being the highest offer for the sale of the used service and confiscated weapons. Funds will be appropriated from the net sales of the weapons. Sheriff's Department will use these funds to purchase additional firearms and holsters from the awarded vendors to complete their GLOCK transition. Including the sales tax, this will result in a total gain to the County of \$24.02. Lot #1 will not be awarded to any vendor as it was not advantageous to the County.

I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on May 26, 2009.

Attachment

copy: Larry Porth, Director of Finance/Assistant County Administrator
Sheriff James Metts
Chief Keith Kirchner, Assistant Sheriff
Colonel Allan Paavel, Sheriff's Department
Sylvia Dillon, Sheriff's Department

ADDITIONAL PURCHASES WITH FUNDS BALANCE								
Item	Qty	Description	Craig's Firearm Supply, Inc.		Lawmen's Safety Supply, Inc.		Dana Safety Supply	
			Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
1	56	GLOCK 17 /19, 9mm w/GLOCK night sights and three (3) magazines	\$ 409.00	\$22,904.00	\$-	\$-	\$-	\$-
1	5	Safariland Model 6280 holsters in plain black STX finish to fit GLOCK Model 35 with TLR 1 Light – Right & Left hand.	\$-	\$-	\$67.05	\$335.25	\$-	\$-
2	3	Safariland Model 6004 holsters in plain black STX finish to fit GLOCK Model 35 with TLR 1 Light – Right & Left hand.	\$-	\$-	\$106.65	\$319.95	\$-	\$-
3	51	Safariland Model 6280 holsters in plain black STX finish to fit GLOCK Model 17 – Right & Left hand.	\$-	\$-	\$58.05	\$2,960.55	\$-	\$-
4	25	Safariland Model 6377 holsters in plain black STX finish to fit GLOCK Model 19 - Right & Left Hand	\$-	\$-	\$28.50	\$712.50	\$-	\$-

**** Lot 1 was not awarded.****

**** Due to a tie in Lot 2, the Procurement Manager flipped a coin to determine the who will be awarded the lot. Craig's Firearm Supply, Inc. won the coin toss (Per Procurement Regulations).****

Bids opened May 6, 2008

Angela M. Seymour
Procurement Officer

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



COUNTY OF LEXINGTON, SOUTH CAROLINA

Solid Waste Management

498 Landfill Lane

Lexington, SC 29073

Phone (803) 755-3325 Fax (803) 755-3833

SOLID WASTE/PROCESSING FACILITY APPLICATION # **SW09-01**

Applicant/Business Name: EarthCare Recycling, LLC

Address and/or description of property for which the SW/Processing Facility Application is made:

349 Buck Corley Court, Lexington, SC 29071

TMS#: 006500-04-042 Activity acreage: 5 Acres

Type of activity: Recycling Facility for concrete, asphalt and brick On-site processing included? Yes

Additional comments as necessary: None

Is activity under current review by SCDHEC? No

Does activity have a current SCDHEC permit? No

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

Date of application: 3/31/09 Applicant: Property Owner X Authorized Agent

Phone #(s): Office (803) 808-3220 Fax (803) 808-3220 _____

Signature: ***Signature on File*** Printed Name: Jason C. Wilkie

Street/Mailing Address: P.O. Box 1350 City, State, Zip Code: Lexington, SC 29071

3/31/09	Application Received	4/29/09	Fee Received
2/11/09	Zoning Site Plan Approved	4/27/09	Property Posted
4/24/09	Adjacent Property Notices Mailed	4/23/09	Newspaper Advertisement(s)

4/14/09	First Reading	5/12/09	Public Hearing	5/26/09	Final Reading
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Results: _____

COUNTY OF LEXINGTON, SOUTH CAROLINA

ORDINANCE NO. 09-04

AN ORDINANCE APPROVING THE LEASE OF CERTAIN PROPERTY FROM COUNTY OF LEXINGTON TO LEXINGTON RICHLAND COUNTY ALCOHOL AND DRUG ABUSE COUNCIL, INC. (LRADAC).

WHEREAS, the County of Lexington (hereinafter “the County”) has purchased certain property in the Red Bank area of Lexington County, in part, for purposes of consolidating services for the South Carolina Department of Mental Health, Health Department, and South Carolina Department of Social Services; and

WHEREAS, Lexington/Richland Alcohol and Drug Abuse Council, Inc. (hereinafter “LRADAC”), has requested property adjacent to the referenced services; and

WHEREAS, the County has purchased additional property adjacent to the referenced property; and

WHEREAS, LRADAC is the County-designated agency for purposes of treating alcohol and drug abuse and prevention programs; and

WHEREAS, the County has determined that it would be in the best interest of the County and serve a valid public purpose to offer an unimproved portion of the County property to LRADAC for the purposes of LRADAC to build a new alcohol and drug treatment and prevention facility on the subject property; and

WHEREAS, it having been determined it would be in the best interests of both parties for the County to lease a portion of the County property to LRADAC for the stated purposes;

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

Section 1. The Lease Agreement attached hereto as Exhibit "A" is hereby approved.

Section 2. The Chairperson of the Lexington County Council and/or County Administrator is authorized and directed to execute and deliver the Lease Agreement and to further execute all appropriate documents for the lease of such property according to the terms of the Lease Agreement. The Chairperson and/or Administrator is further authorized to make any nonsubstantive changes to the Lease Agreement, if any, after consulting with the County Attorney.

Enacted this _____ day of _____, 2009.

Debra B. Summers, Chairman

ATTEST:

Diana Burnett, Clerk

First Reading: _____

Second Reading: _____

Public Hearing: _____

Third & Final Reading: _____

Filed w/Clerk of Court: _____



STATE OF SOUTH CAROLINA
 COUNTY COUNCIL FOR LEXINGTON COUNTY
 ORDINANCE 09-06

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 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 and employees in the workplace 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 Public Places and Places of Employment

Section 14-___. Smoking of tobacco products.

(a) **Findings.** As an incident of the adoption of this Article, the County Council (“County Council”) of the County of Lexington, South Carolina (the “County”) makes the following findings:

- (1) Secondhand smoke is the third leading cause of preventable death in the United States, killing 53,000 Americans prematurely each year; and
- (2) The U.S. Environmental Protection Agency, U.S. Centers for Disease Control and Prevention, National Toxicology Program’s Report on carcinogens, National Cancer Institute, and the International Agency for Research On Cancer have all reported that secondhand smoke is a group A human carcinogen, a cancer causing substance, of which there is no safe level of exposure; and
- (3) The health consequences of involuntary smoking have been reported by the U.S. Surgeon General to be a cause of disease, including lung cancer, in healthy non-smokers; and
- (4) The U.S. Surgeon General has concluded that a simple separation of smokers and non-smokers within the same airspace does not eliminate the exposure of non-smokers; and

- (5) Numerous medical and scientific studies show substantial levels of exposure to secondhand smoke among the United States population, and over the past two decades, the health hazards resulting from exposure to secondhand smoke have been increasingly recognized; and
 - (6) Secondhand smoke increases the risk of developing breast cancer in younger, pre-menopausal women; and when inhaled by pregnant women, secondhand smoke increases the risk for low-weight babies, pre-term delivery, and Sudden Infant Death Syndrome (SIDS); and
 - (7) Exposure to secondhand smoke by children leads to decreased lung function, asthma, pneumonia, ear infections, bronchitis and even sudden infant death syndrome; and
 - (8) Studies of hospital admissions for acute, myocardial infarction in Helena, Montana and Pueblo, Colorado before, during, and after a local law eliminating smoking in workplaces and public places was in effect, has determined that laws to enforce smoke-free workplaces and public places may be associated with a reduction in morbidity from heart disease; and
 - (9) Workplaces have been shown to be locations of significant exposure to secondhand tobacco smoke by employees working in the unincorporated areas of Lexington County; and
 - (10) There are laws, ordinances, and regulations in place that protect workers from other environmental hazards, including Class A carcinogens, asbestos, arsenic and benzene, but none which regulate exposure to secondhand smoke; and
 - (11) The South Carolina General Assembly at Section 44-95-10 et seq. (the “Clean Indoor Air Act of 1990”) imposed certain limitations on smoking. For example, it limited smoking in Government Buildings (the definition of which includes County-owned buildings) except where the owner of such building shall designate smoking areas.
- (b) Intent. 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 the workplace. Therefore, County Council declares that the purpose of this act is: 1) to preserve and improve the health, comfort, and environment of the people of the unincorporated areas of the County by limiting exposure to secondhand smoke in the workplace; and 2) to guarantee the right of nonsmokers to breathe smoke-free air, and to recognize that the need to breathe smoke-free air shall have priority over the desire to smoke.
- (c) Definitions.
- (1) “Employee” means any person who performs services for an employer in return for wages, profit or other valuable consideration, and/or a person who volunteers his or her services for a non-profit entity.
 - (2) “Employer” means any person, partnership, association, corporation, trust, school, college, university or other educational institution, nonprofit entity or other

organization, including any public or private employer, any manager, supervisor, and all other persons charged with control, supervision, and operation of any Workplace, Work Space, or Work Spaces as defined herein, that employs (1) or more persons.

- (3) "Enclosed" means a space bounded by walls (with or without windows), a ceiling or roof, and enclosed by doors, including but not limited to, offices, rooms, foyers, waiting areas and halls.
- (4) "Private club" means an organization, whether incorporated or not, which is the owner, lessee, or occupant of a building or portion thereof used exclusively for club purposes at all times, which is operated solely for a recreational, social, patriotic, political, benevolent, or athletic purpose, but not for pecuniary gain, and which only sells alcoholic beverages incidental to its operation. The affairs and management of the organization are conducted by a board of directors, executive committee, or similar body chosen by the members at an annual meeting. The organization has established bylaws and/or a constitution to govern its activities. The organization has been granted an exemption from the payment of federal income tax as a club under 26 U.S.C. Section 501. Establishments which are in fact operating as bars, restaurants, or entertainment venues primary for the pecuniary benefit of the owner or chief operating officer shall not be treated as private clubs under this definition. A private club will not be considered a private club for the purposes of this definition when being used for a function to which the general public is allowed to enter.
- (5) "Retail tobacco store" means any establishment which is not required to possess a retail food permit whose primary purpose is to sell or offer for sale to consumers, but not for resale, tobacco products and paraphernalia, in which the sale of other products is merely incidental, and in which the entry of persons under the age of eighteen (18) is prohibited at all times.
- (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.
- (9) "Workplace" means any enclosed indoor area, structure, building or facility or any portion thereof at which one (1) or more employee(s) perform services for their employer, including but not limited to: retail food stores, retail stores, restaurants, bars, cabarets, cafes, public or private clubs, pool halls, and bowling alleys.
- (10) "Work space" or "work spaces" means any enclosed area occupied by an employee during the course of his or her employment, including but not limited to: offices, customer service areas, common areas, hallways, waiting areas, restrooms, lounges, and eating areas.

(d) Prohibition of Smoking in the Workplace. The following apply to all unincorporated areas of the County:

- (1) All employers shall provide a smoke-free environment for all employees working in any work space or workplace as those terms are defined herein. Further, the employer shall prohibit any persons present in any work space or workplace from smoking tobacco products therein.
- (2) No person shall smoke or possess a lighted tobacco product in any work space or workplace.
- (3) Notwithstanding any other provision in this article, an owner, operator, manager, or other person in control of an establishment, facility 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-__ (f) is posted.

(e) Exceptions. Notwithstanding the provisions of subsection (d) herein, smoking may be permitted in the following places in the unincorporated areas of the County under the following circumstances:

- (1) Private residences;
- (2) Hotel and motel rooms that are rented to guests and are designated as smoking rooms; provided however, that not more than twenty-five percent (25%) of rooms rented to guests in a hotel or motel may be so designated. All smoking rooms on the same floor must be contiguous and smoke from these rooms must not infiltrate areas where smoking is prohibited under provisions of this Section. The status of rooms as smoking or nonsmoking may not be changed, except to add additional nonsmoking rooms;
- (3) Retail tobacco stores as defined herein; and
- (4) Private clubs that have no employees, except when being used for a function to which the general public is admitted; and
- (5) Religious ceremonies where smoking is part of the ritual.

(f) Posting of Signs. The owner, manager or person in control of a Workplace shall post a conspicuous sign at the main entrance to the Workplace, which shall contain the words "No Smoking" and the universal symbol for no smoking.

(g) Reasonable Distance. In the unincorporated area of the County, 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.

(h) Jurisdiction, Enforcement and Penalties.

- (1) A person who owns, manages, operates, or otherwise controls a Workplace or Work Space 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 Work Space or Workplace 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.

(i) Governmental Agency Cooperation. The County Administrator shall request other governmental and educational agencies having facilities within the unincorporated areas of the County to establish local operating procedures in cooperation and compliance with this Section. This includes urging all Federal, State, County, City and School District agencies to update their existing smoking control regulations to be consistent with the current health findings regarding secondhand smoke.

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: May 12, 2009
Second Reading:
Public Hearing:
Third Reading:



ORDINANCE 09-05
AN ORDINANCE ADOPTING AN ANNUAL BUDGET FOR
FISCAL YEAR 2009-10

WHEREAS, South Carolina Code § 4-9-120 and § 4-9-130 require that County Council shall adopt an annual budget; and

WHEREAS, the annual budget shall be based upon estimated revenues and shall provide appropriations for County operations and debt service for all County departments and agencies.

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

SECTION 1 - GENERAL

The fiscal year 2009-10 County budget for Lexington County, South Carolina, a copy of which is attached hereto and incorporated herein by way of reference, is hereby adopted.

SECTION 2 – COUNTY-WIDE TAX LEVY

There shall be levied, for County operations and for County designated millage agencies (Midlands Technical College and Riverbanks Park) on all taxable property in Lexington County, sufficient taxes to fund the referenced budget in the number of mills allowed in Code Section 6-1-320. (Specifically, the cumulative total County-wide millage amounts are ~~increased from the same as the previous fiscal year. by the amount of the increase in the consumer price index for the preceding calendar year, plus the percentage increase in the previous year in the population of Lexington County.~~)

SECTION 3 - DEBT SERVICE TAX LEVY

The County Auditor is hereby authorized and directed to levy millages for all county and special district debt service funds in amounts sufficient to retire their respective debts.

SECTION 4 – SPECIAL PURPOSE DISTRICT TAX LEVY

There shall be levied, for the special purpose districts (Lexington County Recreation and Aging Commission, Irmo-Chapin Recreation Commission, and Irmo Fire District) on all taxable property in their respective districts, sufficient taxes to fund their respective budgets in the number of mills, allowed in Code Section 6-1-320. (Specifically, all agency millage amounts are the same as ~~increased from the previous fiscal year. by the amount of the percentage increase in the consumer price index for the preceding calendar year, plus the percentage increase in the previous year in the population of Lexington County.~~)

SECTION 5 - BUDGETARY ESTIMATES

Anticipated revenues are stated as estimates and the respective appropriations are maximum and conditional. Should actual funding sources for any such fund be less than projected, the Administrator shall reduce budgeted expenditures attributable to said fund.

SECTION 6 - BUDGETARY CONTROL

Departments and/or other organizational units are bound to the appropriated expenditures incorporated herein. Upon the written request of the department head, the County Administrator, or his designated representative, is hereby authorized to effect transfers between line items.

Any departments which overspend their spending levels for two consecutive months shall have sufficient personnel in their department removed from the County payroll to fully compensate, prior to June 30, 2010, the impending overrun.

SECTION 7 - LINE ITEM CARRYOVERS

Any line items previously appropriated and/or properly encumbered as of June 30, 2009, shall be carried forward as an appropriation of fiscal year 2009-10 upon the recommendation of the County Administrator, and by passage of a budgetary amendment resolution by County Council.

SECTION 8 - NEW GRANTS

Grant funds applied for or received after the budget year, and therefore not stated in this budget ordinance, shall, by passage of a budgetary amendment resolution by County Council authorizing the acceptance of the grant and its appropriations, be accounted for in appropriate special revenues funds. The specific grant provisions shall direct the manner of expenditure of these funds.

SECTION 9 - OTHER MISCELLANEOUS RECEIPTS

Revenues other than those originally budgeted may be expended as directed by their respective revenue source after they are accepted and appropriated by the County Council by passage of the budgetary amendment resolution. Such funds include, but are not limited to, contributions, donations, special events, insurance and similar recoveries. These funds may be appropriated for any costs or overruns or new projects upon approval of County Council.

SECTION 10 - LINE OF CREDIT AUTHORIZATION

From time to time it may be necessary for the administration of the County (or any other agency for which the county levies taxes) to borrow in anticipation of tax revenues to guarantee continuity in regular operations. To provide for such contingencies, the administration of the county (or the respective agencies) is hereby authorized to borrow in anticipation of ad valorem tax collections. Such authorization may only be exercised upon certification of need by both the County Treasurer and the Finance Director (or the CEO of the agency and the Chief Financial Officer) and any amount borrowed must be obtained at the lowest possible interest rate and repaid as quickly as practical.

SECTION 11 - SEVERABILITY

If for any reason any provision of this Ordinance shall be declared invalid or unconstitutional, such shall not affect the remaining provisions of this Ordinance.

This Ordinance shall become effective July 1, 2009.

Enacted this _____ day of _____, 2009.

Debra B. Summers, Chairman

ATTEST:

Diana W. Burnett, Clerk

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