

**AGENDA
LEXINGTON COUNTY COUNCIL
Committee Meetings**

October 25, 2011

**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. - 2:00 p.m. - Economic Development

- (1) Project TeePee Discussion - Economic Development - Chuck Whipple, Director
- (2) Resolution R11-10 - Inducement Resolution for Project Cauliflower - Economic Development - Chuck Whipple, Director..... A
- (3) Ordinance 11-19 - Ordinance Authorizing (1) Fee-in-Lieu Between Lex Cty and Project Cauliflower, (2) Negotiated Fees in Lieu of Ad Valorem Taxes, (3) SSC, (4) Multi-County Park, (5) Transfer & Conveyance of Property, and (6) Other Matters - First Reading by Title - Economic Development - Chuck Whipple, Director
- (4) Old Business/New Business
- (5) Adjournment

2:00 p.m. - 2:15 p.m. - Planning & Administration

- (1) Landscape for Detention Ponds - Update - Community Development - Robbie Derrick, Landscape Administrator and John Fechtel, Public Works Director/Assistant County Administrator B
- (2) Old Business/New Business
- (3) Adjournment

2:15 p.m. - 2:20 p.m. - Justice

- (1) Meeting of September 27, 2011 - Approval of Minutes C
- (2) Old Business/New Business
- (3) Adjournment

2:20 p.m. - 2:40 p.m. - Health & Human Services

- (1) Resolution From Irmo Fire District Requesting the Expansion of the Boundaries of the Irmo Fire District D
- (2) Ordinance 11-17 - Providing for the Expansion of the Service Area Boundaries of the Irmo Fire District E
- (3) Resolution 11-09 - Calling for a Public Hearing for the Expansion of the Boundaries of the Irmo Fire District..... F
- (4) 2010 Local Emergency Management Performance Grant (LEMPG) Supplemental Application (Goal 1) - Tom Collins, Emergency Response Coordinator G

- (5) FY 2011 EMS Grant-in-Aid Award (Goal 1) - Brian Hood, EMS Coordinator H
- (6) Old Business/New Business
- (7) Adjournment

2:40 p.m. - 2:45 p.m. - Public Works

- (1) Meeting of September 27, 2011 - Approval of Minutes I
- (2) Old Business/New Business - Traffic Congestion, Alternate Material for Road Swells, New Road/Corley Mill/Riverchase, Flooding Issues/Kinley Creek Criteria, Stormwater Land Development Manual Chapter 7, Stormwater Utility Fee Update
- (3) Adjournment

2:45 p.m. - 4:15 p.m. - Committee of the Whole

- (1) Update on the 100-Days of Operations of the Midlands Housing Alliance Transitions Center - Carol Addy, Council Appointee
- (2) Resolution No. R11-08 - Town of Lexington Annexation J
- (3) State Set-Aside DBE Report for FY 2010-2011 for Lexington County C- Fund Projects - Public Works - Jim Starling, Engineering Assoc. III K
- (4) Meeting of September 27, 2011 - Approval of Minutes L
- (5) Possible Executive Session if Time Permits
- (6) Old Business/New Business - Local Contractors Procurement
- (7) Adjournment

GOALS

1. Provide for public services to citizens of Lexington County.
2. Manage growth to meet the needs of Lexington County.
3. Provide innovative Financial Management.

Economic Development

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

Planning & Administration

J. Jeffcoat, Chairman
S. Davis, V Chairman
B. Matthews
B. Banning, Sr.
J. Kinard

Justice

S. Davis, Chairman
B. Keisler, V Chairman
F. Townsend, III
B. Banning, Sr.
J. Kinard

Health & Human Services

J. Jeffcoat, Chairman
D. Summers, V Chairman
F. Townsend, III
B. Keisler
J. Kinard

Public Works

T. Cullum, Chairman
B. Keisler, V Chairman
B. Matthews
B. Banning, Sr.
J. Kinard

Committee of the Whole

J. Kinard, Chairman
B. Banning, Sr., V Chairman
F. Townsend, III
S. Davis
D. Summers
B. Keisler
J. Jeffcoat
B. Matthews
T. Cullum

**AGENDA
LEXINGTON COUNTY COUNCIL**

October 25, 2011

**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

Presentation of Resolutions

(1) Thank a Veteran Week Presented by Chairman Jim Kinard

Administrator's Report

(1) Shining Stars

Employee Recognition - Katherine Hubbard, County Administrator

Holiday Schedule

(1) November & December 2011 Schedule M

Resolutions

(1) Arbor Day 2011 N

(2) Lexington High School Swim Team..... O

Appointments

(1) Boards and Commissions P

Bids/Purchases/RFPs

(1) One (1) 4WD Heavy Duty Rescue Vehicle (Replacement) - Public Safety/EMS..... Q

(2) Chapin Collection and Recycling Center Concrete/Asphalt Replacement - Solid Waste
Management..... R

(3) Fuel Island Canopy for Chapin Public Works Fuel Site - Public Works/Fleet Services S

(4) Housing Rehabilitation Project: 323 Hearthstone Road - Community Development T

(5) One (1) Crawler Dozer - Public Works U

(6) One (1) Rubber Tire Loader (Replacement) - Public Works - Procurement..... V

(7) Twenty-Eight (28) Laptops, Ten (10) Personal Computers, Thirty-One (31) Monitors, and
Accessories - Sheriff's Department - Procurement W

Approval of Minutes

(1) Meeting of September 27, 2011 X

Zoning/Text Amendment

(1) Zoning Text Amendment T11-03 - First Reading Y

Ordinance

(1) Ordinance 11-18 - An Ordinance to Convey Title to .297 Acres to the SCDOT for Purposes of Roadway Improvements - First Reading by Title

Committee Reports

Economic Development, B.Banning, Sr., Chairman

- (1) Resolution R11-10 - Inducement Resolution for Project Cauliflower - Tab A
- (2) Ordinance 11-19 - Ordinance Authorizing (1) Fee-in-Lieu Between Lex Cty and Project Cauliflower, (2) Negotiated Fees in Lieu of Ad Valorem Taxes, (3) SSC, (4) Multi-County Park, (5) Transfer & Conveyance of Property, and (6) Other Matters - First Reading by Title

Justice, S. Davis, Chairman

(1) Request for Position Re-classification - Justice Committee..... Z

Health & Human Services, J. Jeffcoat, Chairman

- (1) Ordinance 11-17 - Providing for the Expansion of the Service Area Boundaries of the Irmo Fire District - Tab E
- (2) Resolution 11-09 - Calling for a Public Hearing for the Expansion of the Boundaries of the Irmo Fire District - Tab F
- (3) 2010 Local Emergency Management Performance Grant (LEMPG) Supplemental Application (Goal 1) - Tab G
- (4) FY 2011 EMS Grant-in-Aid Award (Goal 1) - Tab H

Committee of the Whole, J. Kinard, Chairman

- (1) Resolution No. R11-08 - Town of Lexington Annexation - Tab J
- (2) State Set-Aside DBE Report for FY 2010-2011 for Lexington County C- Fund Projects - Tab K

Budget Amendment Resolutions

OLD BUSINESS/NEW BUSINESS

EXECUTIVE SESSION/LEGAL BRIEFING

MATTERS REQUIRING A VOTE AS A RESULT OF EXECUTIVE SESSION

ADJOURNMENT

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County of Lexington

Office of Community Development
Development Services Division
212 South Lake Drive, Suite 401
Lexington, SC 29072

Telephone (803) 785-8121 - Fax (803) 785-5186

MEMORANDUM

To: Planning and Administration Committee
Through: Katherine Hubbard, County Administrator
From: Robbie Derrick, Landscape Administrator
John Fechtel, Public Works Director/Assistant County Administrator
Date: October 12, 2011
Subject: Landscape Requirements for Detention Ponds - Update

On October 6, 2011, Community Development and Public Works staff held a development stakeholders meeting to discuss the landscaping of detention ponds that are to be dedicated to the County. Representatives from home builders, developers, and engineers were present for the development stakeholders group.

There was minimal input and concern from the stakeholders group regarding possible landscape requirements for new detention ponds that are to be dedicated to the County. However, several comments were focused toward stormwater management requirements, particularly those regarding security fencing around the detention pond. There was also discussion on low impact development and bioretention systems.

Attached is a summary of the meeting, a list of attendees, and additional staff comments. Staff is requesting guidance from the Planning and Administration Committee on how to proceed with this issue.

Attachment

Summary of October 6, 2011 Development Stakeholders Meeting
Landscaping of County Maintained Detention Ponds

- Representative from the Home Builders Association (Wade McGuinn) did not oppose landscaping requirements for County maintained detention ponds, but did state there needed to be a trade-off. The trade-off suggested was to eliminate the stormwater fencing requirement, which was enacted for safety and liability purposes, if new landscape requirements are enacted. McGuinn stated the builders/developers would be more open to landscaping than installing a fence and could implement nice landscaping for the cost to install a fence. Everyone seemed to agree that landscaping helps market developments.
- There was an extensive discussion, primarily with Stormwater Management staff (Sheri Armstrong, Synithia Williams) and attendees regarding bioretention systems. John Thomas, Sustainable Design Consultants, provided the group with information about bioretention systems and the success of those systems utilizing native plants and reducing the amount of space needed for water quality systems.
- Sheri and Synithia commented on a conference they attended regarding the positive impacts of low impact devices, such as bioretention ponds. Sheri commented that a representative from the Southeastern Home Builders Association was in favor of low impact water quality devices and had information available for local chapters to view. Some of the local ordinances currently using low impact are Blythewood, SC and Huntersville, NC.
- Bill Flowers, Civil Engineering of Columbia, commented that the bioretention systems would not work in certain areas due to the soil types. Related discussions then took place between Flowers, McGuinn, and Thomas.
- The topic of irrigation was discussed since Richland County had this topic come up with their landscape ordinance changes. Brad Harper, Saluda River Club, commented that planting native and drought resistant plants during the optimal planting time (November – March) was more beneficial than planting later in the year, particularly in summer. Even with irrigation in the summer, a larger number of plants would still need to be replaced. I agreed and encouraged mulch. Thomas commented that future water restrictions in the Southeast will require native and drought resistant plants.
- Thomas was concerned we did not have a set amount of plants for our landscaping requirements for detention ponds. I commented there is no one way to address those requirements and this allows the developer, within reason, to implement a design that either mimics the flow of the development or screens the pond. Even with vegetative screening, if one plant dies, the others should eventually fill in. I stated this does not penalize the developer for one or two plants dying. I also commented that I feel many jurisdictions require an abundance of plant materials, which can be perceived as overkill. Flowers commented that he appreciated how Lexington County deals with landscaping and how easy it has been to work with us.
- The stakeholders who attended asked to be kept updated on the progress of this issue and be able to view any pertinent text amendment proposals to the Landscape and Open Space Ordinance.

Attendees: Staff

Robbie Derrick, Landscape Administrator
Ron Scott, Community Development Director
Bruce Hiller, Development Administrator
John Fechtel, Public Works Director/Assistant County Administrator
Randy Edwards, County Engineer
Sheri Armstrong, Stormwater Manager
Synithia Williams, Environmental Coordinator

Stakeholders

Brian Peeler, SCANA
Brad Harper, Saluda River Club
Wade McGuinn, McGuinn Homes/Home Builders Association
Chris Barrett, Mungo Company
Bill Flowers, Civil Engineering of Columbia
John Thomas, Sustainable Design Consultants, Inc.

Staff Comments:

There was minimal input or concern regarding any possible landscape requirements for County maintained detention ponds. However, several comments were focused toward stormwater management requirements that may warrant discussions in separate stakeholders meetings.

Staff believes that the idea of additional landscaping for future or expanding County maintained detention ponds and like devices would not be an issue with the development community. Staff feels the topic of the fence requirements may be a “sticking point.” Security fencing is a Stormwater requirement and their staff will be looking into potential options. Staff believes the implementation of bioretention systems will be a positive impact on water quality and aesthetics and that the Landscape and Open Space Ordinance should reflect those systems, while awarding developments using them. An example could be no additional landscaping required and/or allow more credits for open space with these systems.

Robbie Derrick, Landscape Administrator
Community Development

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A RESOLUTION

REQUESTING THE EXPANSION OF THE BOUNDARIES OF THE IRMO FIRE DISTRICT, SOUTH CAROLINA; AND AUTHORIZING A PETITION TO THE COUNTY COUNCIL OF LEXINGTON COUNTY PURSUANT TO SECTION 6-11-430 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED.

BE IT RESOLVED by the Board of Fire Control of the Irmo Fire District, the governing body of the Irmo Fire District, South Carolina, in a meeting duly assembled:

ARTICLE I - FINDINGS OF FACT

Section 1.01

Incident to the adoption of this resolution (this "**Resolution**"), the Board of Fire Control of the Irmo Fire District (the "**Board of Fire Control**"), the governing body of the Irmo Fire District, South Carolina (the "**District**"), has made the following findings of fact:

1. The District was created as a special purpose district established in Lexington County, South Carolina (the "**County**"), as a body politic and corporate pursuant to the provisions of Act No. 387 of the Acts and Joint Resolutions of the General Assembly of the State of South Carolina of 1963, as amended. The District was created for the purpose of providing fire service within the District's boundaries.

2. Upon the petition of the commissioners of the District, pursuant to Sections 6-11-410 through 6-11-650, inclusive, of the Code of Laws of South Carolina, 1976, as amended (the "**Enabling Act**"), the County Council of Lexington County, South Carolina (the "**County Council**"), as the governing body of the County, may enlarge the boundaries of such special purpose district and hold a public hearing to aid in determining to what extent the District shall be enlarged.

3. In carrying out its functions and duties, the Commission has determined that a need exists at the present time to enlarge the service area boundaries of the District (the "**Expansion**") to encompass areas currently served by the District within the County (the "**Expansion Area**"). Such Expansion will allow for the inclusion within the District of persons and property benefiting from the fire service provided by the District. The Expansion Area is defined as that portion of the County comprising:

- A. That area of the County within the municipal boundaries of the Town of Irmo not currently within the District;

- B. That area of the County lying to the east of Interstate 26 and North of Interstate 20, excluding that area within the municipal boundaries of the City of Columbia;
- C. That triangular area of the County lying to the north of the Saluda River, to the southeast of Interstate 20, and to the west of the Richland and Lexington County line, excluding that area within the municipal boundaries of the City of Columbia; and
- D. That area of the County north of the Saluda River currently comprising that land owned by Shaw Industries Group, Inc. and certain adjacent and contiguous parcels identified by Tax Map Numbers: 002799-04-001; 002799-04-016; 002799-04-28; 002799-04-30; 002799-04-33; 002799-04-36; 002799-04-37; 002799-04-38; and 003500-01-055.

The Expansion Area is identified by Tax Map Number in Exhibit B and visually represented on the map attached at Exhibit C.

4. Should the County Council order the Expansion, the amended boundaries of the District would be generally described as that portion of the County as follows:

Beginning at the point of intersection of Interstate 20 and the Saluda River; thence running westerly along the Saluda River to a point behind the Lake Murray Dam, which point is located at the intersection of the north bank of the Saluda River and the westerly border of that parcel of the South Carolina Electric & Gas Company identified by Tax Map Number 002798-05-002, thence north and east from the Saluda River along a road (formerly a rail spur) which is the northerly border of said tract to the intersection of the aforesaid road with Bush River Road (Highway S-32-107); thence westerly along the center of Bush River Road to its intersection with Cold Stream Drive (Highway S-32-271); thence northerly along the center of Cold Stream Drive (S-32-271) to Nursery Road (Highway S-32-356); thence northerly along the center of Nursery Road (Highway S-32-356) to the town limits of the Town of Irmo; thence northerly, following the contours of the Town of Irmo to the Richland County line; thence west to that portion of the Town of Irmo adjacent to Richland County following the southern border of such portion of the Town of Irmo to the most westerly point of intersection of the municipal boundaries of the Town of Irmo and the Richland County line; thence southeasterly along the border of Lexington and Richland Counties to the Saluda River; thence along the northern bank of the Saluda River to the point of origin at the intersection of Interstate 20 and the Saluda River, excluding, however, any parcels within the City of Columbia lying to the east of Interstate 26 and to the south of Interstate 20.

5. The District does not anticipate issuing bonds to finance the cost of any

improvements required to provide service within the Expansion Area. However, general obligation bonds of the District currently outstanding in the amount of \$3,000,000 are secured by a levy upon all taxable property in District. Such bonds shall mature in 2021 and such levy will encompass all taxable property within the District, including the Expansion Area, if incorporated within the boundaries of the District.

6. Pursuant to Section 6-11-460 of the Enabling Act, the County Council, upon petition of the Commission and after the public hearing, may determine that it is in the best interest of the District to enlarge the service area boundaries of the District and provide for the altered boundaries of the District by ordinance.

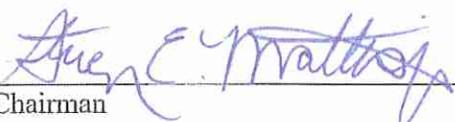
ARTICLE II - SUBMISSION OF PETITION

Section 2.01

The petition, in a form substantially similar to that form attached hereto as Exhibit A, shall be presented to the County Council in accordance with and for the purposes set forth in Sections 6-11-420 and -430 of the Enabling Act; said petition shall be executed by the Chairman and the Secretary of the Commission on behalf of the Commission and forwarded to the Clerk to the County Council. In the absence of the Chairman of the Commission, the Vice Chairman of the Commission shall be authorized to sign on his behalf.

DONE IN A MEETING DULY ASSEMBLED, this 11th day of October, 2011.

(SEAL)


Chairman
Irmo Fire District Commission

Attest:


Secretary
Irmo Fire District Commission

EXHIBIT A

PETITION OF THE IRMO FIRE DISTRICT COMMISSION TO THE GOVERNING BODY OF LEXINGTON COUNTY, SOUTH CAROLINA, FOR A PUBLIC HEARING PURSUANT TO SECTION 6-11-430, CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED.

1. The Irmo Fire District, South Carolina (the "*District*"), is a special purpose district in Lexington County, South Carolina (the "*County*"), created as a body politic and corporate pursuant to the provisions of Act No. 387 of the Acts and Joint Resolutions of the General Assembly of the State of South Carolina of 1963, as amended. The District was created for the purpose of providing fire service within its bounds.

2. The County Council of Lexington County, South Carolina (the "*County Council*"), the governing body of the County, is empowered by Sections 6-11-410 through 6-11-650, inclusive, of the Code of Laws of South Carolina, 1976, as amended (the "*Enabling Act*"), to enlarge the service area boundaries of the District.

3. In carrying out its functions and duties, the Board of Fire Control of Irmo Fire District, the governing body thereof, has determined that a need exists at the present time to enlarge the service area boundaries of the District to include certain areas of the County (the "*Expansion Area*") currently benefiting from the fire service provided by the District, but lying outside its bounds. The Expansion Area is defined as that area of the County comprising:

- A. That area of the County within the municipal boundaries of the Town of Irmo not currently within the District;
- B. That area of the County lying to the east of Interstate 26 and North of Interstate 20, excluding that area within the municipal boundaries of the City of Columbia;
- C. That triangular area of the County lying to the north of the Saluda River, to the southeast of Interstate 20, and to the west of the Richland and Lexington County line, excluding that area within the municipal boundaries of the City of Columbia; and
- D. That area of the County north of the Saluda River currently comprising that land owned by Shaw Industries Group, Inc. and certain adjacent and contiguous parcels identified by Tax Map Numbers: 002799-04-001; 002799-04-016; 002799-04-28; 002799-04-30; 002799-04-33; 002799-04-36; 002799-04-37; 002799-04-38; and 003500-01-055.

4. Should the County Council of the County order the expansion of the District's boundaries to include the Expansion Area, the boundaries of the District, as enlarged, would encompass that area of the County described as follows:

Beginning at the point of intersection of Interstate 20 and the Saluda River; thence running westerly along the Saluda River to a point behind the Lake Murray Dam, which point is located at the intersection of the north bank of the Saluda River and the westerly border of that parcel of the South Carolina Electric & Gas Company identified by Tax Map Number 002798-05-002, thence north and east from the Saluda River along a road (formerly a rail spur) which is the northerly border of said tract to the intersection of the aforesaid road with Bush River Road (Highway S-32-107); thence westerly along the center of Bush River Road to its intersection with Cold Stream Drive (Highway S-32-271); thence northerly along the center of Cold Stream Drive (S-32-271) to Nursery Road (Highway S-32-356); thence northerly along the center of Nursery Road (Highway S-32-356) to the town limits of the Town of Irmo; thence northerly, following the contours of the Town of Irmo to the Richland County line; thence west to that portion of the Town of Irmo adjacent to Richland County following the southern border of such portion of the Town of Irmo to the most westerly point of intersection of the municipal boundaries of the Town of Irmo and the Richland County line; thence southeasterly along the border of Lexington and Richland Counties to the Saluda River; thence along the northern bank of the Saluda River to the point of origin at the intersection of Interstate 20 and the Saluda River, excluding, however, any parcels within the City of Columbia lying to the east of Interstate 26 and to the south of Interstate 20.

5. The District does not anticipate issuing bonds to finance the cost of any improvements required to provide service within the Expansion Area. However, general obligation bonds of the District currently outstanding in the amount of \$3,000,000 are secured by a levy upon all taxable property in District. Such bonds shall mature in 2021 and such levy will encompass all taxable property within the District, including the Expansion Area, if added to the service area of the District.

6. In connection with these proceedings, it is not anticipated that there will be changes made in the personnel of the existing Board of Fire Control.

7. Pursuant to Section 6-11-430 of the Enabling Act, the County Council is required to order a public hearing to be held upon the question of the enlarging of such service area boundaries upon the receipt of this petition.

WHEREFORE, the Commission hereby submits this petition to the County Council requesting a public hearing be held on the question of the enlarging of the service area boundaries of the District to include the Expansion Area and praying that the requested enlarging of the District's service area boundaries be granted.

**IRMO FIRE DISTRICT,
SOUTH CAROLINA**

By: _____
Chairman
Irmo Fire District Commission

Attest:

Secretary
Irmo Fire District Commission

October 11, 2011

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Exhibit B

Tax Map Numbers for Parcels within the "Expansion Area"

001827-03-007, 001923-02-023, 001924-04-009, 001932-05-022, 001923-04-002,
001921-05-027, 001998-05-012, 001927-03-019, 001919-03-012, 001827-03-009,
001923-02-002, 001923-05-004, 001928-03-014, 001841-01-011, 001828-03-012,
001928-03-010, 001828-02-008, 001828-03-020, 001839-02-004, 001924-06-021,
001928-04-029, 001828-03-008, 001932-06-002, 001932-06-003, 001827-03-006,
001923-04-003, 001919-03-004, 001923-02-006, 001841-01-005, 001827-03-008,
001923-01-009, 001827-03-005, 001924-05-003, 001921-05-016, 001928-07-007,
001841-02-006, 001923-07-004, 001928-04-004, 001923-05-003, 001839-02-010,
001841-02-005, 001928-03-001, 001928-01-001, 001928-03-008, 001928-03-006,
001928-03-004, 001923-07-002, 001923-07-007, 001928-04-005, 001923-05-002,
001924-02-002, 001932-06-006, 001928-03-002, 001828-03-013, 001828-03-021,
001928-03-012, 001923-07-014, 001924-03-009, 001928-01-003, 001923-07-009,
001924-01-011, 001927-03-009, 001928-01-031, 001928-01-030, 001928-01-032,
001921-05-024, 001924-04-014, 001923-02-012, 001827-01-008, 001923-02-009,
001923-02-008, 001927-01-020, 001928-01-004, 001841-02-011, 001828-02-003,
001923-05-009, 001924-01-013, 001828-02-002, 001923-02-024, 001924-04-011,
001928-04-020, 001999-01-001, 001923-02-011, 001923-02-010, 001923-02-007,
001827-01-004, 001924-05-020, 001923-05-001, 001923-07-003, 001828-03-011,
001841-01-012, 001927-01-017, 001927-01-018, 001928-01-033, 001924-03-012,
001924-03-011, 001924-02-007, 001927-03-012, 001924-02-009, 001924-06-024,
001924-05-002, 001927-03-020, 001921-05-025, 001924-06-025, 001924-06-030,
001921-05-026, 001928-07-008, 001924-04-010, 001927-03-035, 001921-05-018,
001924-06-029, 001924-06-028, 001999-01-016, 001927-03-034, 001924-06-023,
001927-03-018, 001928-07-006, 001923-02-005, 001923-04-001, 001827-03-012,
001923-01-008, 001827-03-002, 001923-04-008, 001923-04-007, 001923-03-004,
001923-01-003, 001923-05-013, 001923-03-006, 001923-03-005, 001923-02-001,
001827-03-010, 001827-03-003, 001827-02-001, 001841-01-001, 001923-02-025,
001827-01-011, 001923-03-003, 001827-03-011, 001923-02-003, 001923-02-022,
001828-01-001, 001923-01-004, 001827-01-014, 001923-01-005, 001923-05-012,
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001924-01-006, 001924-01-001, 001924-01-002, 001928-05-001, 001924-05-011,
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001928-04-018, 001928-05-005, 001928-05-006, 001927-03-008, 001928-05-040,
001924-01-022, 001924-01-020, 001927-03-040, 001928-05-023, 001927-03-013,
001928-04-022, 001927-03-039, 001924-06-013, 001928-04-023, 001928-05-004,
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001924-01-018, 001924-01-019, 001928-05-014, 001928-05-015, 001928-05-016,
001924-01-015, 001928-05-039, 001927-01-023, 001924-01-012, 001928-04-019,
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Exhibit C

MAP SHOWING THE PROPOSED AND EXISTING
BOUNDARIES OF THE IRMO FIRE DISTRICT, SOUTH CAROLINA

[MAP IS ATTACHED HERETO]

23

Irmo Fire Tax Districts

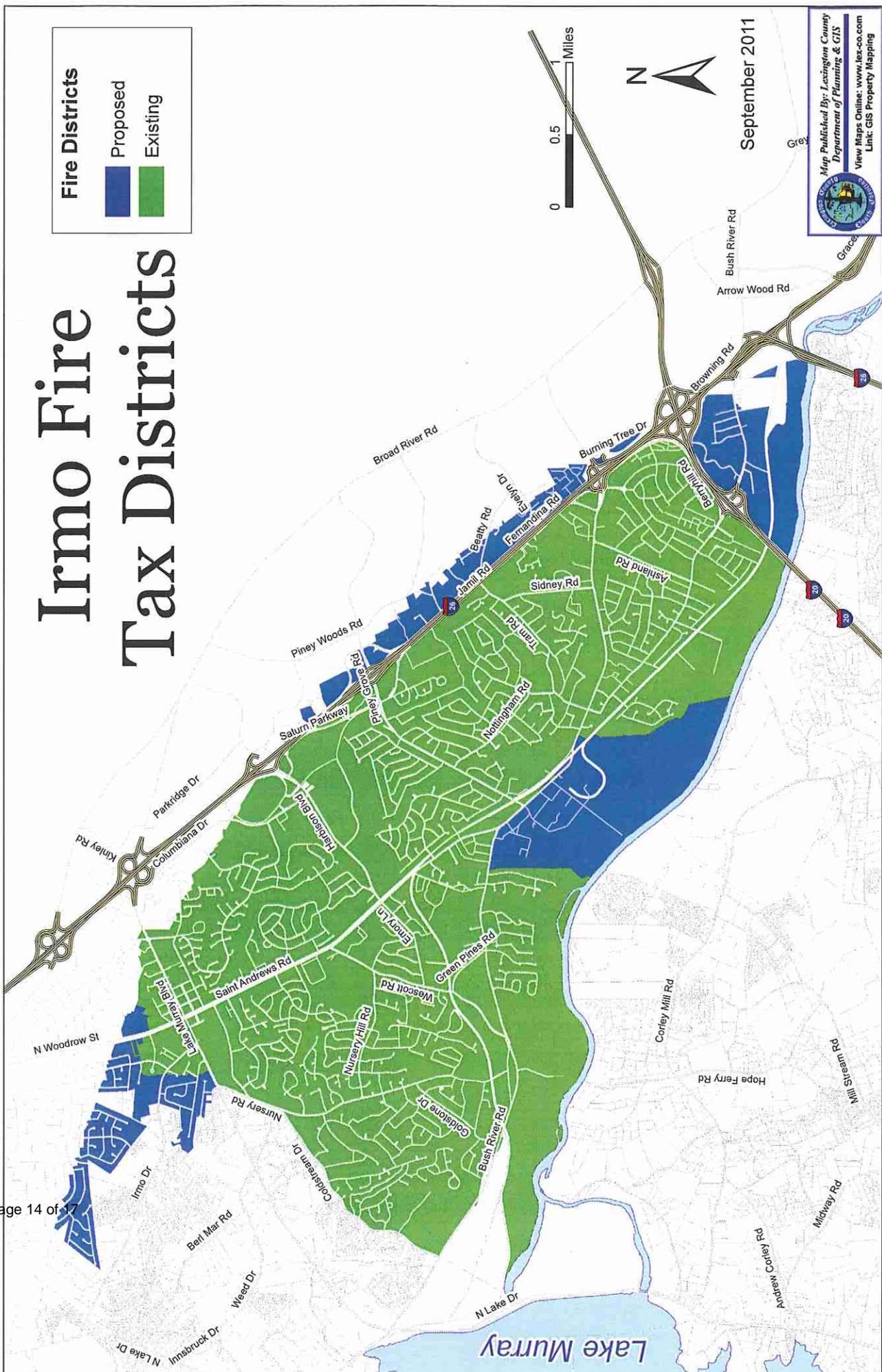
Fire Districts

- Proposed (Blue)
- Existing (Green)

0 0.5 1 Miles

September 2011

Map Published By: Lexington County
Department of Planning & GIS
View Maps Online: www.lex-co.com
Link: GIS Property Mapping



24

PETITION OF THE IRMO FIRE DISTRICT COMMISSION TO THE GOVERNING BODY OF LEXINGTON COUNTY, SOUTH CAROLINA, FOR A PUBLIC HEARING PURSUANT TO SECTION 6-11-430, CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED.

1. The Irmo Fire District, South Carolina (the "**District**"), is a special purpose district in Lexington County, South Carolina (the "**County**"), created as a body politic and corporate pursuant to the provisions of Act No. 387 of the Acts and Joint Resolutions of the General Assembly of the State of South Carolina of 1963, as amended. The District was created for the purpose of providing fire service within its bounds.

2. The County Council of Lexington County, South Carolina (the "**County Council**"), the governing body of the County, is empowered by Sections 6-11-410 through 6-11-650, inclusive, of the Code of Laws of South Carolina, 1976, as amended (the "**Enabling Act**"), to enlarge the service area boundaries of the District.

3. In carrying out its functions and duties, the Board of Fire Control of Irmo Fire District, the governing body thereof, has determined that a need exists at the present time to enlarge the service area boundaries of the District to include certain areas of the County (the "**Expansion Area**") currently benefiting from the fire service provided by the District, but lying outside its bounds. The Expansion Area is defined as that area of the County comprising:

- A. That area of the County within the municipal boundaries of the Town of Irmo not currently within the District;
- B. That area of the County lying to the east of Interstate 26 and North of Interstate 20, excluding that area within the municipal boundaries of the City of Columbia;
- C. That triangular area of the County lying to the north of the Saluda River, to the southeast of Interstate 20, and to the west of the Richland and Lexington County line, excluding that area within the municipal boundaries of the City of Columbia; and
- D. That area of the County north of the Saluda River currently comprising that land owned by Shaw Industries Group, Inc. and certain adjacent and contiguous parcels identified by Tax Map Numbers: 002799-04-001; 002799-04-016; 002799-04-28; 002799-04-30; 002799-04-33; 002799-04-36; 002799-04-37; 002799-04-38; and 003500-01-055.

4. Should the County Council of the County order the expansion of the District's boundaries to include the Expansion Area, the boundaries of the District, as enlarged, would encompass that area of the County described as follows:

Beginning at the point of intersection of Interstate 20 and the Saluda River; thence running westerly along the Saluda River to a point behind the Lake Murray Dam, which point is located at the intersection of the north bank of the Saluda River and the westerly border of that parcel of the South Carolina Electric & Gas Company identified by Tax Map Number 002798-05-002, thence north and east from the Saluda River along a road (formerly a rail spur) which is the northerly border of said tract to the intersection of the aforesaid road with Bush River Road (Highway S-32-107); thence westerly along the center of Bush River Road to its intersection with Cold Stream Drive (Highway S-32-271); thence northerly along the center of Cold Stream Drive (S-32-271) to Nursery Road (Highway S-32-356); thence northerly along the center of Nursery Road (Highway S-32-356) to the town limits of the Town of Irmo; thence northerly, following the contours of the Town of Irmo to the Richland County line; thence west to that portion of the Town of Irmo adjacent to Richland County following the southern border of such portion of the Town of Irmo to the most westerly point of intersection of the municipal boundaries of the Town of Irmo and the Richland County line; thence southeasterly along the border of Lexington and Richland Counties to the Saluda River; thence along the northern bank of the Saluda River to the point of origin at the intersection of Interstate 20 and the Saluda River, excluding, however, any parcels within the City of Columbia lying to the east of Interstate 26 and to the south of Interstate 20.

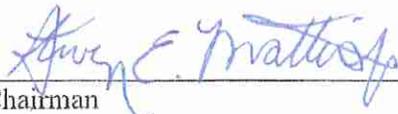
5. The District does not anticipate issuing bonds to finance the cost of any improvements required to provide service within the Expansion Area. However, general obligation bonds of the District currently outstanding in the amount of \$3,000,000 are secured by a levy upon all taxable property in District. Such bonds shall mature in 2021 and such levy will encompass all taxable property within the District, including the Expansion Area, if added to the service area of the District.

6. In connection with these proceedings, it is not anticipated that there will be changes made in the personnel of the existing Board of Fire Control.

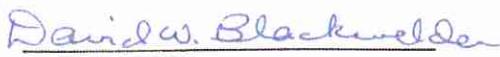
7. Pursuant to Section 6-11-430 of the Enabling Act, the County Council is required to order a public hearing to be held upon the question of the enlarging of such service area boundaries upon the receipt of this petition.

WHEREFORE, the Commission hereby submits this petition to the County Council requesting a public hearing be held on the question of the enlarging of the service area boundaries of the District to include the Expansion Area and praying that the requested enlarging of the District's service area boundaries be granted.

**IRMO FIRE DISTRICT,
SOUTH CAROLINA**

By: 
Chairman
Irmo Fire District Commission

Attest:


Secretary
Irmo Fire District Commission

October 11, 2011

27

ORDINANCE NO. 11-17

AN ORDINANCE PROVIDING FOR THE EXPANSION OF THE BOUNDARIES OF THE IRMO FIRE DISTRICT, SOUTH CAROLINA, THE PUBLICATION OF NOTICE OF THE SAID FINDING AND ACTION, AND OTHER MATTERS RELATING THERETO.

WHEREAS, the Board of Fire Control of the Irmo Fire District (the “*Board of Fire Control*”), the governing body of the Irmo Fire District (the “*District*”), has determined that the best interests of the District will be served through the expansion of its boundaries (the “*Expansion*”) to encompass certain areas of Lexington County, South Carolina (the “*County*”), presently outside the bounds of the District (the “*Expansion Area*”). Such Expansion will allow for the inclusion within the District of persons and property benefiting from the fire service presently provided by the District in the Expansion Area.

WHEREAS, by action previously taken, the County Council of Lexington County, South Carolina, which is the governing body of the County (the “*County Council*”), ordered that a public hearing on the question of the Expansion be held in the Lexington County Council Chambers on the second floor of the County Administration Building located at 212 South Lake Drive, Lexington, South Carolina 29072, on the 13th day of December, 2011, at 6:00 p.m., and that notice of such hearing attached be published once a week for three (3) successive weeks in *The State*, a newspaper of general circulation in the County; and

WHEREAS, the said public hearing has been duly held at the above time, date and place and said public hearing was conducted publicly and both proponents and opponents of the proposed action were given full opportunity to be heard and it is now in order for the County Council to proceed, after due deliberation, in accordance with the provisions of Sections 6-11-410 through 6-11-650, inclusive (the “*Enabling Act*”), of the South Carolina Code of Laws of 1976, as amended (the “*Code*”), to make a finding as to whether or not to order the Expansion; and

NOW THEREFORE, BE IT ORDAINED, by the County Council in a meeting duly assembled:

Section 1. It is found and determined that each statement of fact set forth in the preamble of this ordinance (this “*Ordinance*”) is in all respects true and correct.

Section 2. On the basis of the facts adduced at the public hearing held on December 13, 2011, the County Council, and in order to provide for the inclusion within the District of certain property and persons currently benefiting from fire service provided by the District, does hereby order the Expansion.

Section 3. In addition to that area comprising the current boundaries of the District, as defined by Section 3 of Act. No. 1074 of the Acts and Joint Resolutions of the South Carolina General Assembly for the year 1966, there is hereby added to the District the Expansion Area. The Expansion Area is hereby defined as those areas of the County comprising:

- A. That area of the County within the municipal boundaries of the Town of Irmo not currently within the District;
- B. That area of the County lying to the east of Interstate 26 and North of Interstate 20, excluding that area within the municipal boundaries of the City of Columbia;
- C. That triangular area of the County lying to the north of the Saluda River, to the southeast of Interstate 20, and to the west of the Richland and Lexington County line, excluding that area within the municipal boundaries of the City of Columbia; and
- D. That area of the County north of the Saluda River currently comprising that land owned by Shaw Industries Group, Inc. and certain adjacent and contiguous parcels identified by Tax Map Numbers: 002799-04-001; 002799-04-016; 002799-04-28; 002799-04-30; 002799-04-33; 002799-04-36; 002799-04-37; 002799-04-38; and 003500-01-055.

The parcels comprising the Expansion Area are identified by Tax Map Number in Exhibit A, and a map of the District showing the Expansion Area is included at Exhibit B.

Section 4. The boundaries of the District, as amended by the addition of the Expansion Area, may be generally described as that portion of the County as follows:

Beginning at the point of intersection of Interstate 20 and the Saluda River; thence running westerly along the Saluda River to a point behind the Lake Murray Dam, which point is located at the intersection of the North Bank of the Saluda River and the westerly border of that parcel of the South Carolina Electric & Gas Co. identified by Tax Map Number 002798-05-002, thence north and east from the Saluda River along a road (formerly a rail spur) which is the northerly border of said tract to the intersection of the aforesaid road with Bush River Road (Highway

S-32-107); thence westerly along the center of Bush River Road to its intersection with Cold Stream Drive (Highway S-32-271); thence northerly along the center of Cold Stream Drive (S-32-271) to Nursery Road (Highway S-32-356); thence northerly along the center of Nursery Road (Highway S-32-356) to the town limits of the Town of Irmo; thence northerly, following the contours of the Town of Irmo to the Richland County line; thence west to that portion of the Town of Irmo adjacent to Richland County following the southern border of such portion of the Town of Irmo to the most westerly point of intersection of the municipal boundaries of the Town of Irmo and the Richland County line; thence southeasterly along the border of Lexington and Richland Counties to the Saluda River; thence along the northern bank of the Saluda River to the point of origin at the intersection of Interstate 20 and the Saluda River, excluding, however, any parcels within the City of Columbia lying to the east of Interstate 26 and to the south of Interstate 20.

Section 5. The County hereby expressly authorizes service by the District within the Expansion Area and designates the District as the provider of fire service in such Expansion Area pursuant to Section 6-11-435 of the Code of Laws of South Carolina, 1976, as amended.

Section 6. The District is not precluded from providing service to any portion of the Expansion Area pursuant to the provisions of Chapter 11 of Title 6 of the Code of Laws of South Carolina, 1976, as amended.

Section 7. The District does not anticipate issuing bonds to finance the cost of any improvements required to provide service within the Expansion. However, general obligation bonds of the District currently outstanding in the amount of \$3,000,000 are secured by a levy upon all taxable property in District. Such bonds shall mature in 2021 and such levy will encompass all taxable property within the District, including the Expansion Area.

Section 8. In connection with the Expansion, it is not anticipated that there will be a new Board of Fire Control or changes made in the personnel of the existing Board of Fire Control.

Section 9. The Chairman and other officers of the County Council are herewith authorized and empowered to take such further action as may be necessary to fully implement the action taken by this Ordinance.

Section 10. A certified copy of this Ordinance shall forthwith be transmitted to the Board of Fire Control to advise it of the action taken by the County Council.

Section 11. Pursuant to Section 6-11-470 of the Code of Laws of South Carolina, 1976, as amended, the County Council will cause the required notice of its action hereunder to be published in accordance with the provisions of that section.

DONE AT LEXINGTON, SOUTH CAROLINA, this __th day of _____, 2011.

LEXINGTON COUNTY COUNCIL

(SEAL)

Chairman

Attest:

Clerk
County Council of Lexington County

First Reading: _____, 2011
Public Hearing: _____, 2011
Second Reading: _____, 2011
Third Reading: _____, 2011

Exhibit A

Tax Map Numbers for Parcels within the "Expansion Area"

001827-03-007, 001923-02-023, 001924-04-009, 001932-05-022, 001923-04-002,
001921-05-027, 001998-05-012, 001927-03-019, 001919-03-012, 001827-03-009,
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Exhibit B

MAP SHOWING THE PROPOSED AND EXISTING
BOUNDARIES OF THE IRMO FIRE DISTRICT, SOUTH CAROLINA

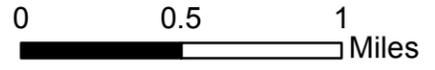
[MAP IS ATTACHED HERETO]

B-1

Irmo Fire District

Irmo Fire District

- Proposed
- Existing

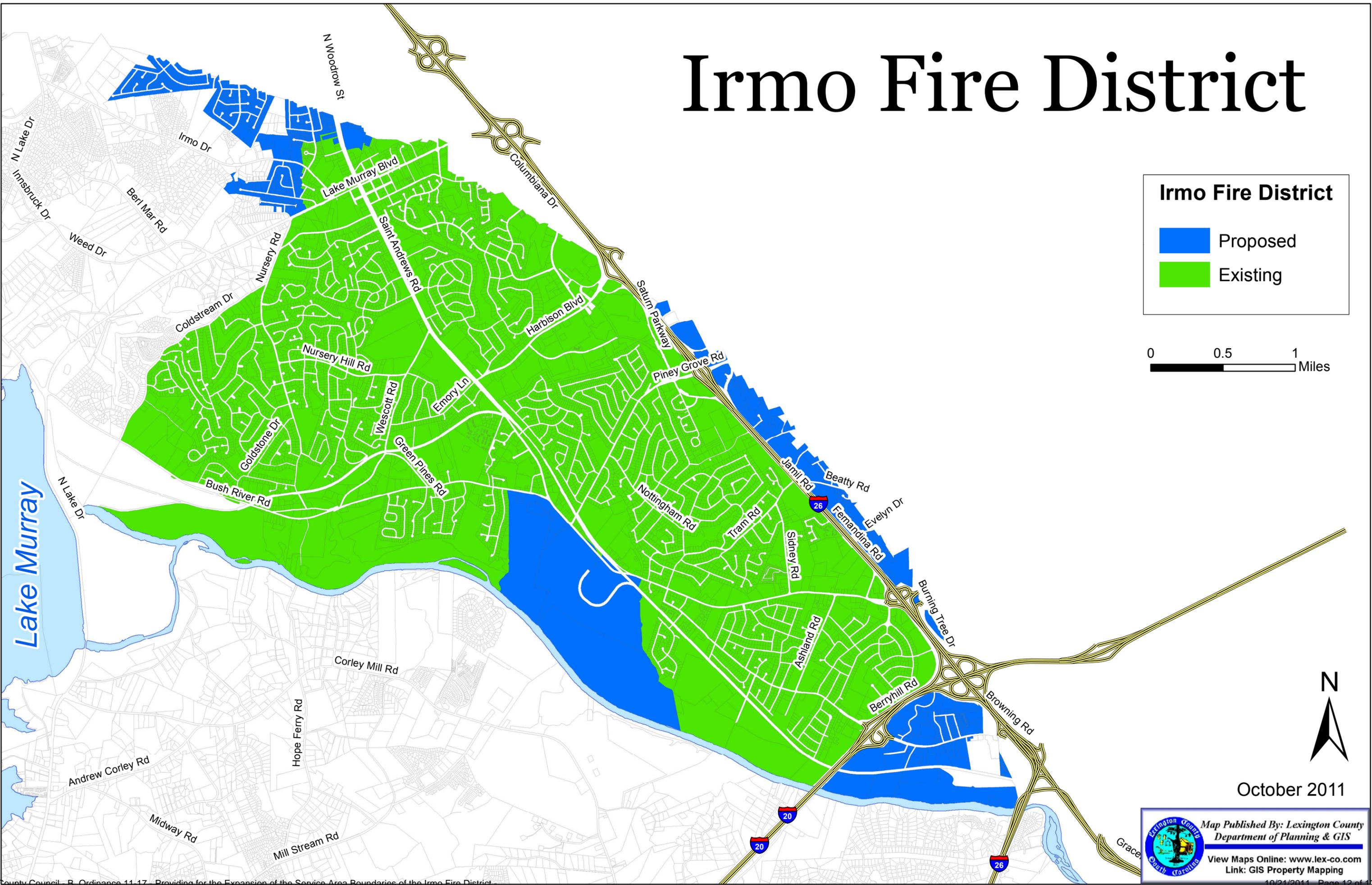


October 2011



Map Published By: Lexington County
Department of Planning & GIS

View Maps Online: www.lex-co.com
Link: GIS Property Mapping



RESOLUTION NO. 11-09

A RESOLUTION CALLING FOR A PUBLIC HEARING TO BE HELD UPON THE QUESTION OF THE EXPANSION OF THE BOUNDARIES OF THE IRMO FIRE DISTRICT, SOUTH CAROLINA; PROVIDING FOR THE PUBLICATION OF THE NOTICE OF SUCH PUBLIC HEARING; AND OTHER MATTERS RELATING THERETO.

BE IT RESOLVED, by the County Council of Lexington County (the “*County Council*”), which is the governing body of Lexington County, South Carolina (the “*County*”):

WHEREAS, The County Council, is empowered by Sections 6-11-410 through 6-11-650, inclusive, of the Code of Laws of South Carolina, 1976, as amended (the “*Enabling Act*”), to enlarge the boundaries of special purpose districts within its bounds.

WHEREAS, Irmo Fire District, South Carolina (the “*District*”), is a special purpose district existing wholly within the County, created as a body politic and corporate pursuant to the provisions of Act No. 387 of the Acts and Joint Resolutions of the General Assembly of the State of South Carolina of 1963, as amended. The District was created for the purpose of providing fire protection within the District.

WHEREAS, the Board of Fire Control of Irmo Fire District, the governing body of the District (the “*Board of Fire Control*”), has petitioned the County Council to expand its service area boundaries in order to allow for the inclusion within the District of persons and property currently served by the District.

WHEREAS, the County Council is now minded to proceed in accordance with the provisions of the Enabling Act with respect to the expansion of the District’s service area boundaries.

NOW THEREFORE, BE IT RESOLVED, by the County Council in a meeting duly assembled:

SECTION 1. The County Council finds that it may be in the interest of the District and the County to expand the District’s service area boundaries, and in that connection hereby orders a public hearing to be held upon the question of the expansion of the District.

SECTION 2. A public hearing shall be held on the question of the expansion of the District in the Lexington County Council Chambers on the second floor of the County Administration Building located at 212 South Lake Drive, Lexington, South Carolina 29072, on the 13th day of December, 2011, at 6:00 p.m., and the notice of such hearing attached hereto as Exhibit A shall be published once a week for three (3) successive weeks in *The State*, which is a newspaper of general circulation in the County. The first such publication shall not be less than sixteen (16) days prior to the hearing date.

SECTION 3. The aforesaid public hearing shall be conducted publicly at the time and place above stated and both proponents and opponents of the proposed expansion of the District shall be given a full opportunity to be heard in person or by counsel.

SECTION 4. Following the above aforesaid public hearing, the County Council shall determine whether and to what extent the District shall be expanded.

SECTION 5. The Chairman of the County Council is hereby authorized and empowered to take all necessary action to provide for the holding of the aforesaid public hearing in accordance with the provisions of the Enabling Act.

DONE AT LEXINGTON, SOUTH CAROLINA, this ___ day of _____, 2011.

LEXINGTON COUNTY COUNCIL

(SEAL)

Chairman

Attest:

Clerk to County Council

NOTICE OF PUBLIC HEARING ON THE PROPOSED EXPANSION OF THE BOUNDARIES OF THE IRMO FIRE DISTRICT, SOUTH CAROLINA

The County Council of Lexington County (hereinafter called the “*County Council*”), the governing body of Lexington County, South Carolina (the “*County*”), has received a petition from the Board of Fire Control of the Irmo Fire District (the “*Board of Fire Control*”), the governing body of the Irmo Fire District, South Carolina (the “*District*”), requesting the County Council expand the District’s boundaries.

In carrying out its functions and duties, the Board of Fire Control has determined that the best interests of the District will be served through the expansion of its boundaries (the “*Expansion*”) to encompass certain areas of the County presently outside the bounds of the District (the “*Expansion Area*”). Such Expansion will allow for the inclusion within the District of persons and property benefiting from the fire service presently provided by the District in the Expansion Area. To that end, the Board of Fire Control proposes the expansion of its boundaries to include the Expansion Area more particularly described as follows:

That area of the County within the municipal boundaries of the Town of Irmo not currently within the District;

That area of the County lying to the east of Interstate 26 and North of Interstate 20, excluding any parcels in that area within the municipal boundaries of the City of Columbia;

That triangular area of the County lying to the north of the Saluda River, to the southeast of Interstate 20, and to the west of the Richland and Lexington County line, excluding any parcels in that area within the municipal boundaries of the City of Columbia; and

That area of the County north of the Saluda River and bounded on all other sides by the existing District, and currently comprised of that land owned by Shaw Industries Group, Inc. and certain adjacent and contiguous parcels identified by Tax Map Numbers: 002799-04-001; 002799-04-016; 002799-04-28; 002799-04-30; 002799-04-33; 002799-04-36; 002799-04-37; 002799-04-38; and 003500-01-055.

The boundaries of the District, as amended by the addition of the Expansion Area, may be generally described as that portion of the County as follows:

Beginning at the point of intersection of Interstate 20 and the Saluda River; thence running westerly along the Saluda River to a point behind the Lake Murray Dam, which point is located at the intersection of the North Bank of the Saluda River and the westerly border of that parcel of the South Carolina Electric & Gas Co. identified by Tax Map Number 002798-05-002, thence north and east from the

Saluda River along a road (formerly a rail spur) which is the northerly border of said tract to the intersection of the aforesaid road with Bush River Road (Highway S-32-107); thence westerly along the center of Bush River Road to its intersection with Cold Stream Drive (Highway S-32-271); thence northerly along the center of Cold Stream Drive (S-32-271) to Nursery Road (Highway S-32-356); thence northerly along the center of Nursery Road (Highway S-32-356) to the town limits of the Town of Irmo; thence northerly, following the contours of the Town of Irmo to the Richland County line; thence west to that portion of the Town of Irmo adjacent to Richland County following the southern border of such portion of the Town of Irmo to the most westerly point of intersection of the municipal boundaries of the Town of Irmo and the Richland County line; thence southeasterly along the border of Lexington and Richland Counties to the Saluda River; thence along the northern bank of the Saluda River to the point of origin at the intersection of Interstate 20 and the Saluda River, excluding, however, any parcels within the City of Columbia lying to the east of Interstate 26 and to the south of Interstate 20.

In light of the foregoing, the County Council has ordered a public hearing to be held upon the question of the expansion of the District's service area boundaries in accordance with the provisions of Sections 6-11-410 through 6-11-650, inclusive, of the Code of Laws of South Carolina, 1976, as amended.

Accordingly, notice is hereby given that a public hearing shall be held in the Lexington County Council Chambers on the second floor of the County Administration Building located at 212 South Lake Drive, Lexington, South Carolina 29072, on the 13th day of December, 2011, at 6:00 p.m., and that notice of such hearing attached be published once a week for three (3) successive weeks in *The State*, a newspaper of general circulation in the County.

The District does not anticipate additional improvements or issuing bonds to finance the cost of any improvements required to provide service within the Expansion. However, general obligation bonds of the District currently outstanding in the amount of \$3,000,000 are secured by a levy upon all taxable property in District. Such bonds shall mature in 2021 and such levy will encompass all taxable property within the District, including the Expansion Area.

The District is not precluded from providing fire service to any portion of the Expansion Area pursuant to the provisions of Chapter 11 of Title 6 of the Code of Laws of South Carolina, 1976, as amended.

The aforesaid hearing shall be conducted publicly and both proponents and opponents of the proposed action shall be given full opportunity to be heard in person or by counsel.

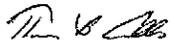
Following the hearing, the County Council shall, by ordinance, make a finding as to whether and to what extent the service area boundaries of the District shall be expanded.

COUNTY COUNCIL OF LEXINGTON COUNTY



Lexington County Public Safety Department
Emergency Management Division

TO: Diana Burnett
Clerk To County Council

FROM: Thomas B. Collins 
Emergency Manager

Ref: 2010 Competitive Local Emergency Management Performance Grant
(LEMPG) Application

DATE: October 12, 2011

Emergency Management has received notice of additional funding that is available from the 2010 LEMPG Grant. We respectfully request to put to County Council this Application. Our deadline to submit the approved acceptance of the grant application to the South Carolina Emergency Management Division is October 31, 2011.

Due to the fast approaching deadline we respectfully request to have this Grant Award brought out at the October 25, 2011 meeting. There is a 50% match for this grant. Lexington County has met this match through the salaries for the Emergency Management personnel.

Thank you for your attention to this matter.

COUNTY OF LEXINGTON Grant Request Summary Form

Title of Grant: 2010 Local Emergency Management Performance Grant (LEMPG) Supplement

Fund: 1000 General Fund **Department:** 131101 PS/Emergency Preparedness
No. Title No. Title

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

Grant Overview:

The Adjutant General's Office has notified Emergency Preparedness that there are 2010 Local Emergency Management Performance Grant (LEMPG) funds that were not spent when originally awarded and are now available on a competitive application process.

Emergency Preparedness plans to apply for funds to go toward an Emergency Management and Homeland Security Certification for the Emergency Response Coordinator and to purchase equipment to enhance the response of Emergency Preparedness to emergency situations.

Grant Period: November 1, 2011 to May 31, 2012

Responsible Departmental Grant Personnel: Thomas B. Collins, Emergency Response Coordinator

Date Grant Information Released: September 27, 2011 **Date Grant Application Due:** October 31, 2011

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

Personnel	\$	-			
Operating	\$	4,982.00		* Application Amount:	\$ 9,000.00
Capital	\$	4,018.00		* Award Amount:	
Total	\$	<u>9,000.00</u>			

Local Match Required: Yes No

If Yes, What is the Percentage / Amount:

	<u>50</u>		<u>\$9,000.00</u>	
	<u>50</u>		<u>\$9,000.00</u>	* This is not a cash, but an in-kind match.
	%		\$ Amount	

Requirements at the End of this Grant (please explain in detail): None

This grant requires an in-kind match not a cash match, so the match will come from a portion of the salaries for the Emergency Response Coordinator and the Administrative Assistant that is paid from the General Fund.

F:\windows\excel2k\forms\grants\blankgrantsummaryform.xls
 Last Updated: 12/13/06 By: AD

Dept. Preparer:	<u>NM</u>	<u>10/12/2011</u>
Dept. Approval:	<u>TBC</u>	<u>10/12/2011</u>
Finance Approval:	<u>AD</u>	<u>10/14/2011</u>
	<i>Initials</i>	<i>Date</i>

COUNTY OF LEXINGTON
LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT
Annual Budget
Fiscal Year - 2011-12

Object Code	Revenue Account Title	Actual 2009-10	Received Thru Dec 2010-11	Amended Budget Thru Dec 2010-11	Projected Revenues Thru Jun 2010-11	Requested 2011-12	2011 LEMPG Approved 2011-12	2010 LEMPG Application 2011-12
* Local Emergency Management Performance Grant (LEMPG)								
Revenues:								
451200	FEMA EPD Operating Reimbursement	44,277	49,298	66,284	66,284	64,597	64,597	9,000
	In-kind Match	87,870	47,280	101,196	101,196	104,255	106,886	0
	** Total Revenue	<u>132,147</u>	<u>96,578</u>	<u>167,480</u>	<u>167,480</u>	<u>168,852</u>	<u>171,483</u>	<u>9,000</u>
	***Total Appropriation				167,480	168,852	171,483	9,000
FUND BALANCE								
	Beginning of Year				<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
FUND BALANCE - Projected								
	End of Year				<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
*50/50 In-kind Match								

COUNTY OF LEXINGTON
LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT
Annual Budget
Fiscal Year - 2011-12

Fund: 1000
Division: Public Safety
Organization: 131101 - PS / Emergency Preparedness

Object Code	Expenditure Classification	<i>BUDGET</i>					
		2009-10 Expend	2010-11 Expend	2010-11 Amended	2011-12 Requested	2011-12 Approved	2011-12 Application
			(Dec)	(Dec)	(11 LEMPG)	(10 LEMPG)	
Personnel							
510100	Salaries & Wages	95,339	47,279	97,244	96,897	99,228	0
510200	Overtime	27	0	0	0	0	0
511112	FICA Cost	7,154	3,567	7,339	7,413	7,504	0
511113	State Retirement	3,523	1,761	3,619	3,666	3,736	0
511114	Police Retirement	0	0	6,761	6,875	7,014	0
511120	Insurance Fund Contribution	15,000	7,800	15,600	15,600	15,600	0
511130	Workers' Compensation	1,658	819	1,650	1,851	1,851	0
511214	Police Retirement - Retiree	6,406	3289	0	0	0	0
* Total Personnel		129,107	64,515	132,213	132,302	134,933	0
Operating Expenses							
520200	Contracted Services	6,177	0	0	0	0	0
522200	Small Equipment Repair & Maintenance	0	280	281	0	0	0
522300	Vehicle Repairs & Maintenance	0	0	0	500	500	0
524100	Vehicle Insurance	0	0	0	546	546	0
525210	Conference, Meeting & Training Expenses	700	6,408	8,100	2,820	2,820	4,650
525400	Gas, Fuel & Oil	0	0	0	2,000	2,000	0
525600	Uniforms & Clothing	0	0	0	0	0	332
* Total Operating		6,877	6,688	8,381	5,866	5,866	4,982
** Total Personnel & Operating		135,984	71,203	140,594	138,168	140,799	4,982
Capital							
540000	Small Tools & Minor Equipment	0	370	329	0	0	1,390
540010	Minor Software	0	0	0	776	776	0
	All Other Equipment	0	2,386	26,557			
5AC405	(1) 4WD SUV				25,353	25,353	
5AC406	(1) Satellite Phone				3,600	3,600	
5AC407	(1) Color Scanner				955	955	
	(1) Map/Chart Rack & Clamps						953
	(1) Paper Shredder						423
	Vehicle Emergency Lights						535
	(1) 800 MHz Radio Charger						717
** Total Capital		0	2,756	26,886	30,684	30,684	4,018
*** Total Budget Appropriation		135,984	73,959	167,480	168,852	171,483	9,000

SECTION V. - PROGRAM OVERVIEW

EXPLANATION OF GRANT

The Local Emergency Management Performance Grant (LEMPG) is an award that Lexington County receives on an annual basis. The Adjutant General's Office notified the County of a Competitive Grant process to receive left over funds from the FY 2010 LEMPG. Due to these funds being from FY 10 LEMPG allocation, the grant period is from November 1, 2011 to May 31, 2012. The required match will be met by the salaries for the Emergency Response Coordinator and the Administrative Assistant.

SECTION VI. A. – SUMMARY OF REVENUES

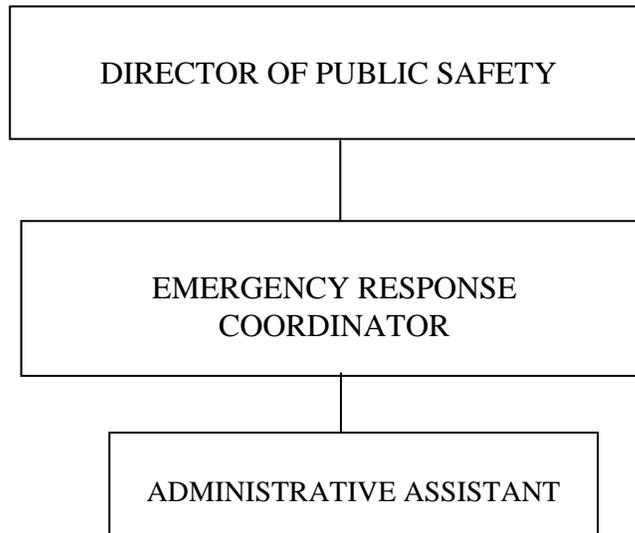
451200 – FEMA EPD OPERATING REIMBURSEMENT **\$9,000**

SECTION VI. B. – LISTING OF POSITIONS

Current Staffing Level:

<u>Job Title</u>	<u>Positions</u>	<u>Full Time Equivalent</u>		<u>Total</u>	<u>Grade</u>
		<u>General Fund</u>	<u>Other Fund</u>		
Emergency Response Coordinator	1	1		1	19
Administrative Assistant	1	1		1	7
TOTAL POSITIONS	2	2		2	

1 of these positions requires insurance.



SECTION VI. C. – OPERATING LINE ITEM NARRATIVES

525210 – CONFERENCES, MEETINGS AND TRAINING EXPENSES \$4,650

PROGRAM 1 – EMERGENCY MANAGEMENT \$4,650

This account will cover the cost for the Emergency Response Coordinator to continue the Homeland Security/Emergency Management Certification Program through Clemson University.

Four (4) Courses @ \$975.00 each	\$3,900.00
Four (4) Books @ \$175.00 each	\$700.00
One (1) Evaluation Fee	<u>\$50.00</u>
	\$4,650.00

525600 – UNIFORMS & CLOTHING \$332

PROGRAM 1 – EMERGENCY MANAGEMENT \$332

This account will be used to purchase gear for the Emergency Response Coordinator to enhance response to emergency operations.

One (1) Waterproof Windbreaker @ \$ 72.00 + tax = \$77.04
One (1) Pair of Heavy Duty Boots @ \$180.00 + tax = \$192.60
One (1) Pair of Heavy Duty Gloves @ \$37.00 + tax = \$39.59
One (1) Tactical Belt @ \$21.00 + tax = \$22.47

SECTION VI. D. - CAPITAL LINE ITEM NARRATIVES

540000 – SMALL TOOLS AND MINOR EQUIPMENT \$1,390

PROGRAM 1 – EMERGENCY MANAGEMENT \$1,390

- (1) Satellite Phone Case @ \$190 ea + tax = \$203.30
- (1) 12 Volt Power Supply @ \$45 ea + tax = \$48.15
- (1) 10' Cable @ \$40 ea + tax = \$42.80
- (1) 20' Cable @ \$50 ea + tax = \$53.50
- (1) Self Aiming Antenna @ \$235 ea + tax = \$251.45
- (5) Sets of Two-Way Talk Radios @ \$70.00 ea + tax = \$374.50
- (1) Rechargeable Flashlight @ \$130.00 + tax = \$139.10
- (1) Wireless Spotlight @ \$250.00 + tax = \$267.50

(1) MAP/CHART RACK & CLAMPS \$953

PROGRAM 1 – EMERGENCY MANAGEMENT \$953

- (1) Map/Chart Rack \$580.00
- (1) Set of Rack Clamps \$310.00
- Tax \$62.30
- \$952.30

(1) PAPER SHREDDER \$423

PROGRAM 1 – EMERGENCY MANAGEMENT \$423

- (1) Paper Shredder \$395.00
- Tax \$27.65
- \$422.65

VEHICLE EMERGENCY LIGHTS \$535

PROGRAM 1 – EMERGENCY MANAGEMENT \$535

- (1) Set of Emergency Lights for the Emergency Response Coordinator Vehicle \$500.00
- Tax \$35.00
- \$535.00

(1) 800 MHz RADIO CHARGER \$717

PROGRAM 1 – EMERGENCY MANAGEMENT \$717

- (1) 800 MHz Radio Charger \$670.00
- Tax \$46.90
- \$716.90

Mercado, Norma

From: Anderson, Kelley [kanderson@emd.sc.gov]
Sent: Monday, October 03, 2011 4:38 PM
To: County Directors
Cc: Chiefs/Managers; REMS Email
Subject: 2010 Competitive Local Emergency Management Performance Grant Funds
Attachments: 2010 COMPETITIVE LEMPG ANNOUNCEMENT.pdf

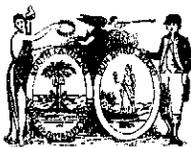
Importance: High

The SC Emergency Management Division is pleased to announce the availability of 2010 Competitive Local Emergency Management Performance Grant Funds. Requests must be received by close of business October 31, 2011. The performance period will be from the date of award to May 31, 2012. Please see attachment for details.

Should you have any questions, please contact Deborah Dawson at (803) 737-8598.

Thanks,
Kelley J. Anderson
Emergency Management Division
Administrative Services
(803) 737-8559
KAnderson@emd.sc.gov
Email address has changed

The State of South Carolina
Military Department



OFFICE OF THE ADJUTANT GENERAL

ROBERT E. LIVINGSTON, Jr.
MAJOR GENERAL
THE ADJUTANT GENERAL

TO: County Directors

FROM: George H McKinney, II, Director 

DATE: September 27, 2011

SUBJECT: Competitive 2010 Local Emergency Management Performance Funds

SCEMD would like to announce the availability of FY2010 LEMPG competitive funding for county projects. **Requests must be received by COB October 31, 2011.** Matching funds will be required, but some counties may have documented overmatch from their FY2010 LEPMG which may meet or reduce this requirement. Project activities must be eligible and allowable under the terms of the 2010 EMPG guidance. For planning purposes, if all counties apply for funding, roughly \$ 9,000 would be available for each county. Counties may request more than \$ 9,000, but we suggest submitting multiple or phased projects to ensure at least partial funding. There is no guarantee of funding for all phases of work. All activities or purchases must be concluded by May 31, 2012 and reimbursement requests received no later than June 10, 2012. Your scope of work activities associated with your 2010 LEMPG grant must also be completed in order to qualify for this additional competitive funding.

To apply:

Submit your written request on letterhead and mail to Kelley Anderson, Chief, Finance and Administration, by October 31, 2011.

Include:

1. **Project Narrative** – What are you seeking to accomplish?
2. **Scope of Work** – What steps will be taken in order to accomplish the project?
3. **Itemized Budget** – What are you purchasing or utilizing the money for? Itemize the costs for federal and match.

Lengthy proposals are not necessary. Be sure to outline a project that can be accomplished in a short period of time. If you have any questions, don't hesitate to call or email.

Emergency Management Division
2779 Fish Hatchery Road
West Columbia, South Carolina 29172
(803) 737-8500 • Fax: (803) 737-8570

COUNTY OF LEXINGTON Grant Request Summary Form

Title of Grant: DHEC EMS Grant-in-Aid

Fund: 2520 DHEC/EMS Grant-in-Aid **Department:** 131400 PS / Emergency Medical Services
No. Title No. Title

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

Grant Overview: The DHEC EMS Grant-in-Aid Program is intended to provide financial assistance to counties to improve and upgrade the EMS System in order to reduce injuries and the loss of life. All DHEC licensed ambulance services who provide emergency treatment and transport services are eligible to receive grant funds. Grant funds are awarded on a 94.5% state / 5.5% county matching fund basis.

EMS budgeted for the grant funding and match for this program in the budget process, so this application will not require any additional funds. The grant awarded by DHEC will allow us to purchase (7) Marine Patrol Drysuits, (7) Water Rescue Harnesses, (7) Rescue Specialists Kits, (1) NRS 75' Throwbag Kit, (2) Wireless Tablets with Accessories, and (2) Paramedic and (2) Advances EMT Tuition costs.

Grant Period: July 1, 2011 to June 30, 2012

Responsible Departmental Grant Personnel: Chief T. Brian Hood

Date Grant Information Released: August 8, 2011 **Date Grant Application Due:** October 25, 2011

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

Personnel	\$	-	
Operating	\$	9,000.00	
Capital	\$	12,450.00	* Award Amount: \$20,270.13
Total	\$	<u>21,450.00</u>	

Local Match Required: Yes No

If Yes, What is the Percentage / Amount:

<u>94.5</u>	<u>\$20,270.00</u>	
<u>5.5</u>	<u>\$1,180.00</u>	
<small>%</small>	<small>\$ Amount</small>	

Requirements at the End of this Grant (please explain in detail): None

Application is due when the signed contract is submitted.

Dept. Preparer:	<u>MH</u>	<u>10/14/2011</u>
Dept. Approval:	<u>TBH</u>	<u>10/14/2011</u>
Finance Approval:	<u>AD</u>	<u>10/14/2011</u>
	<small>Initials</small>	<small>Date</small>

**COUNTY OF LEXINGTON
DHEC - EMS GRANT-IN-AID
Annual Budget
Fiscal Year - 2011-12**

Object Code	Revenue Account Title	Actual 2009-10	Received Thru May 2010-11	Amended Budget Thru May 2010-11	Projected Revenues Thru Jun 2010-11	Requested 2011-12	Approved 2011-12	Awarded 2011-12
*DHEC - EMS Grant-In-Aid 2520:								
Revenues:								
459100	DHEC - EMS Grant-In-Aid	29,651	0	25,415	25,415	25,415	25,415	20,270
461000	Investment Interest	1	0	0	0	0	0	0
801000	Op Trn from General Fund	1,826	1,479	1,479	1,479	1,479	1,479	1,180
**Total Revenue		31,478	1,479	26,894	26,894	26,894	26,894	21,450
***Total Appropriation					26,894	26,894	26,894	21,450
Contingency:								
Unused					(936)			
Carryforward						709	709	709
FUND BALANCE								
Beginning of Year					(227)	709	709	709
FUND BALANCE - Estimated								
End of Year					<u>709</u>	<u>0</u>	<u>0</u>	<u>0</u>

Fund: 2520
Division: Public Safety
Organization: 131400 - Emergency Medical Services

Object Code	Expenditure Classification	2009-10 Expend	2010-11 Expend (May)	2010-11 Amended (May)	2011-12 Requested	BUDGET 2011-12 Approved		2011-12 Awarded
Personnel								
* Total Personnel		0	0	0	0	0	0	0
Operating Expenses								
525210	Conference, Meeting & Training Expense	0	10,000	10,000	24,742	24,742		9,000
529903	Contingency	0	0	248	0	0		0
536029	DHEC - Gold Cross Ambulance Grant	3,798	0	0	2,152	2,152		0
* Total Operating		3,798	10,000	10,248	26,894	26,894		9,000
** Total Personnel & Operating		3,798	10,000	10,248	26,894	26,894		9,000
Capital								
540010	Minor Software	0	0	0	0	0		0
	All Other Equipment	29,201	16,221	16,646				
5AC437 (7)	Marine Patrol Drysuits							7,105
5AC438 (7)	Water Rescue Harnesses							1,911
5AC439 (7)	Rescue Specialist Kits							994
5AC440 (1)	NRS 75' Throwbag Kit							440
5AC441 (2)	Wireless Tablets w/ Accessories							2,000
** Total Capital		29,201	16,221	16,646	0	0		12,450
***Total Budget Appropriation		32,999	26,221	26,894	26,894	26,894		21,450

SECTION V. – PROGRAM OVERVIEW

**EMERGENCY MEDICAL SERVICES DIVISION
GRANT-IN-AID**

The DHEC EMS Grant-in-Aid Program is intended to provide financial assistance to counties to improve and upgrade the EMS system in order to reduce injuries and the loss of life. All DHEC licensed ambulance services that provide emergency treatment and transport services are eligible to receive grant funds. Grant funds are awarded on a 94.5% state / 5.5% county matching fund basis.

SECTION VI. C. – OPERATING LINE NARRATIVES

525210 – CONFERENCE, MEETING & TRAINING EXPENSE **\$9,000**

These funds will be used to cover the tuition cost for (2) two students to attend the upcoming paramedic course and the tuition cost for (2) two students to attend the Advanced EMT course.

- (2) Paramedic students @ \$3,000 each = \$6,000
- (2) Advanced EMT students @ \$1,500 each = \$3,000

SECTION VI. D. – CAPITAL LINE ITEM NARRATIVE

5AC437 – (7) MARINE PATROL DRYSUITS \$7,105

Drysuits, when thermal lined, provide protection against cold water environments during rescue attempts. The full body gore-tex suit, comprised of latex neck and wrist gaskets and waterproof built-in socks, not only keeps the rescuer dry, but protected against contaminants in floodwater environments. Drysuits will be used anytime a river rescue or cold water rescue is attempted in Lexington County or in any area to which the Lexington County team responds.

(7) Drysuits @ \$1,015 each = \$7,105

5AC438 – (7) WATER RESCUE HARNESES \$1,911

Helicopter rescue harnesses facilitate connection between the rescuer and the helicopter during short haul rescue operations. The full body harnesses have multiple attachment points, facilitating the attachment of the rescuer to a victim in multiple rescue situations. Short haul rescues are carried out anytime a patient cannot be easily accessed by ground vehicles. As the Lexington County water rescue team is already helicopter equipped, these rescues are possible with the addition of the harnessed rescuer.

(7) Harnesses @ \$273 each = \$1,911

5AC439 – (7) RESCUE SPECIALIST KITS \$994

The Rescue Specialist Kits equips each rescuer with the water work boots, a swiftwater helmet, a knife and a high visibility strobe. Water work boots and the helmets are essential to protect the heads and feet of the rescuer during any rescue attempt in uneven or unpredictable terrain, whether water or land based. Strobes are necessary for the rescuer to be seen under any visibility conditions or night time operations. This equipment would be used in conjunction with the drysuits and harnesses to perform swiftwater or cold water rescues in Lexington County or in any surrounding areas where the Lexington County team would respond.

(7) Rescue Kits @ \$142 each = \$994

5AC440 – (1) NRS 75' THROWBAG KIT \$440

Throwbags are a vital part of any swiftwater or water rescue team. Each bag is comprised of 75' of NFPA approved rope inside of a throw able bag that can be thrown to victims close to the shoreline or when the victim is a short distance from the rescuer where the rescuer has the option not to enter the water. Any water entry greatly increases the risk for any rescuer which makes the throwbag very important.

5AC441 – (2) WIRELESS TABLETS W/ ACCESSORIES \$2,000

These wireless tablets, whether it is the Samsung Galaxy or iPad, will be used for classroom presentations. The portability and functionality will be much more beneficial and cost effective than purchasing additional full size laptops.

(2) Tablets w/ Accessories @ \$1,000 = \$2,000

EMERGENCY MEDICAL SERVICES CONTRACT

BETWEEN

SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

AND

LEXINGTON COUNTY

The parties of this contract agree as follows:

A. SCOPE OF SERVICES:

The Contractor agrees to submit for approval a county application (DHEC form 1061) for grant in aid for the purpose of upgrading and/or expanding the Emergency Medical Services within the county. The Contractor will purchase the equipment and/or training programs based on the county application as approved by DHEC.

Mailing Address of Contractor: County Administrator
Lexington County
County Administration Building
Lexington SC 29072

Contractor FEDERAL EMPLOYER IDENTIFICATION NUMBER (FEIN)

57-6000-379

B. TIME OF PERFORMANCE:

The contract shall be effective October 1, 2011, or when signed by all parties, whichever is later, and will terminate June 30, 2012.

C. COMPENSATION:

1. DHEC agrees to **disburse to** the Contractor an amount not to exceed 94.5 percent of the cost for approved equipment and training referred to on DHEC form 1061 for grant in aid. Basis for **disbursement** is actual expenditures for authorized purchases; however, in no event will the total amount **disbursed** under this Contract exceed **\$20,270.13, or subsequent reductions or increases approved by the Budget and Control Board and/or General Assembly. Notification of any subsequent reductions or increase will be provided under separate letter. Funds will be disbursed in two payments with the first disbursement being issued no later than 30 days after DHEC approval of the DHEC 1061 and the second disbursement being issued after April 1, 2012. The first disbursement will be 90% (minus the 5.5% local match) and the second disbursement will be 10% (minus the 5.5% local match). Any funds that have been over paid and any cost for items purchased that are not approved on the DHEC 1061 will be deducted from the final disbursement. If overpaid funds exceed amount held for second disbursement, the county will be required to reimburse DHEC the overpayment.**
2. Funds shall not be used, and the Contractor **will not receive disbursement**, for expenditures made prior to the effective date of this Contract, or for obligations incurred after the conclusion date for the grant period.
3. The contractor must receive DHEC approval of a properly-submitted DHEC Form 1061 **BEFORE** making any expenditures or incurring any obligations to be **disbursed** under this contract. The Contractor will **not disburse funds** for any expenditures made or obligations incurred in violation of

this procedure.

Travel

Contractor's travel expenses, including room and board, incurred in connection with the services described in Scope of Work, will be limited to reimbursement at the standard State rate in effect during the period of this agreement and will be included within the maximum amount of the contract. (Reference F.10 below)

D. METHOD OF PAYMENT:

The Contractor shall provide DHEC a written report **detailing the use of disbursed funding** which must include a compliance report as set forth in section E below. It must also include invoice(s) indicating that the equipment/training has been received//completed and the corresponding canceled check(s). An original, fully executed contract must be received by DHEC before **final disbursement can be made. THE FINAL REPORT INCLUDING ALL INVOICES MUST BE SUBMITTED NO LATER THAN APRIL 30, 2012. REPORTS RECEIVED AFTER APRIL 30, 2012 WILL NOT BE ACCEPTED.**

E. COMPLIANCE REPORTS:

1. The Contractor shall submit a formal letter indicating that they have met all the terms of the contract regarding the implementation of the grant application as outlined in this contract. **This should be done at the time of request for final disbursement.**
2. A written statement, signed by the county government official verifying that state funds were not used to replace local county funds for EMS.
3. A statement from the authorizing county official that state or local purchasing requirements were followed in the purchase of the equipment.

F. TERMS AND CONDITIONS:

1. Contractor must agree to make positive efforts to use small and minority owned businesses and individuals. DHEC Form 128 is for use in providing this information.
2. None of the work or services covered by this Contract shall be subcontracted without the prior written approval of DHEC; provided, however, nothing herein shall be construed to limit the ability of this hospital to contract with physicians to provide on-call services for its Emergency Department.
3. Any change to this Contract is considered an amendment to the contract, which must be mutually agreed to and executed in the same manner as the contract.
4. Records with respect to all matters covered by this Contract shall be retained by the Contractor for 6 years after the end of the Contract period, and shall be available for audit and inspection for any time such audit is deemed necessary by DHEC. If audit has begun but is not completed at the end of the 6-year period, or if audit findings have not been resolved at the end of the 6-year period, the records shall be retained until resolution of the audit findings.
5. Notwithstanding any other provision of the contract:
 - a. Subject to the provisions contained below, this Contract may be terminated by either party providing written notice of that intent to the Contractor thirty (30) days in advance.

- b. Funds for this Contract are payable from State and/or Federal and/or other appropriations. In the event sufficient appropriations are not made to pay the charges under this Contract, it shall terminate without any further obligation by DHEC.
 - c. DHEC may terminate this Contract for cause, default or negligence on the part of the Contractor at any time without thirty days advance written notice.
6. The Contractor certifies that he/she is not an employee of a South Carolina State Agency.
7. No person shall be excluded from participation in, be denied the benefits of, or be subjected to discrimination in relation to activities carried out under this contract on the grounds of race, age, health status, handicap, color, sex, religion or national origin. This included the provision of language assistance services to individuals of limited English proficiency eligible for services provided by DHEC.
8. The Contractor agrees that neither the contractor, its employees nor agents are covered by any professional or tort liability insurance maintained by DHEC.
9. **DRUG FREE WORK PLACE:**
The Contractor certifies to DHEC that it will provide a drug-free workplace by:
- a. publishing a statement notifying employees that the unlawful manufacture, distribution, dispensation, possession, or use of a controlled substance is prohibited in the person's workplace and specifying the actions that will be taken against employees for violations of the prohibition;
 - b. establishing a drug-free awareness program to inform employees about:
 - (1) the dangers of drug abuse in the workplace;
 - (2) the contractor's policy of maintaining a drug-free workplace;
 - (3) any available drug counseling, rehabilitation, and employee assistance programs; and
 - (4) the penalties that may be imposed upon employees for drug violations;
 - c. making it a requirement that each employee to be engaged in the performance of the contract be given a copy of the statement required by item a.;
 - d. notifying the employee in the statement required by item a., that as a condition of employment on the contract or grant, the employee will:
 - (1) abide by the terms of the statement and
 - (2) notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than 5 days after the conviction;
 - e. notifying DHEC within 10 days after receiving notice under item d.(2) from an employee or otherwise receiving actual notice of the conviction;
 - f. imposing a sanction on, or requiring the satisfactory participation in a drug abuse assistance or rehabilitation program by, any employee convicted, as required by Section 44-107-50 (SC Code of Laws); and
 - g. making a good faith effort to continue to maintain a drug-free workplace through implementation of items a.,b.,c.,d.,e. and f.

10. The Contractor's travel expenses, including room and board, incurred in connection with the services described in the Scope of Services will be limited to reimbursement at the standard State rate in effect during the period of this agreement and will be included within the maximum amount of the contract.

The State standard rate for hotels will be at the established federal Government Services Administration rate or below for the area of travel. These rates can be found at <http://www.gsa.gov>.

The Contractor must submit lodging receipts showing a zero balance when seeking reimbursement. Prior to submitting any invoices for contractual reimbursements of out-of-state travel, Contractor must submit a written request for approval of out-of-state travel and receive written approval of out-of-state travel. The request for approval must include a breakdown of all proposed travel expenses including, but not limited to, airfare, registration, and lodging and an explanation of how the travel is related to the activities described in the Scope of Services.

11. Neither party shall be liable for any claims, demands, expenses, liabilities and losses (including reasonable attorney's fees) which may arise out of any acts or failures to act by the other party, its employee or agents, in connection with the performance of services pursuant to this contract.
12. The Agreement, any dispute, claim, or controversy relating to the agreement and all the rights and obligations of the parties shall, in all respects, be interpreted, construed, enforced and governed by and under the laws of the State of South Carolina, except its choice of law rules. All disputes, claims or controversies relating to the Agreement shall be resolved in accordance with the South Carolina Procurement Code, Section 11-35-10, et. seq., or in the absence of jurisdiction, only in the Court of Common Pleas for, or a federal court located in Richland County, South Carolina
13. Contractor certifies that they have not been debarred or suspended under OMB Circular A-133 Compliance Supplement or otherwise from doing business with any governmental entity.
14. Contractors who expend any funds obtained from, or passed through DHEC, must provide quarterly compliance reports outlining the status of the project, compliance with the scope of services and expenditures to the proper program area of DHEC. The Contractor is subject to site visits from DHEC in an effort to monitor compliance.
15. Contractors who are not required to obtain a single or program specific audit may be required to obtain limited scope audits if the quarterly compliance reports, site visits and other information obtained by the department raise reasonable concern regarding compliance with contract conditions. Such engagements may not be paid for by DHEC pass through funds.
16. DHEC have sole ownership and copyright for any tangible product (report, survey, film, etc.) developed under this contract.
17. The Contractor agrees to abide by DHEC's Confidentiality Policy, which states that all information about personal facts and circumstances of DHEC employees, clients, or members of the public is confidential and will not be disclosed without written authorization of the individual to which it pertains, unless disclosure is required by law, or otherwise required in accordance with this agreement and released to the Contractor after DHEC Office of General Counsel review. If confidential information is disclosed pursuant to a properly completed authorization, documentation of the disclosure and a copy of the authorization must be maintained and made available for DHEC inspection and audit. In addition, confidential agency information and action shall not be disclosed unless DHEC authorizes the disclosure in writing, or the disclosure is required by law.

The types of information that generally must be kept confidential include, but are not limited to, personal information about job applicants, DHEC employees, DHEC clients or members of the

public, such as names, social security numbers, addresses, telephone numbers, medical or disability information, financial status and information, account or identification numbers issued by government agencies or private financial institutions, other identifying information, or confidential business information.

The Family Privacy Protection Act may place additional restrictions on the collection and disclosure of personal information. Information that is otherwise available to the public under the Freedom of Information Act may be released in accordance with State law.

Protected Health Information about DHEC clients generally cannot be disclosed without proper authorization by the client or his/her parent or legal guardian, or pursuant to a specific exception under the Health Insurance Portability and Accountability Act (45 CFR Parts 160 and 164).

The Contractor and the Contractor's employees/agents may be required to sign DHEC's Confidentiality Agreement (DHEC form #0321), a copy of which is attached hereto. Alternatively, if the Contractor desires to rely upon an existing Confidentiality Agreement signed by its employees/agents, a copy of the Confidentiality Agreement must first be provided to the DHEC Contract Officer for evaluation, and the Contracting Party must provide written verification that all employees/agents who may have access to DHEC confidential information in the course of performing this agreement have executed the Confidentiality Agreement. The Contractor must ensure that confidential information released to the Contractor's employees/agents is limited to the information minimally necessary in order to meet its obligations under this agreement.

Unauthorized disclosure of confidential information may result in termination of this agreement and may be grounds for fines, penalties, imprisonment, injunctive action, civil suit, or debarment from doing business with the State. The Contractor must immediately notify the Region Health Director and DHEC HIPAA Privacy Officer of any unauthorized disclosure of a DHEC client's protected health information which occurs in the course of performing this agreement. Unauthorized disclosure of other types of confidential information not consisting of protected health information must be immediately reported to the DHEC Contract Officer, 2600 Bull Street, Columbia, S. C. 29201.

18. The provisions of the Contract are contingent upon any possible revision of State regulations and requirements.
19. The contractor must maintain a method of accounting that is adequate to properly classify and identify all reimbursable expenses related to their activities. This must be done using a system of fund accounting as required by Financial Accounting Standards Board (FASB) 117 for all not-for-profit organizations utilizing donor restricted grants for specific purposes.
20. The contractor must maintain supporting documentation which identifies expenditures by date, location, amount vendor, method of payment and purpose relative to the terms of the contract.
21. PREVENTING AND REPORTING FRAUD, WASTE AND ABUSE.

SCDHEC has procedures and policies concerning the prevention and reporting of fraud, waste and abuse (FWA) in agency-funded programs, including but not limited to those funded by federal grants such as Medicaid. No agency employee, agent, or contractor shall direct, participate in, approve, or tolerate any violation of federal or state laws regarding FWA in government programs.

Federal law prohibits any person or company from knowingly submitting false or fraudulent claims or statements to a federally funded program, including false claims for payment or conspiracy to get such a claim approved or paid. The False Claims Act includes "whistleblower" remedies for employees who are retaliated against in their employment for reporting violations of the Act. Under State law, persons may be criminally prosecuted for false claims made for health

care benefits, for Medicaid fraud, for insurance fraud, or for using a computer in a fraud scheme or to obtain money or services by false representations. Additional information regarding the federal and state laws prohibiting false claims and SCDHEC's policies and procedures regarding false claims may be obtained from the agency's Contract Officer or Bureau of Business Management.

Any employee, agent, or contractor of SCDHEC who submits a false claim in violation of federal or state laws will be reported to appropriate authorities.

If the Contractor, Contractor's agents or employees have reason to suspect FWA in agency programs, this information should be reported in confidence to the agency. A report may be made by writing to the Office of Internal Audits, SCDHEC, 2600 Bull Street, Columbia, South Carolina 29201; or by calling the Agency Fraud, Waste and Abuse Hotline at 803-896-0650 or toll-free at 1-866-206-5202. The Contractor is required to inform Contractor's employees of the existence of DHEC's policy prohibiting FWA and the procedures for reporting FWA to the agency.

- 22. The Eligible Items-FY 2012 is attached as **Attachment A** hereto and specifically incorporated by reference into this contract.
- 23. Failure to comply with this contract, the S.C. Department of Health and Environmental Control (DHEC) Guidelines for Emergency Medical Services Improvement and Upgrading of EMS System which are attached as **Attachment B** hereto and specifically incorporated by reference into this contract, will result in suspension or termination of the contract and all payments under this contract. Contractor will be responsible for repayment to DHEC of any funds provided for equipment or training found not to be in compliance with this contract and the provisions of the approved application (DHEC form 1061).

The parties to this contract hereby agree to any and all provisions of the contract as stipulated above.

AS TO DHEC:

AS TO CONTRACTOR:

BY: _____

BY: _____

TITLE: Deputy Commissioner

TITLE: _____

DATE: _____

DATE: _____

CONTRACT NUMBER: _____

SCEIS P.O. # _____



DHEC Confidentiality Agreement

I understand that the South Carolina Department of Health and Environmental Control (DHEC) has a legal and ethical responsibility to maintain confidentiality of information as to personal facts and circumstances of DHEC employees, clients, or other citizens given or made available to DHEC in administration of the agency's programs and services.

DHEC's Confidentiality Policy states that Information about personal facts and circumstances of DHEC employees, clients and other citizens will be kept confidential and will not be disclosed without the individual's written authorization, except as required by law or as required to perform agency responsibilities. Protected Health Information that identifies an individual generally cannot be released unless properly authorized by the client or his/her legal representative, or pursuant to a specific exception under the Health Insurance Portability and Accountability Act (45 CFR Parts 160 and 164). The Family Privacy Protection Act and other state and federal laws may place additional limitations on disclosure of personal information.

Information that is made available to the public under the Freedom of Information Act must be disclosed in accordance with State law. However, the Freedom of Information Act protects information of a personal nature such that public disclosure would constitute an unreasonable invasion of privacy. The types of information that generally must be kept confidential include, but are not limited to: protected personal information of job applicants, DHEC employees, or members of the public, such as names, social security numbers, addresses, telephone numbers, financial status and information, account or identification numbers issued by government agencies or private financial institutions, confidential business information, vital records information, social security numbers, and health information that identifies individuals.

I understand that during the course of my employment, volunteer services, or contract performance with DHEC, I may see or hear confidential information and/or protected health information.

By signing this agreement, I understand and agree that I will not disclose confidential information or protected health information unless the disclosure complies with DHEC policies and is required to perform my responsibilities. I will not access or view any information other than what is required to do my job. If I have any questions about whether I need access to certain information, or whether certain information should be disclosed, I will immediately ask my supervisor for clarification. I will immediately report any unauthorized disclosure of protected health information or other confidential information as required by DHEC Policy, or as required by terms in any contract or agreement with DHEC to which I am a party.

I will not discuss any confidential information or protected health information obtained in the course of my relationship with DHEC with any person or in any location outside of my area of responsibility in DHEC, except as otherwise required or permitted by law. I will not make any unauthorized copy or disclosure of this information, or remove or transfer this information to any unauthorized location.

I agree that my obligations under this Agreement regarding confidential and protected health information will continue after termination of my employment/volunteer assignment/contract affiliation with DHEC.

DHEC Confidentiality Agreement

I understand that violation of this Agreement may result in termination of my volunteer, contractual and/or work relationship with DHEC and may be grounds for disciplinary action, fines, penalties, imprisonment or civil suit to be brought against me.

I have read the above Agreement and agree to comply with all its terms.

Signature: _____ Date: _____

Witness: _____ Date: _____

Work Location: _____



**Emergency Medical Services
Community EMS Assistance Program**

1. Lexington County
2. 9/15/2011 Date of Application

3. Grant Project Period:
From: July 1, 2010
To: June 30, 2011

4. 1 Year 2 Year

5. State Funds Requested	\$ 20,262.69	Source of Local Funds
Total Local Cash	\$ 1,179.31	
Total Project Cash	\$ 21,442.00	<input checked="" type="checkbox"/> County <input type="checkbox"/> Community <input type="checkbox"/> Private

6. Ambulance Service:

<u>Lexington County EMS</u>	<u>407 Ball Park Road, Lexington SC 29072</u>	<u>803-785-8683</u>
Name	Mailing Address	Telephone
<u>lcems@lex-co.com</u>		
E-Mail Address		
<u>T. Brian Hood</u>	<u>[Signature]</u>	
Director / Chief / Name	Signature	

7. County Authorization:

Choice of Funding Formula

The county has chosen a local formula for distribution of monies among the ambulance service and all the services have agreed in writing on this formula. The documentation of their agreement with signatures is attached.

If yes, initial here: _____

The county has chosen to fund each of the ambulance services based on the percentage of the county's total emergency runs which were run by each ambulance service.

If yes, initial here: _____

I certify that I understand and agree to comply with the general and fiscal requirements of this application and that I am duly authorized to commit the application to these requirements. I also understand that the funds available through this grant are not to be used to replace existing dollars now used for the EMS assistance through this grant program.

8. Authorizing Official

<u>Lexington</u>	<u>Katherine Hubbard</u>	<u>County Administrator</u>
County	Name	Title
<u>212 South Lake Drive</u>	<u>Lexington</u>	<u>29072</u>
Street	City	Zip
<u>khubbard@lex-co.com</u>		
Email Address		
<u>[Signature]</u>	<u>10/14/2011</u>	
Signature	Date	

Community EMS Assistance Program

1. Basic Life Support Equipment

Quantity	Cost per Item	Item	Total
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
BLS Total			\$0.00

2. Advanced Life Support Equipment

Quantity	Cost per Item	Item	Total
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
ALS Total			\$0.00

3. Extrication Equipment

Quantity	Cost per Item	Item	Total
7	\$1,015.00	Kokotat GTX-SAR Drysuits	\$7,105.00
7	\$273.00	Tri-SAR Water Rescue Harnesses	\$1,911.00
7	\$142.00	Rescue Specialists Kits: Includes helmets, boots, knives, and strobes	\$994.00
1	\$432.00	NRS 75' Throwbag Kit	\$432.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
Extrication Equipment Total			\$10,442.00

4. Communications Equipment

Quantity	Cost per Item	Item	Total
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
Communication Equipment Total			\$0.00

5. Training

Quantity	Cost per Item	Item	Total
2	\$3,000.00	Paramedic Tuition	\$6,000.00
2	\$1,500.00	Advanced EMT Tuition (Estimated)	\$3,000.00
2	\$1,000.00	Wireless Tablet device with Accessories for Classroom Presentations	\$2,000.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
Training Total			\$11,000.00

6. Other/ Describe (Ambulance)

Quantity	Cost per Item	Item	Total
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
Other/ Describe (Ambulance) Total			\$0.00

Budget Justification

ONLY USE FOR EQUIPMENT NOT ON THE LIST OF ELIGIBLE ITEMS. Please provide your justification, attach brochure or vendor literature.

All items requested are on the pre-approved list of eligible items and will be used for training. Please contact Chief Hood at 803-785-8683 for any additional information.

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**LEXINGTON COUNTY
RESOLUTION
No. 11-08**

WHEREAS, The County of Lexington is the owner of that certain parcel of land containing 1.43 acres bearing Lexington County Tax Map No. 003698-03-114, which is described on the Attached Exhibit A; and

WHEREAS, The Town of Lexington has represented to the County that subject property is contiguous to Tax Map No. 003698-02-013 and public right of way which lies within the corporate limits of the Town of Lexington;

WHEREAS, The Town of Lexington has requested that the County consent to the annexation of the subject property;

NOW THEREFORE, based upon the above representation and request of the Town of Lexington, be it resolved that Lexington County Council, Lexington, South Carolina, consents to the annexation of the property attached hereto as Exhibit A and as shown by Tax Map No. 003698-03-114.

APPROVED AND ADOPTED IN A MEETING DULY ASSEMBLED THIS _____ DAY OF _____, 2011.

LEXINGTON COUNTY, SOUTH CAROLINA

James E. Kinard, Jr.
Chair of Lexington County Council

Date: _____

ATTEST: _____
Diana W. Burnett
Clerk to Lexington County Council

EXHIBIT A

All that piece, parcel or lot of land situate, lying and being in the County of Lexington, State of South Carolina and being shown as 1.43 Acres on that plat prepared for Riverchase Storage Associates, LLC by Associated E&S, Inc. dated February 27, 2006 and recorded in the Office of the ROD in Lexington County in Record Book 10877 at Page 63, and having such boundaries and measurements as shown on said survey.

Together with all of Riverchase Storage Associates, LLC's rights, title and interest in and to that Site Distance Easement more fully described in that Declaration of Easement between KB Home South Carolina LLC and Riverchase Storage Associates, LLC dated July 21, 2006 and recorded in the Office of the ROD for Lexington County in Record Book 11241 at Page 220.



COUNTY OF LEXINGTON
PUBLIC WORKS DEPARTMENT
ENGINEERING

Memorandum

To: Katherine Hubbard, County Administrator
From: Jim Starling, Engineering Associate III
Date: 10/19/2011
Re: State Set-Aside DBE Report for FY 2010-2011 for Lexington County C-Fund Projects

State law (12-28-2930) requires that local County Transportation Committees (Lexington County Council) submit an annual State Set-Aside Disadvantaged Business Enterprise (DBE) report. The Lexington CTC State Set-Aside DBE report for FY 2010-2011 is attached.

The purpose of the report is to ensure that CTC's make an effort to award projects with estimated values of \$250,000 or less to firms owned and controlled by disadvantaged ethnic enterprises. The goal is to expend 5% of the annual "C"-Fund revenues on Minority Business Enterprises (MBEs) and 5% on Women Business Enterprises (WBEs).

The Line Striping Project was the only qualifying project for FY 2010-2011 with an estimated value of \$250,000 or less. This project was bid out as a sole source DBE project, placing Lexington County in compliance with the State Set-Aside DBE requirement.

Please have this placed on the October 25th, 2011 agenda for review by the Committee of the Whole. This will need to be "reported out" to full Council on October 25th as well because the report was due to SCDOT by September 30th.

LEXINGTON CTC DBE ANNUAL SET ASIDE REPORT
JULY 1, 2010-JUNE 30, 2011

Bid Date	Name of WBE	Account #	Project Description	FY 2011 DBE Expended Funds	Remarks
3/31/2010	Carolina Pavement Markings, Inc.	2700-121300-530003	Line Striping Contract	\$ 110,498.00	Total contract was a Set Aside DBE.
Total DBE Expenditures =				\$ 110,498.00	

Total Expenditures by Lexington CTC during FY 2009-2010 = \$ 3,408,640.00
Expenditures with DBEs as a Percent of Total Expenditures = 3%

Authorized Signature: _____ Date: _____

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County of Lexington County Council

212 South Lake Drive, Suite 601
Lexington, South Carolina 29072

TELEPHONE: (803) 785-8103 FAX: (803) 785-8101

MEMORANDUM

TO: County Council
FROM: Diana Burnett
DATE: October 25, 2011
RE: November & December 2011 Schedule

As the holidays are fast approaching, Council may want to review the scheduled meeting dates for the months of November and December. At present Council is scheduled to meet November 8 and 22 and December 13 and 27. County offices will be closed on November 11 (Veteran's Day), November 24 and 25 (Thanksgiving), December 23, 26 and 27 (Christmas).

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

Thank you.

November 2011						
SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
		1	2	3	4	5
6	7	8 COUNCIL	9	10	11	12
13	14	15	16	17	18	19
20	21	22 COUNCIL	23	24 <i>Thanksgiving Day Holiday</i>	25 <i>Thanksgiving Holiday</i>	26
27	28	29	30			

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December 2011						
SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
				1	2	3
4	5	6	7	8	9	10
11	12	13 COUNCIL	14	15	16	17
18	19	20	21	22	23 <i>Christmas Holiday</i>	24
25	26 <i>Christmas Holiday</i>	27 COUNCIL <i>Christmas Holiday</i>	28	29	30	31

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RESOLUTION

THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA, MEETING IN GENERAL SESSION THE 25TH DAY OF OCTOBER, TWO THOUSAND AND ELEVEN, ADOPTED THE FOLLOWING:

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, the holiday, called “Arbor Day”, was first observed with the planting of more than a million trees in Nebraska and is celebrated throughout the United States and internationally; and

WHEREAS, an “Arbor Day” for the State of South Carolina was created by legislation in 1934 to be celebrated on the first Friday in December; and

WHEREAS, trees are an important renewable resource providing an abundance of forest products, providing wildlife habitat, reducing soil erosion, improving air and water quality, and reducing energy consumption; and

WHEREAS, trees in our communities have a significant economic impact by attracting new residents, business and industry, and increasing the overall quality of life for the citizens of Lexington County.

NOW, THEREFORE, BE IT RESOLVED that we, Lexington County Council, do hereby proclaim Friday, December 2, 2011 as **ARBOR DAY 2011** and urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands.

BE IT FURTHER RESOLVED that we urge all citizens to plant and care for trees to gladden the heart and promote the well-being of this and future generations.

James E. Kinard, Jr., Chairman

William B. Banning, Sr., Vice Chairman

Frank J. Townsend, III

George H. “Smokey” Davis

Debra B. Summers

Bobby C. Keisler

Johnny W. Jeffcoat

K. Brad Matthews

M. Todd Cullum

ATTEST:

Diana W. Burnett, Clerk

RESOLUTION

THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA, MEETING IN GENERAL SESSION THE 25TH DAY OF OCTOBER, TWO THOUSAND AND ELEVEN ADOPTED THE FOLLOWING:

WHEREAS, the Lexington High School Swim Team organized the first “Dam Swim for Drew” on September 29, 1999 in memory of Joseph Drew Smith with the primary purpose of raising awareness of boating and swimming safety; and

WHEREAS, Drew was killed at a tender young age of 11 on July 1, 1997 on the waters of Lake Murray during a BUI (Boating Under the Influence) tragedy; and

WHEREAS, the Lexington High School Swim Team continues to host an annual event that has grown from a handful of Lexington High School swimmers to about 200 swimmers from all over the southeast; and

WHEREAS, the annual “Dam Swim for Drew” has become a catalyst for promoting boating and swimming safety and to assist in raising funds for an indoor swimming pool in Lexington where people of all ages can learn to swim; and

WHEREAS, Karen and Randall Smith, parents of Drew, established a scholarship in memory of their son to a deserving senior on the Lexington High School Swim Team to help carry on the positive effects of Drew’s life and to continue his legacy of giving.

NOW THEREFORE BE IT RESOLVED that we, the members of Lexington County Council, recognize the **Lexington High School Swim Team** and express our appreciation of promoting boating and swimming safety through their annual “Dam Swim for Drew” event.

James E. Kinard, Jr., Chairman

William B. Banning, Sr., Vice Chairman

Frank J. Townsend, III

George H. “Smokey” Davis

Debra B. Summers

Bobby C. Keisler

Johnny W. Jeffcoat

K. Brad Matthews

M. Todd Cullum

ATTEST:

Diana W. Burnett, Clerk



APPOINTMENTS BOARDS & COMMISSIONS

October 25, 2011

JIM KINARD

- **Museum** - Jean Annette S. Lucas; term expires 11/01/11; eligible for reappointment; *confirmed desire to serve another term*

SMOKEY DAVIS

- **Board of Zoning Appeals** - James D. Spangler; term expires 12/31/11; eligible for reappointment; *confirmed desire to serve another term*

DEBBIE SUMMERS

- **Museum** - Miley Hall Rhodes; term expires 11/01/11; eligible for reappointment

JOHNNY JEFFCOAT

- **Board of Zoning Appeals** - Jane Cook; term expires 12/31/11; eligible for reappointment; *confirmed desire to serve another term*
- **Museum** - Laura Howell; term expires 11/01/11; eligible for reappointment; *confirmed desire NOT to serve another term*

BRAD MATTHEWS

- **Library** - David Fellows; term expired 09/26/11; eligible for reappointment; *confirmed desire to serve another term*

BILL BANNING

- **Planning Commission** - Robert Lee Matthews; term expired 08/26/11; eligible for reappointment; *confirmed desire to serve another term*

TODD CULLUM

- **Board of Zoning Appeals** - Vacant; term expires 12/31/13
- **Library** - Ray Sharpe; term expired 09/26/11; eligible for reappointment; *confirmed desire to serve another term*
- **Museum** - Vacant; term expires 11/01/13

(Continued next page)

AT LARGE:

Building Codes Board of Appeals:

- **Plumbing** - Ashton Shuler; term expired 08/13/11; eligible for reappointment; *confirmed desire NOT to serve another term*
- **Gas/Mechanical** - Marvin Smith; term expired 08/13/11; eligible for reappointment; *confirmed desire NOT to serve another term*

Central Midlands Regional Transit Authority:

See attached CMRTA letter regarding appointment.

Midland's Housing Alliance Transitions Board

Carol W. Addy; term expires 12/31/11; see attached email regarding reappointment; *confirmed desire to serve another term*

Stormwater Advisory Board:

- **Developer** - Carl J. Berry, II; term expires 12/09/12; resigned effective July 8, 2011

September 30, 2011

VIA E-MAIL ONLY

The Honorable James E. Kinard, Jr.
Chair, Lexington County Council
212 S. Lake Drive
Lexington, South Carolina 29072

RE: Central Midlands Regional Transit Authority
Board of Directors Appointments

Dear Chair Kinard:

At its meeting on September 26, 2011, the Central Midlands Regional Transit Authority (the "CMRTA") Board of Directors (the "Board") approved the following documents:

1. Intergovernmental Agreement Relating to the Interim Financing for The Central Midlands Regional Transit Authority;
2. Amended Bylaws; and
3. Second Amended Agreement Re-Creating a Regional Transit Authority Within the Geographic Area of Richland County and Certain of the Municipalities Therein to be Known as The Central Midlands Regional Transit Authority.

As part of each of the agreements, the CMRTA has agreed to restructure its Board with three appointees from the City of Columbia, three appointees from Richland County, one appointee from the City of Forest Acres, one appointee from Lexington County (the "County"), and three appointees from the Richland County Delegation. Pursuant to these agreements, it would be appropriate for the County to make its appointments to the CMRTA Board as soon as possible but not later than the next regularly scheduled Board meeting which is October 31, 2011. Once the appointments have been made, please provide me with the name and contact information of the County's appointee.

McNair Law Firm, P. A.
1221 Main Street
18th Floor
Columbia, SC 29201

Mailing Address
Post Office Box 11390
Columbia, SC 29211

mcnair.net

We thank you for your attention to this matter and please let me know if I can be of any assistance.

Sincerely,



Francenia B. Heizer

FBH:laf

cc: The Honorable Joyce Dickerson
The Honorable Debbie Summers
Katherine Hubbard, County Administrator
Jeff M. Anderson, Esquire, County Attorney

Busbee, Judy

From: Burnett, Diana
Sent: Tuesday, October 11, 2011 2:44 PM
To: Busbee, Judy
Subject: FW: Lex. County appointment to Midlands Housing Alliance

From: Hubbard, Katherine
Sent: Tuesday, October 11, 2011 2:43 PM
To: Burnett, Diana
Subject: FW: Lex. County appointment to Midlands Housing Alliance

From: Cathy Novinger [<mailto:cathy@novingerqtr.com>]
Sent: Tuesday, October 11, 2011 1:47 PM
To: Hubbard, Katherine; Jeffcoat, Johnny; Banning, Bill; jimkinard@fpsb.com
Cc: Kinard, James
Subject: Lex. County appointment to Midlands Housing Alliance

Folks....As you know you appointed Carol Addy, Senior VP-HME Correspondent Services, to be Lexington County's representative to the Midlands Housing Alliance board of directors. Carol has been an outstanding board member. She gives more than her fair share of time and resources, and works hard to assure that your investment in our TRANSITIONS homeless center is put to its intended use. She has agreed to continue to serve if nominated.

MHA is on a calendar year board appointment schedule. We would appreciate your advising us by the end of November, if possible, of your appointment to our board. We strongly encourage you to consider Ms. Addy for reappointment.
Thank you for your assistance. Cathy

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8319

(F) 785-2240

DATE: October 13, 2011

TO: Katherine L. Hubbard
County Administrator

THROUGH: Jeffrey A. Hyde
Procurement Manager

FROM: Angela M. Seymour
Procurement Officer

SUBJECT: (1) 4WD Heavy Duty Rescue Vehicle (Replacement)
Public Safety/EMS

We are in receipt of a requisition for the purchase of (1) 4WD Heavy Duty Rescue Vehicle replacement including any emergency equipment/installation and accessories for the Public Safety/EMS. This requested vehicle is being purchased through the appropriate South Carolina State Contract (#4400002972) from Magic City Motor Corp. It will also require the purchase and installation of additional emergency equipment and accessories. These accessories will be purchased from various vendors through the appropriate South Carolina State Contract and appropriate low bidder. This vehicle have been recommended and approved in accordance with the Fleet Management Policy by Bill Kazmierczak, Fleet Manager.

The total cost including applicable sales tax for the vehicle and accessories is \$59,438.57. It is recommended that the award be made to multiple vendors as follows:

Magic City Motor Corp	\$36,012.00
Lee Transport Equipment, Inc.	\$14,772.00
West Chatham Warning Devices	\$7,726.07
Hansen's Gold Leaf	\$928.50

Funds are appropriated in the following account:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>
1000-131400-5AC134	(1) 4WD Heavy Duty Rescue Vehicle	\$ 60,500.00

I concur with the above recommendation and further recommend that these purchases be placed on County Council's agenda for their next scheduled meeting on October 25, 2011.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Bill Kazmierczak, Fleet Manager
Chief T. Brian Hood, EMS Director

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8166

(F) 785-2240

DATE: October 13, 2011

TO: Katherine L. Hubbard
County Administrator

THROUGH: Jeffrey A. Hyde
Procurement Manager

FROM: Jo Marie Brown
Procurement Officer

**SUBJECT: Chapin Collection and Recycling Center Concrete/Asphalt Replacement
B12023-10/11/11B
Solid Waste Management**

Competitive bids were solicited and advertised for the Chapin Collection and Recycling Center Concrete/Asphalt Replacement. A mandatory pre-bid meeting was held on October 3, 2011, in which nine (9) contractors attended.

We received six (6) responsive bids on October 11, 2011 (see attached Bid Tabulation).

The bids were evaluated by Dave Eger, Director of Solid Waste Management; and Jo Marie Brown, Procurement Officer. It is our recommendation to award Items 2 & 4 to the lowest responsive, responsible bidder, Charlie Price Paving, Inc., in the amount of \$33,180.00.

County funds are appropriated in the following account:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>
5700-121203-5AC291	Concrete Pads - Replacements	\$35,000.00

I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on October 25, 2011.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Dave Eger, Director of Solid Waste Management

County of Lexington

Bid Tabulation

B12023
JMB
10/11/2011

BID # : B12023-10/11/11B

Chapin Collection and Recycling Center Concrete/ Asphalt Replacement

Item	Qty	U/M	Description	Charlie Price Paving	Henley's Const	Green Earth	Ascent Const
				Unit Total	Unit Total	Unit Total	Unit Total
1	1	Job	Labor, materials, and equipment for the work on Chapin Collection and Recycling Center Concrete/ Asphalt Replacement per the specifications and drawings.	\$ 31,830.00	\$ 45,754.00	\$ 46,955.43	\$ 60,530.00
2	1	Job	Option 1: Substitute concrete material as follows:DRAMIX Steel Fiber reinforced concrete to 4000PSI	\$ 30,880.00	\$ 1,050.00	\$ 46,120.74	\$ 58,530.00
3	1	Job	Option 2: Additional slab as outlined in sketch 4 to measure 12' wide X 24' long to asphalt removal	\$ 2,425.00	\$ 3,532.00	\$ 2,207.07	\$ 3,500.00
4	1	Job	Add DRAMIX to Additional slab- OPTION 2	\$ 2,300.00	\$ 238.00	\$ 2,150.58	\$ 3,200.00

Item	Qty	U/M	Description	Core Construction	CBD, Inc.
				Unit Total	Unit Total
1	1	Job	Labor, materials, and equipment for the work on Chapin Collection and Recycling Center Concrete/ Asphalt Replacement per the specifications and drawings.	\$ 47,500.00	\$ 44,980.00
2	1	Job	follows:DRAMIX Steel Fiber reinforced concrete to 4000PSI	\$ 43,500.00	\$ 38,753.00
3	1	Job	sketch 4 to measure 12' wide X 24' long to asphalt removal	\$ 2,500.00	\$ 3,167.00
4	1	Job	Add DRAMIX to Additional slab- OPTION 2	\$ 2,350.00	\$ 2,950.00

Bids Received:October 11,2011 @ 2:00 pm

Jo Marie Brown, CPPB
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8319

(F) 785-2240

DATE: October 11, 2011

TO: Katherine L. Hubbard
County Administrator

THROUGH: Jeffrey A. Hyde
Procurement Manager

FROM: Angela M. Seymour
Procurement Officer

SUBJECT: **Fuel Island Canopy for Chapin Public Works Fuel Site**
B12010-09/20/11S
Public Works/Fleet Services

Competitive bids were solicited and advertised for a Fuel Island Canopy for Chapin Public Works Fuel Site. We received three (3) responsive bids on September 20, 2011.

The bids were evaluated by John Fechtler, Director of Public Works/Assistant County Administrator; Bill Kazmierczak, Fleet Manager; and Angela M. Seymour, Procurement Officer. It is our recommendation that this solicitation be awarded to Lindler Construction Company, Inc. as the lowest responsive bidder. The total cost, including applicable sales tax, is \$30,546.00 (see attached bid tabulation).

Funds are appropriated in the following account:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>
1000-121300-5AC090	(1) Canopy – Chapin Office	\$31,546.00

I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on October 25, 2011.

copy: Larry Porth, Director of Finance/Assistant County Administrator
John Fechtler, Director of Public Works/Assistant County Administrator
Bill Kazmierczak, Fleet Manager

County of Lexington

Bid Tabulation

BID # : B12010-09/20/11S

Supplying and Installing Fuel Island Canopy for the Chapin Public Works Fuel Site

				Lindler Construction Company, Inc.	Jones & Frank	Southern Pump & Tank
Item	Qty	U/M	Description	Total Cost	Total Cost	Total Cost
1	1	Job	Supplying and Installing Fuel Island Canopy for the Chapin Public Works Fuel Site	\$ 30,546.00	\$ 32,294.00	\$ 32,097.00

Bids Received: September 20, 2011 @ 3:00 PM

Angela Seymour
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8166

(F) 785-2240

DATE: October 13, 2011

TO: Katherine L. Hubbard
County Administrator

THROUGH: Jeffrey A. Hyde
Procurement Manager

FROM: Jo Marie Brown
Procurement Officer

**SUBJECT: Housing Rehabilitation Project: 323 Hearthstone Road
B12020-10/11/11B
Community Development**

Competitive bids were solicited and advertised for the Housing Rehabilitation Project at 323 Hearthstone Road. A mandatory pre-bid meeting was held on September 26, 2011 at the residence's home with fourteen (14) contractors in attendance.

We received five (5) responsive bids on October 11, 2011 (see attached Bid Tabulation).

The bids were evaluated by Ayesha Driggers, Community Development, Henry Glover, Inspector for Associated Contractors; and Jo Marie Brown, Procurement Officer. It is our recommendation to award this project to the lowest responsive, responsible bidder, Diamond Development, LLC., in the amount of \$26,850.00.

County funds are appropriated in the following account:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>
2401-181201-537140	Housing Rehabilitation Prog	\$302,905.00

I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on October 25, 2011.

copy: Larry Porth, Director of Finance/Assistant County Administrator
Ron Scott, Director of Community Development

County of Lexington Bid Tabulation

Bid # B12020-10/11/11B

Housing Rehabilitation Project at 323 Hearthstone Road

Item #	Quantity	U/M	Description	Diamond Development		Carolina Construction		Green Earth	
				Total Price		Total Price		Total Price	
1	1	Job	Labor, materials, and equipment for work on Housing Rehabilitation Project at 323 Hearthstone Road	\$26,850.00		\$39,100.00		\$45,358.49	
			Total Bid	\$26,850.00		\$39,100.00		\$45,358.49	

Item #	Quantity	U/M	Description	JMD Construction		Liberty Builders	
				Total Price		Total Price	
1	1	Job	Labor, materials, and equipment for work on Housing Rehabilitation Project at 323 Hearthstone Road	\$80,625.00		\$29,700.00	
			Total Bid	\$80,625.00		\$29,700.00	

Bids Opened: October 11 2011 @ 3:00 PM

Jo Marie Brown, CPPB
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8319

(F) 785-2240

DATE: October 14, 2011

TO: Katherine L. Hubbard
County Administrator

THROUGH: Jeffrey A. Hyde
Procurement Manager

FROM: Angela M. Seymour
Procurement Officer

SUBJECT: **One (1) Crawler Dozer**
B12012-9/21/11S
Public Works

Competitive bids were solicited and advertised for one (1) Crawler Dozer for Public Works. This equipment will be replacing an existing Motorgrader. We received four (4) bids on September 21, 2011 (see attached Bid Tabulation).

The bids were evaluated by John Fechtel, Director of Public Works/Assistant County Administrator; Bill Kazmierczak, Fleet Manager; and Angela M. Seymour, Procurement Officer. It is our recommendation that it be awarded to Flint Equipment Company, as the lowest responsive bidder. The total cost, including applicable sales tax, is \$88,051.63. The County is also choosing to exercise the option of \$20,000.00 for the trade in on our existing equipment.

Funds are appropriated in the following account:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>
1000-121300-5AC076	(1) Motorgrader w/Small Dozer Replacement	\$120,000.00

I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on October 25, 2011.

Copy: Larry Porth, Director of Finance/Assistant County Administrator
John Fechtel, Director of Public Works/Assistant County Administrator
Bill Kazmierczak, Fleet Manager

County of Lexington

Bid Tabulation

BID # : B12012-09/21/11S

Crawler Dozer

Item	Qty	U/M	Description	Blanchard Machinery		Linder Industrial Machinery		Hills Machinery		Flint Equipment Company	
				Unit Total	Total Cost	Unit Total	Total Cost	Unit Total	Total Cost	Unit Total	Total Cost
1	1	EA	Crawler Dozer	\$ 89,500.00	\$ 89,500.00	\$ 89,610.00	\$ 89,610.00	Does Not Meet Specifications		\$ 78,755.73	\$ 78,755.73

Options:

1	1	EA	Extended Power Train/Hydraulic Warranty	\$ 3,970.00	\$ 3,970.00	Specified in Bid Literature		Does Not Meet Specifications		\$ 3,783.00	\$ 3,783.00
			Taxes		\$ 6,265.00		\$ 6,272.70	Does Not Meet Specifications			\$ 5,512.90
			Total		\$ 99,735.00		\$ 95,882.70	Does Not Meet Specifications			\$ 88,051.63

Trade In:

3	1	EA	Trade in on existing Crawler Dozer	\$ (15,200.00)	\$ (15,200.00)	\$ (15,000.00)	\$ (15,000.00)	\$ (22,000.00)	\$ (22,000.00)	\$ (20,000.00)	\$ (20,000.00)
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Bids Received: September 28, 2011 @ 3:00 PM E.S.T.

Angela Seymour
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8319

(F) 785-2240

DATE: October 12, 2011

TO: Katherine L. Hubbard
County Administrator

THROUGH: Jeffrey A. Hyde
Procurement Manager

FROM: Angela M. Seymour
Procurement Officer

**SUBJECT: One (1) Rubber Tire Loader (Replacement)
B12011-09/21/11S
Public Works**

Competitive bids were solicited and advertised for one (1) Rubber Tire Loader replacement for Public Works. We received four (4) bids on September 21, 2011 (see attached Bid Tabulation).

The bids were evaluated by John Fechtel, Director of Public Works/Assistant County Administrator; Bill Kazmierczak, Fleet Manager; and Angela M. Seymour, Procurement Officer. It is our recommendation that it be awarded to Flint Equipment Company, as the lowest responsive bidder. The total cost, including applicable sales tax, is \$138,489.00. The County is also choosing to exercise the option of \$20,000.00 for the trade in on our existing equipment.

Funds are appropriated in the following account:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>
1000-121300-5AC079	(1) Rubber Tire Loader (Replacement)	\$220,000.00

I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on October 25, 2011.

Copy: Larry Porth, Director of Finance/Assistant County Administrator
John Fechtel, Director of Public Works/Assistant County Administrator
Bill Kazmierczak, Fleet Manager

County of Lexington

Bid Tabulation

BID # : B12011-09/21/11S

Heavy Duty Articulated Rubber Tire Loader

Item	Qty	U/M	Description	**Hills Machinery		Flint Equipment Company		Blanchard Machinery		**Linder Industrial Machinery	
				Unit Total	Total Cost	Unit Total	Total Cost	Unit Total	Total Cost	Unit Total	Total Cost
1	1	EA	Heavy Duty Articulated Rubber Tire Loader	Does Not Meet Specifications		\$ 138,189.00	\$ 138,189.00	\$ 213,764.00	\$ 213,764.00		No Bid
			Taxes	Does Not Meet Specifications			\$ 300.00		\$ 300.00		No Bid
			Grand Total	Does Not Meet Specifications			\$ 138,489.00		\$ 214,064.00		No Bid

Options:

Item	Qty	U/M	Description	Unit Total	Total Cost	Unit Total	Total Cost	Unit Total	Total Cost	Unit Total	Total Cost
3	1	EA	Trade in on existing Front End Loader	Does Not Meet Specifications		\$ (20,000.00)	\$ (20,000.00)	\$ (4,230.00)	\$ (4,230.00)		No Bid

**** During the evaluation, the County found that Hills Machinery bid does not meet specifications.**

**** Linder Industrial Machinery provided a "no bid" because were unable to meet the specifications.**

Bids Received: September 21, 2011 @ 3:00 PM E.S.T

Angela M. Seymour
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8319

(F) 785-2240

DATE: October 17, 2011

TO: Katherine L. Hubbard
County Administrator

THROUGH: Jeffrey A. Hyde
Procurement Manager

FROM: Angela M. Seymour
Procurement Officer

**SUBJECT: Purchase of Twenty-Eight (28) Laptops, Ten (10) Personal Computers, Thirty-One (31) Monitors, and Accessories
Sheriff's Department**

We are in receipt of three (3) requisitions for the purchase of twenty-eight (28) laptops, ten (10) personal computers, thirty-one (31) monitors, and accessories for the Sheriff's Department. These items are being purchased from the Dell Marketing, LP through South Carolina State Contract #SC 5000008961. This South Carolina State contract expires on August 31, 2014.

The total cost including applicable sales tax for this purchase is \$62,983.90.

Funds are appropriated in the following accounts:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>
1000-151100-5AC203	(4) Personal Computers (F2) - Replacement	\$5,280.00
1000-151100-5AC204	(10) Flat Panel Monitors - Replacement	\$2,500.00
1000-151100-5AC205	(6) Laptop Computers (F4) - Replacement	\$13,200.00
1000-151100-5AC206	(2) Laptop Computers (F4) - Replacement	\$4,400.00
1000-151200-5AC210	(3) Personal Computers (F2) - Replacement	\$3,960.00
1000-151200-5AC211	(15) Flat Panel Monitors - Replacement	\$3,750.00
1000-151200-5AC214	(15) Laptop Computers (F4) - Replacement	\$33,000.00
1000-151200-5AC233	(1) Laptop Computer (F4) w/Accessories	\$2,200.00
1000-151200-5AC348	(1) Laptop Computer w/Accessories	\$2,200.00
1000-151300-5AC241	(3) Personal Computers (F2) - Replacement	\$3,960.00

1000-151300-5AC242	(6) Flat Panel Monitors - Replacement	\$1,500.00
1000-151300-5AC244	(3) Laptop Computers (F4) - Replacement	\$6,600.00

I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on October 25, 2011.

Copy: Larry Porth, Director of Finance/Assistant County Administrator
Mike Ujcich, Chief Information Officer
Dan MacNeill, Interim Information Services Manager
Colonel Allan Paavel, Sheriff's Department
Andre Johnson, Sheriff's Department
Sylvia Dillon, Sheriff's Department

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Memorandum

October 17, 2011

To: Katherine Hubbard
County Administrator

For: County Council

From: Charlie Compton, Director
Department of Planning and GIS

Reference: Zoning Text Amendment #T11-03 – Airport District

I am working with Dan Mann, Columbia Metropolitan Airport Executive Director, on an update of our Zoning Ordinance Airport District. Once we have their latest Master Plan information integrated into our text I will be developing a model text that can be adopted by all of the surrounding municipalities. This has become a very important project as they annex more of the adjacent unincorporated land area.

With our revisit to communication towers, I would also recommend that with first reading of this Text Amendment Application we invoke the Pending Ordinance Doctrine with respect to the Height Control Overlay Zones portion of this update.

Enclosure: Zoning Text Amendment Application #T11-03



COUNTY OF LEXINGTON, SOUTH CAROLINA

Community Development

County Administration Building, 4th Floor
212 South Lake Drive, Suite 401, Lexington, SC 29072
(803)785-8121

ZONING TEXT AMENDMENT APPLICATION # **T11-03**

Section(s) of the Zoning Ordinance that are affected:

ARTICLE 4-AIRPORT DISTRICT

Reason for the request: To implement all applicable sections of the Columbia Metropolitan Airport Plan

Submitted on behalf of: County Council Planning Commission

Printed Name: Charles M. Compton Title: Director, Planning & GIS

Signature: Signature on file

10/11/11	Application Received		Newspaper Advertisement
	Planning Commission		

Planning Commission Recommendation: _____

10/25/11	First Reading	Public Hearing	Second Reading	Third Reading
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Results: _____

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COMMITTEE REPORT

RE: Request for Position Re-classification

DATE: October 12, 2011

COMMITTEE: Justice

MAJORITY REPORT: Yes

The Justice Committee met on Tuesday, October 11, 2011, to review the Sheriff's Department request for a position re-classification.

Colonel Paavel presented a request to reclassify a Secretary I civilian position to a sworn Front Desk Officer position. The Sheriff's Department front desk is manned twenty-four hours with three sworn Front Desk Officers working twelve-hour shifts and one civilian position working eight-hour shifts with remaining hours covered by a supervisor. The Sheriff's Department would like to have four sworn Front Desk Officers available to provide citizens with trained law enforcement personnel at the Sheriff's Department main front desk. The Secretary I is currently a Grade 6 civilian position and the sworn Front Desk Officer is a Grade 7. The cost to fund the position change is \$4,462. The funds are available in the Sheriff's Department contingency account.

The Justice Committee voted unanimously in favor to recommend full Council to approve staff's request for the position re-classification.