

AGENDA
LEXINGTON COUNTY COUNCIL
Committee Meetings

June 26, 2012

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.**

2:00 p.m. - 2:15 p.m. - Economic Development

- (1) Resolution R12-3 - Approval of Resolution and Agreement for Akebono Brake Corporation - Economic Development - Chuck Whipple, Director A
- (2) Old Business/New Business
- (3) Adjournment

2:15 p.m. - 2:40 p.m. - Planning and Administration

- (1) Revised Design for Sheriff's Training Center, Coroner and Records Management - Building Services - Mark Kerley, Building Services Manager..... B
- (2) Request from the Town of Gaston for Community Development Block Grant Funds from FY 2011-12 Contingency (Goal 1) - Community Development - Ron Scott, Director and Jennifer Bellotti, Town of Gaston Clerk..... C
- (3) Old Business/New Business - Additional Language/Information (Pennington) for Communication Towers, Number of Forfeited Land Commission Mobile Homes Not Sold and Had Separate Owners Than the Landowner
- (4) Adjournment

2:40 p.m. - 2:55 p.m. - Justice

- (1) Pretrial Service Program Grant Award (Goal 1) - Magistrate Court Services - Ed Lewis, Court Administrator D
- (2) Drug Parcel Interdiction Unit Grant Award (Goal 1) - Sheriff's Department - Col. Allan Paavel E
- (3) Gas Chromatograph/Gas Mass Spectrometer Grant Award (Goal 1) - Sheriff's Department - Col. Allan Paavel F
- (4) Portable Live Scan Unit Grant Award (Goal 1) - Sheriff's Department - Col. Allan Paavel G
- (5) White Collar Crime Unit Grant Award (Goal 1) - Sheriff's Department - Col. Allan Paavel..... H
- (6) Old Business/New Business
- (7) Adjournment

2:55 p.m. - 3:15 p.m. - Public Works & Solid Waste Management

- (1) First Creek Road Condemnation Proposal for Right-of-Way - Public Works - John Fechtler, Director of Public Works/Assistant County Administrator..... I
- (2) Old Business/New Business -Traffic Congestion, Alternate Material for Road Swells, New Road/Corley Mill/Riverchase Monthly Update, Flooding Issues/Kinley Creek Criteria, Stormwater Utility Fee Update, Pine Glen Alternate Exit (Emergency Access Road Cost), Chaney Road Closing, Nursery Road Project Update, List of Outstanding Bonds, etc, LPA Process Update, State Dirt Roads, Tire Disposal Program, Cost Update on Old Bush River Design, Update on City of Columbia Enhancement Grant for Columbiana Ave, Micala Drive Bridge Update
- (3) Adjournment

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

- (1) Possible Executive Session if Time Permits
- (2) Old Business/New Business
- (3) 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

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

Planning & Administration

D. Summers, Chairman
S. Davis, V Chairman
J. Kinard
B. Matthews
T. Cullum

Justice

S. Davis, Chairman
B. Keisler, V Chairman
F. Townsend, III
J. Jeffcoat
B. Matthews

Public Works & Solid Waste Management

T. Cullum, Chairman
J. Kinard, V Chairman
B. Keisler
J. Jeffcoat
B. Matthews

Committee of the Whole

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

**AGENDA
LEXINGTON COUNTY COUNCIL**

June 26, 2012

**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) Chapin High School Boys Tennis Team Presented by Councilman Jeffcoat
- (2) Chapin High School NJROTC Presented by Councilman Jeffcoat
- (3) Gilbert High School Varsity Baseball Team Presented by Councilman Townsend
- (4) J. D. Whitehead, M.D. Presented by Councilman Jeffcoat
- (5) William A. Kennedy Presented by Councilman Matthews
- (6) Lexington County Public Library System Presented by Councilman Matthews
- (7) Vicki T. Shealy Presented by Councilwoman Summers

Administrator's Report

Employee Recognition - Joe Mergo, County Administrator

Resolution

- (1) Cindy's Place J

Appointments

- (1) Boards & Commissions K

Bids/Purchases/RFPs

- (1) Residential Rehabilitation Building Inspector & Construction Manager - Community Development L
- (2) Nursery Road Prefabricated Steel Truss Bridge - Public Works M
- (3) Inmate Phone System - Sheriff's Department N
- (4) Roadway and Site Improvements for the Bush River Road Collection & Recycling Center - Solid Waste Management O

Ordinance(s)

- (1) Ordinance 12-06 - An Ordinance Adopting an Annual Budget for Fiscal Year 2012-2013 -
Third and Final Reading P
- (2) Ordinance 12-07 - An Ordinance Amending Section D(3) of Ordinance 07-18 so as to Allow
the Potential Addition of Other Joint Park Property to be Subject to the Fee-in-Lieu of Tax
Distribution Procedure as Set Forth in Section D(3) of Ordinance 07-18 - Third and Final
Reading Q

Committee Reports

Economic Development, J. Jeffcoat, Chairman

- (1) Resolution R12-3 - Approval of Resolution and Agreement for Akebono Brake Corporation A

Planning & Administration, D. Summers, Chairman

- (1) Revised Design for Sheriff's Training Center, Coroner and Records Management B
- (2) Request from the Town of Gaston for Community Development Block Grant Funds from FY
2011-12 Contingency (Goal 1) C

Justice, S. Davis, Chairman

- (1) Pretrial Service Program Grant Award (Goal 1)..... D
- (2) Drug Parcel Interdiction Unit Grant Award (Goal 1) E
- (3) Gas Chromatograph/Gas Mass Spectrometer Grant Award (Goal 1)..... F
- (4) Portable Live Scan Unit Grant Award (Goal 1) G
- (5) White Collar Crime Unit Grant Award (Goal 1) H
- (6) FY 2012 Bulletproof Vest Partnership (BVP) Program Application..... R
- (7) FY 2012 State Criminal Alien Assistance Program Application..... S

Public Works & Solid Waste Management, T. Cullum, Chairman

- (1) First Creek Road Condemnation Proposal for Right-of-Way I

Budget Amendment Resolutions

OLD BUSINESS/NEW BUSINESS

EXECUTIVE SESSION/LEGAL BRIEFING

MATTERS REQUIRING A VOTE AS A RESULT OF EXECUTIVE SESSION

ADJOURNMENT

**LEXINGTON COUNTY
RESOLUTION NO. R12-3**

A RESOLUTION (1) APPROVING AND RATIFYING THE PRIOR TRANSFER AND ASSIGNMENT TO AKEBONO BRAKE CORPORATION (F/K/A AKEBONO CORPORATION (NORTH AMERICA)) (“AKEBONO”) OF (i) ALL OF THE RIGHTS, INTERESTS AND OBLIGATIONS OF ABMA, LLC (“ABMA”) UNDER A FEE AGREEMENT DATED AS OF DECEMBER 20, 2000 WITH LEXINGTON COUNTY, SOUTH CAROLINA (THE “COUNTY”), A FEE AGREEMENT DATED AS OF DECEMBER 14, 2010, AND RELATED AGREEMENTS (COLLECTIVELY, THE “FILOT AGREEMENTS”); AND (ii) ALL OF ABMA’S RIGHT, TITLE AND INTEREST IN THE PROPERTY TO WHICH THE FILOT AGREEMENTS RELATE; (2) AUTHORIZING THE COUNTY’S EXECUTION AND DELIVERY OF AN AGREEMENT AS TO ASSIGNMENT AND ASSUMPTION OF FILOT AGREEMENTS IN CONNECTION WITH SUCH TRANSFER AND ASSIGNMENT; AND (3) AUTHORIZING OTHER MATTERS RELATING THERETO.

WHEREAS, Lexington County, South Carolina (the “County”), acting by and through its County Council (the “County Council”), pursuant to the provisions of the Code of Laws of South Carolina 1976, as amended (the “Code”), and specifically Title 12, Chapter 44 of the Code (the “Simplified FILOT Act”) and Title 4, Chapter 12 of the Code (the “Streamlined FILOT Act”), as well as a Resolution duly adopted on February 23, 1999 and an Ordinance duly enacted on December 12, 2000, did previously enter into an Inducement and Millage Rate Agreement dated as of November 30, 1999 (the “Original Project Inducement Agreement”) and a Fee Agreement dated as of December 20, 2000 (as amended through the date hereof, the “Original Project Fee Agreement” and together with the Original Project Inducement Agreement, collectively referred to herein as the “Original Project FILOT Agreements”), with Bosch Chassis Systems Columbia L.L.C. (f/k/a PBR Columbia L.L.C.) (“Bosch”), pursuant to which, amongst other things, Bosch agreed to make, and the County agreed to accept, negotiated fee in lieu of tax payments with respect to certain eligible property (“Original Project FILOT Property”) then or thereafter located within the County (the “Original Project”); and

WHEREAS, pursuant to that certain Asset Purchase Agreement dated September 23, 2009 by and between Bosch, certain related parties, including Robert Bosch LLC (Bosch’s sole member), and ABMA, LLC, a limited liability company organized and existing under the laws of the State of Delaware (“ABMA”), as well as certain related agreements, instruments, and certificates, effective as of December 31, 2009 (the “ABMA Transfer and Assignment Date”), all of Bosch’s right, title, and interest in and to the Original Project, including without limitation all property qualifying as Original Project FILOT Property under the Original Project FILOT Agreements and all of Bosch’s right, title, and interest in, to, and under the Original Project FILOT Agreements were transferred and assigned to ABMA (collectively, the “ABMA Transfer and Assignment”); and

WHEREAS, pursuant to a Resolution dated December 14, 2010, in accordance with Section 12-44-120 of the Simplified FILOT Act and Section 4-12-30(M) of the Streamlined FILOT Act, the County approved and ratified the ABMA Transfer and Assignment as of the ABMA Transfer and Assignment Date, and as further evidence of such approval and ratification, entered into an Agreement as to Assignment and Assumption of FILOT Agreements dated as of December 14, 2010 with ABMA (the “ABMA Assignment and Assumption Agreement”); and

WHEREAS, the County, acting by and through the County Council, pursuant to the Simplified FILOT Act, as well as a Resolution duly adopted on January 12, 2010, as amended by and Amended Inducement Resolution duly adopted on October 26, 2010, and an Ordinance duly enacted on December 14, 2010, did previously enter into a Fee Agreement dated as of December 14, 2010 (as amended through the date hereof, the “Expansion Project Fee Agreement” and together with the Original Project FILOT Agreements, collectively referred to herein as the “FILOT Agreements”), with ABMA, pursuant to which, amongst other things, ABMA agreed to make, and the County agreed to accept, negotiated fee in lieu of tax payments with respect to certain eligible property (the “Expansion Project FILOT Property,” and together with the Original FILOT Property, collectively referred to herein as the “FILOT Property”) then or thereafter located within the County (the “Expansion Project,” and together with the Original Project, collectively referred to herein as the “Project”); and

WHEREAS, pursuant to that certain Plan and Agreement of Merger dated December 20, 2011, of Akebono Brake Corporation (f/k/a Akebono Corporation (North America)) (“Akebono”), ABMA and certain other parties then wholly owned, either directly or indirectly by Akebono, effective as of December 31, 2011 (the “Akebono Transfer and Assignment Date”), ABMA, a single-member LLC, merged with and into Akebono, its sole member, and all of ABMA’s right, title, and interest in and to the Project, including without limitation all property qualifying as FILOT Property under the FILOT Agreements and all of ABMA’s right, title, and interest in, to, and under the FILOT Agreements and the ABMA Assignment and Assumption Agreement were transferred and assigned to Akebono (collectively, the “Akebono Transfer and Assignment”); and

WHEREAS, the County acknowledges that all investment requirements set forth in the Original Project FILOT Agreements, except the continuing requirement to maintain at least the minimum investment required under the Simplified FILOT Act, have been fully satisfied and that no Event of Default (as defined in the Original Project Fee Agreement), event of default under the Original Project Inducement Agreement or Event of Default (as defined in the Expansion Project Fee Agreement) existed as of the Akebono Transfer and Assignment Date or exists as of the date hereof, nor does any circumstance exist as of the date hereof which, with notice or lapse of time or both, would constitute such an event of default under any or all of the FILOT Agreements; and

WHEREAS, the County has agreed to hereby approve and ratify the Akebono Transfer and Assignment as of the Akebono Transfer and Assignment Agreement Date, and as further evidence of such approval and ratification, desires to execute and deliver the Agreement as to

Assignment and Assumption of FILOT Agreements (Akebono) (the “Akebono Agreement”) which has been presented to this meeting; and

WHEREAS, it appears that the Akebono Agreement now before this meeting is in appropriate form and is an appropriate instrument to be executed and delivered by the County for the purposes intended.

NOW, THEREFORE, BE IT RESOLVED, by the County Council as follows:

Section 1. The County hereby ratifies and approves the Akebono Transfer and Assignment as of the Akebono Transfer and Assignment Date and acknowledges that, to the extent required by the Simplified FILOT Act or the Streamlined FILOT Act, this Resolution is an official ratification of the Akebono Transfer and Assignment for purposes of Section 12-44-120(D) of the Simplified FILOT Act and Section 4-12-30(M) of the Streamlined FILOT Act.

Section 2. The form, provisions, terms, and conditions of the Akebono Agreement presented to this meeting and filed with the Clerk to Council are hereby approved, and all of the provisions, terms, and conditions thereof are hereby incorporated herein by reference as if the Akebono Agreement were set out in this Resolution in its entirety. The Chairman of the Council is hereby authorized, empowered, and directed to execute the Akebono Agreement in the name and on behalf of the County; the Clerk to the Council is hereby authorized and directed to attest the same; and the Chairman of the Council is further authorized, empowered, and directed to deliver the Akebono Agreement to Akebono.

Section 3. The Akebono Agreement is to be in substantially the form now before this meeting and hereby approved, or with such changes therein as shall not materially adversely affect the rights of the County thereunder and as shall be approved by the official or officials of the County executing the same, upon the advice of counsel, their execution thereof to constitute conclusive evidence of their approval of any and all changes or revisions therein from the form of the Akebono Agreement now before this meeting.

Section 4. The Chairman of the Council, the County Administrator of the County and the Clerk to the Council, for and on behalf of the County, are hereby each authorized, empowered, and directed to do any and all things necessary or proper to effect the performance of all obligations of the County under and pursuant to the Akebono Agreement.

Section 5. All orders, resolutions, ordinances and parts thereof in conflict herewith are, to the extent of such conflict, only, hereby repealed and this Resolution shall take effect and be in full force upon adoption by the Council.

[End of Resolution]

Done in meeting duly assembled June 26, 2012.

LEXINGTON COUNTY, SOUTH CAROLINA

By: _____
William B. "Bill" Banning, Sr.,
Chairman, Lexington County Council
Lexington County, South Carolina

(SEAL)

ATTEST:

By: _____
Diana W. Burnett
Clerk to Lexington County Council
Lexington County, South Carolina

STATE OF SOUTH CAROLINA)
)
 COUNTY OF LEXINGTON)

AGREEMENT AS TO ASSIGNMENT
 AND ASSUMPTION OF FILOT
 AGREEMENTS (AKEBONO)

THIS AGREEMENT AS TO ASSIGNMENT AND ASSUMPTION OF FILOT AGREEMENTS (AKEBONO) (this "Agreement") is entered into between Akebono Brake Corporation (f/k/a Akebono Corporation (North America)), a corporation organized and existing under the laws of the State of Michigan ("Akebono"), and Lexington County, South Carolina, a body politic and corporate and a political subdivision of the State of South Carolina (the "County").

WITNESSETH:

WHEREAS, the County, acting by and through its County Council (the "County Council"), pursuant to the provisions of the Code of Laws of South Carolina 1976, as amended (the "Code"), and specifically Title 12, Chapter 44 of the Code (the "Simplified FILOT Act") and Title 4, Chapter 12 of the Code (the "Streamlined FILOT Act"), as well as a Resolution duly adopted on February 23, 1999 and an Ordinance duly enacted on December 12, 2000, did previously enter into an Inducement and Millage Rate Agreement dated as of November 30, 1999 (the "Original Project Inducement Agreement") and a Fee Agreement dated as of December 20, 2000 (as amended through the date hereof, the "Original Project Fee Agreement" and together with the Original Project Inducement Agreement, collectively referred to herein as the "Original Project FILOT Agreements"), with Bosch Chassis Systems Columbia L.L.C. (f/k/a PBR Columbia L.L.C.) ("Bosch"), pursuant to which, amongst other things, Bosch agreed to make, and the County agreed to accept, negotiated fee in lieu of tax payments with respect to certain eligible property ("Original Project FILOT Property") then or thereafter located within the County (the "Original Project"); and

WHEREAS, pursuant to that certain Asset Purchase Agreement dated September 23, 2009 by and between Bosch, certain related parties, including Robert Bosch LLC (Bosch's sole member), and ABMA, LLC, a limited liability company organized and existing under the laws of the State of Delaware ("ABMA"), as well as certain related agreements, instruments, and certificates, effective as of December 31, 2009 (the "ABMA Transfer and Assignment Date"), all of Bosch's right, title, and interest in and to the Original Project, including without limitation all property qualifying as Original Project FILOT Property under the Original Project FILOT Agreements, and all of Bosch's right, title, and interest in, to, and under the Original Project FILOT Agreements were transferred and assigned to ABMA (collectively, the "ABMA Transfer and Assignment"); and

WHEREAS, pursuant to a Resolution dated December 14, 2010, in accordance with Section 12-44-120 of the Simplified FILOT Act and Section 4-12-30(M) of the Streamlined FILOT Act, the County approved and ratified the ABMA Transfer and Assignment as of the ABMA Transfer and Assignment Date, and as further evidence of such approval and ratification, entered into an Agreement as to Assignment and Assumption of FILOT Agreements dated as of December 14, 2010 with ABMA (the "ABMA Assignment and Assumption Agreement"); and

NPCOL1:2815110.1-AGR-(SSC) 046071-00005

WHEREAS, the County, acting by and through the County Council, pursuant to the Simplified FILOT Act, as well as a Resolution duly adopted on January 12, 2010, as amended by an Amended Inducement Resolution duly adopted on October 26, 2010, and an Ordinance duly enacted on December 14, 2010, did previously enter into a Fee Agreement dated as of December 14, 2010 (as amended through the date hereof, the "Expansion Project Fee Agreement" and together with the Original Project FILOT Agreement, collectively referred to herein as the "FILOT Agreements"), with ABMA, pursuant to which, amongst other things, ABMA agreed to make, and the County agreed to accept, negotiated fee in lieu of tax payments with respect to certain additional eligible property (the "Expansion Project FILOT Property," and together with the Original Project FILOT Property, collectively referred to herein as the "FILOT Property") then or thereafter located within the County (the "Expansion Project," and together with the Original Project, collectively referred to herein as the "Project"); and

WHEREAS, pursuant to that certain Plan and Agreement of Merger dated December 20, 2011, of Akebono, ABMA and certain other parties then wholly owned, either directly or indirectly by Akebono (the "Akebono Transfer and Assignment Documentation), effective as of December 31, 2011 (the "Akebono Transfer and Assignment Date"), ABMA, a single-member LLC, merged with and into Akebono, its sole member, and all of ABMA's right, title, and interest in and to the Project, including without limitation all property qualifying as FILOT Property under the FILOT Agreements and all of ABMA's right, title, and interest in, to, and under the FILOT Agreements and the ABMA Assignment and Assumption Agreement were transferred and assigned to Akebono (collectively, the "Akebono Transfer and Assignment"); and

WHEREAS, pursuant to a Resolution duly adopted on April 24, 2012, (the "Akebono Transfer and Assignment Approval Resolution"), the County approved and ratified the Akebono Transfer and Assignment as of the Akebono Transfer and Assignment Date, and as further evidence of such approval and ratification, desires to enter into, execute, and deliver this Agreement.

NOW, THEREFORE, for and in consideration of the premises and for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto hereby covenant and agree as follows:

Section 1. Akebono Transfer and Assignment. Akebono acknowledges and represents that, pursuant to the Akebono Transfer and Assignment Documentation, and effective as of the Akebono Transfer and Assignment Date, all of ABMA's right, title, and interest in and to the FILOT Property and all of ABMA's right, title, and interest in, to, and under the FILOT Agreements and the ABMA Assignment and Assumption Agreement, were transferred and assigned to Akebono and its successors and assigns, absolutely and forever. The County hereby confirms its prior approval and ratification of the Akebono Transfer and Assignment set forth in the Akebono Transfer and Assignment Approval Resolution, to be effective as of the Akebono Transfer and Assignment Date.

Section 2. Assumption. Akebono does hereby assume all duties, obligations, and liabilities in and under the FILOT Agreements accruing on or after the Akebono Transfer and Assignment Date; **[provided that Akebono's assumption of the duties, obligations, and**

liabilities effected by the foregoing shall not constitute a waiver, or preclude the enforcement or exercise by Akebono, of any rights, powers, or remedies, including, without limitation, those regarding any allocation or payment of such duties, obligations, and liabilities, that are provided for in the Akebono Transfer and Assignment Documentation.]

Section 3. Acknowledgement of the County. The County hereby acknowledges that, with the exception of the continuing requirement to maintain the minimum investment required by the Simplified FILOT Act, all investment requirements set forth in the Original Project FILOT Agreements, including without limitation, those requirements set forth in Sections 5.1(e), 5.1(f)(i), 5.1(f)(ii) and 5.3 of the Original Project Fee Agreement and in Sections 3.01(f), 4.05(d) and 4.05(e) of the Original Project Inducement Agreement, have been fully satisfied and that no reimbursement or other payments are or will be due and owing to the County for failure to satisfy such requirements. The County further acknowledges that no Event of Default (as defined in the Original Project Fee Agreement), event of default under the Original Project Inducement Agreement, or Event of Default (as defined in the Expansion Project Fee Agreement) existed as of the Akebono Transfer and Assignment date or exists as of the date hereof, nor does any circumstance exist as of the date hereof which, with notice or lapse of time or both, would constitute such an event of default under any or all of the FILOT Agreements.

Section 4. Notice to Akebono. The parties agree that the address to be utilized with respect to Akebono under Section 11.2 of the Original Project Fee Agreement and Section 11.1 of the Expansion Project Fee Agreement shall hereafter be as follows:

Akebono Brake Corporation, Columbia Plant
201 Metropolitan Drive
West Columbia, SC 29170
Attention: Plant Manager
Facsimile: 803-822-2010

Section 5. Successors and Assigns. The terms and provisions of this Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns.

Section 6. Severability. In the event that any clause or provisions of this Agreement shall be held to be invalid by any court of competent jurisdiction, the invalidity of such clause or provision shall not affect any of the remaining provisions hereof.

Section 7. Applicable Law. This Agreement shall be governed by and construed in accordance with the law of the State of South Carolina.

Section 8. Amendment. No provision of this Agreement may be amended, modified, supplemented, changed, waived, discharged, or terminated unless all of the parties hereto consent thereto in writing.

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

[SIGNATURE PAGES TO FOLLOW]

IN WITNESS WHEREOF, the parties hereto have caused this Agreement as to Assignment and Assumption of FILOT Agreements to be executed by their duly authorized officers to be dated as of June 26, 2012.

LEXINGTON COUNTY, SOUTH CAROLINA

By: _____
William B. 'Bill' Banning, Sr.,
Chairman, Lexington County Council
Lexington County, South Carolina

(SEAL)

ATTEST:

By: _____
Diana W. Burnett
Clerk to Lexington County Council
Lexington County, South Carolina

AKEBONO BRAKE CORPORATION

By: _____
Brandon J. Kessinger
Its: Secretary

COUNTY OF LEXINGTON

Building Services

415 Ballpark Road
Building 405
Lexington, SC 29072



803-785-8349

INTER-OFFICE MEMORANDUM

TO: County Council – Planning and Administration Committee
FROM: Mark Kerley, Building Services
DATE: 20 June 2012
SUBJECT: Revised Design for Sheriff's Training, Coroner and Records Management

Building Services has worked with our architectural team, MBAJ, in conjunction with the departmental representatives, to redesign the Sheriff's Training facility, Coroner's office addition and Records Management area in the Auxiliary Administration Building to meet budget requirements. The plans will be presented at the time of the presentation.

We would ask the committee to approve the revised designs for each capital project and report out to full council.

/rah



COUNTY OF LEXINGTON

COMMUNITY DEVELOPMENT DEPARTMENT

212 South Lake Drive, Ste. 401, Lexington SC 29072 Phone: (803)785-8121 Fax: (803)785-8101

GRANT PROGRAMS DIVISION

MEMORANDUM

To: Planning and Administration Committee

Through: Joe Mergo III, County Administrator

From: Ron Scott, Community Development Director

Date: June 15, 2012

Subject: Request from the Town of Gaston for Community Development Block Grant (CDBG) Funds from FY 2011-12 Contingency

The Community Development Department received a funding request from the Town of Gaston for \$25,410 in Community Development Block Grant (CDBG) funds to install a recycled rubber walking path in the Town's Park. The Town's application is attached for County Council's review. According to the Town, the proposed improvements will allow residents more access to participate in physical activity and exercise. This project is eligible for CDBG funds because the Town of Gaston is predominantly low and moderate income, according the guidelines of the US Housing and Urban Development (HUD). Although this funding request is outside our normal cycle for awarding CDBG funds, there is sufficient funding available in FY 2011-12 CDBG contingency to move forward with the project if approved by County Council.

Jennifer Bellotti, Town of Gaston Clerk, will make a formal presentation to the Planning and Administration Committee on behalf of Mayor Troy Bivens during the meeting on June 26, 2012. Ms. Bellotti can also answer any questions County Council may have regarding the project. If County Council approves the Town's request, Community Development staff will proceed with the process to amend the FY 2011-12 Annual Action Plan. A public notice must be advertised in the newspaper for a 30-day comment period, after which the amendment will be sent to the local HUD office.

Requested Action: A motion is needed from the Planning and Administration Committee to recommend to County Council either approval or denial of the Town's request.



Lexington County Community Development Block Grant Program Application for Assistance

Fiscal Year 2012 – 2013

(Please refer to Application Instructions and Handbook for assistance in completing the application)

1. General Information

Locality/Organization Name Town of Gaston	Authorized Official Name/Title Mayor Troy Bivens	
Address 131 North Carlisle Street	Telephone 803-796-7725	Fax 803-739-5793
City, State, Zip Gaston, SC 29053	DUNS Number 018521687	
Contact Person Name/Title Mayor Troy Bivens	Contact Person Email mayorbivens@att.net	

2. Project Information

Project Title Public Park Improvements	
Location of the Project <i>(Attach maps showing the general and specific location of the project)</i> South of Civic Center	
Total Estimated Project Cost \$29,100.00	Total CDBG Funds Requested \$25,410.00
Project Description <i>(Briefly describe the use of CDBG for the project)</i> Provide material and labor to install a 5' x 528' path @ 1.5" thick using the Porous Pave (black) material. <i>(A complete description of the project will be given in response to the narrative questions)</i>	
Project Schedule/Time Line <i>(Note: Funds will not be available until after July 1st)</i> Start Date: 7/1/12 End Date: 9/30/12	

3. Grant Administration

Who will administer the grant and be responsible for all compliance requirements? Troy Bivens
What experience do they have in administering CDBG projects? Several of Gaston PD Grants and DOT

4. Select the Eligible Activity (See Application Handbook Section 3)

<input type="checkbox"/> Acquisition	<input type="checkbox"/> Economic Development	<input type="checkbox"/> Public Services
<input type="checkbox"/> Clearance/Demolition	<input type="checkbox"/> Housing	<input type="checkbox"/> Relocation
<input type="checkbox"/> Code Enforcement	<input checked="" type="checkbox"/> Public Facilities & Improvements	<input type="checkbox"/> Other: List

5. Select the National Objective the Project Will Meet (See Application Handbook Section 3)

Benefit to low and moderate income persons <i>(Select one criteria below)</i> <input checked="" type="checkbox"/> Area Benefit <input type="checkbox"/> Limited Clientele <input type="checkbox"/> Jobs <input type="checkbox"/> Housing
Aid in the prevention or elimination of slum or blight <i>(Select one criteria below)</i> <input type="checkbox"/> Area Basis <input type="checkbox"/> Spot Basis

6. Documentation of the National Objective

How will you document the benefit to low and moderate income persons? (Select only one)

- 1. Income verification documentation (tax returns, pay stubs, etc.)
- 2. Income survey verifying at least 51%, by using
 - Participant Survey Survey method meeting HUD requirements
- 3. Serving 100% of clientele that meet one of the following presumed benefit categories
 - Abused Children Illiterate Adults Homeless Persons
 - Battered Spouses Migrant Farm Workers Severely Disabled
 - Elderly Persons (62+) Persons with AIDS
- 4. Census Tract / Block Group Data (Contact Grant Programs staff for guidance)
 - % of LMI Persons in Area: 61%
 - List ALL Census Tract(s) and Block Group(s) Numbers to Benefit: CT 020800 BG 1, 2, &3 CT020702 BG 3

How will you document slum and blight? (Select only one)

- 1. Area – substantial number of deteriorated buildings or public improvements in an area. Documentation is attached on the boundaries of the area and the conditions that qualified the area at the time of designation.
- 2. Spot – spot designation and project qualifies for acquisition, clearance, relocation, historic preservation or building rehabilitation (limited to the extent necessary to eliminate a specific condition detrimental to public health and safety).

7. Beneficiary Data (See Application Handbook Section 2)

How many people will benefit from the project? 1310

Of those, how many persons are low to moderate income? 821

8. Performance Measurement (See Application Handbook Section 2)

The primary purpose of the project is to meet which of the following objective (Select only one):

- Create a suitable living environment
- Provide decent housing
- Provide economic opportunity

The project is expected to the achieve the following outcome (Select only one):

- Improved availability / accessibility (makes basics available to LMI persons)
- Improved affordability (makes an activity more affordable for LMI persons)
- Improved sustainability (using resources in a targeted area to help make that area more viable)

9. Lexington County Priority Needs

Choose one of the following priority needs the project will promote:

- Ensure adequate and dependable public facilities are available to provide for basic and essential needs and services.
- Ensure adequate and safe infrastructure to meet basic needs of residents.
- Establish or support programs that provide needed public services and/or increase the level of service provided by existing programs.
- Support and provide assistance to nonprofit and for-profit entities that create, increase or retain employment opportunities for LMI persons.
- Provide and/or support adequate, safe and affordable housing.
- Provide mechanisms and forums for collaboration, coordination, and capacity building.

10. Narrative Questions (Attach additional sheets if necessary)

1. Provide a detailed description of the proposed project.
The purpose of this project is to widen and resurface the existing walking path with a safer surface. The current path is made of asphalt. It is several years old and is breaking down due to natural exposure to the environment. The recycled rubber surface has several benefits over asphalt. 1) Cuts down on impact to the body by shock absorption 2) Is porous which will eliminate current problems of puddles on designated walking area 3) Provides a safer grip through friction (lowers chance of people slipping and falling) 4) Encourages a more healthy public because people enjoy the benefits of walking on a padded surface. 5) Improves the appearance of the park making people feel better while in the park environment.

2. What will you accomplish with CDBG funding?
We would be able to improve the existing facilities for people with low income. This improvement would give access to people that do not have public transportation to reach parks that provide such surfaces to walk on.

3. What will happen if CDBG funds are not provided for the project?
They will have no choice but to use the existing facilities. It will continue to erode due to exposure to the environment. They will be less likely to get out and exercise which in turn will contribute to their declining health.

4. Explain the organization's administrative capacity to carry out the project successfully, e.g., prior CDBG experience with CDBG projects.

We have not been given the opportunity since we became eligible in 2005 due to the fact that we have never been awarded any funding. This is a very simple project. Only administrative requirement is hiring one contractor and paying the contractor after work has been completed.

Construction Projects Only

5. Will all construction take place on public property? If not, explain in detail.

All work will be done on publicly owned property.

Public Services Projects Only

6. Describe any increase in services, new service to be provided, or expansion of services from previous CDBG grant award(s).

7. If the project is selected for funding, how will you continue to provide services in the future?

11. Project Budget (Attach supporting documentation)

Construction Projects			
Budgeted Activities	CDBG Funds Requested	Other Funds	Total Project Cost
Administration of Grant:	\$2,910.00	\$	\$
Engineering, Architect, or other Professional Services:	\$	\$	\$
Construction Costs:	\$22,500.00	\$6,600.00	\$29,100.00
Property Acquisition (Easements, Right of Way, etc.):	\$	\$	\$
Environmental Review:	\$	\$	\$
Other (Be Specific):	\$	\$	\$
	\$	\$	\$
	\$	\$	\$
	\$	\$	\$
	\$	\$	\$
Total	\$25,410.00	\$6,600.00	\$29,100.00

Funding Source(s) (Attach documentation verifying funds)	Amount of Funds	Committed	Pending
Town of Gaston	\$6,600.00	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	\$	<input type="checkbox"/>	<input type="checkbox"/>
	\$	<input type="checkbox"/>	<input type="checkbox"/>
	\$	<input type="checkbox"/>	<input type="checkbox"/>
	\$	<input type="checkbox"/>	<input type="checkbox"/>

List All Funding Received from Lexington County (Not including CDBG)	Amount of Funds	Committed	Pending
	\$	<input type="checkbox"/>	<input type="checkbox"/>
	\$	<input type="checkbox"/>	<input type="checkbox"/>

Cost Estimate Reasonableness and Accuracy

Who prepared the cost estimates?(attach supporting documentation)
 Applicant: Name of Staff Person(s): Troy Bivens
 Contracted Engineer: Name of Firm:
 Other Contractor or Consultant: Name of Firm: RD Rubber Designs, 105 US Hwy 411, Ranger, GA 30734

When was the budget cost estimates prepared?
 3/16/2012

On what basis did you determine that the estimated costs were reasonable and accurate?
 Quoted amount was half the amount we received the year before.

Non-Construction Projects			
Budgeted Activities	CDBG Funds Requested	Other Funds	Total Project Cost
Salaries:	\$	\$	\$
Fringe Benefits:	\$	\$	\$
FICA:	\$	\$	\$
Health Insurance:	\$	\$	\$
Worker's Compensation:	\$	\$	\$
Unemployment:	\$	\$	\$
Rent:	\$	\$	\$
Equipment:	\$	\$	\$
Insurance:	\$	\$	\$
Phone/Fax:	\$	\$	\$
Postage:	\$	\$	\$
Printing:	\$	\$	\$
Supplies/Materials:	\$	\$	\$
Travel and Expenses:	\$	\$	\$
Other (Be Specific) :	\$	\$	\$
:	\$	\$	\$
Total	\$	\$	\$

Funding Source(s) <i>(Attach documentation verifying funds)</i>	Amount of Funds	Committed	Pending
	\$	<input type="checkbox"/>	<input type="checkbox"/>
	\$	<input type="checkbox"/>	<input type="checkbox"/>
	\$	<input type="checkbox"/>	<input type="checkbox"/>
	\$	<input type="checkbox"/>	<input type="checkbox"/>
	\$	<input type="checkbox"/>	<input type="checkbox"/>

List All Funding Received from Lexington County <i>(Not including CDBG)</i>	Amount of Funds	Committed	Pending
	\$	<input type="checkbox"/>	<input type="checkbox"/>
	\$	<input type="checkbox"/>	<input type="checkbox"/>

Cost Estimate Reasonableness and Accuracy

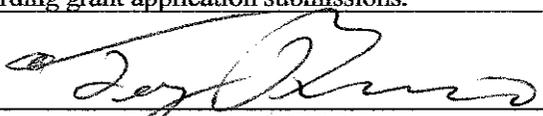
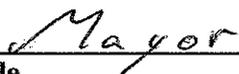
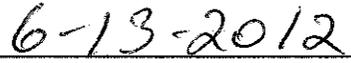
Who prepared the cost estimates?(attach supporting documentation)
 Applicant: Name of Staff Person(s):
 Contracted Engineer: Name of Firm:
 Other Contractor or Consultant: Name of Firm:

When was the budget cost estimates prepared?

On what basis did you determine that the estimated costs were reasonable and accurate?

12. Letters of Support (Attach and identify at least one letter of support for your project)	
<input checked="" type="checkbox"/>	Letter of Support From Senator Nikki G. Setzler
<input checked="" type="checkbox"/>	Letter of Support From Lexington County Councilman James E. Kinard, Jr.
<input type="checkbox"/>	Letter of Support From

13. Other Documentation (Please describe any additional documents included in the application)	
<input checked="" type="checkbox"/>	Other Cost estimate from Rubber Designs
<input checked="" type="checkbox"/>	Other Walking trail drawing from SA Architects
<input type="checkbox"/>	Other

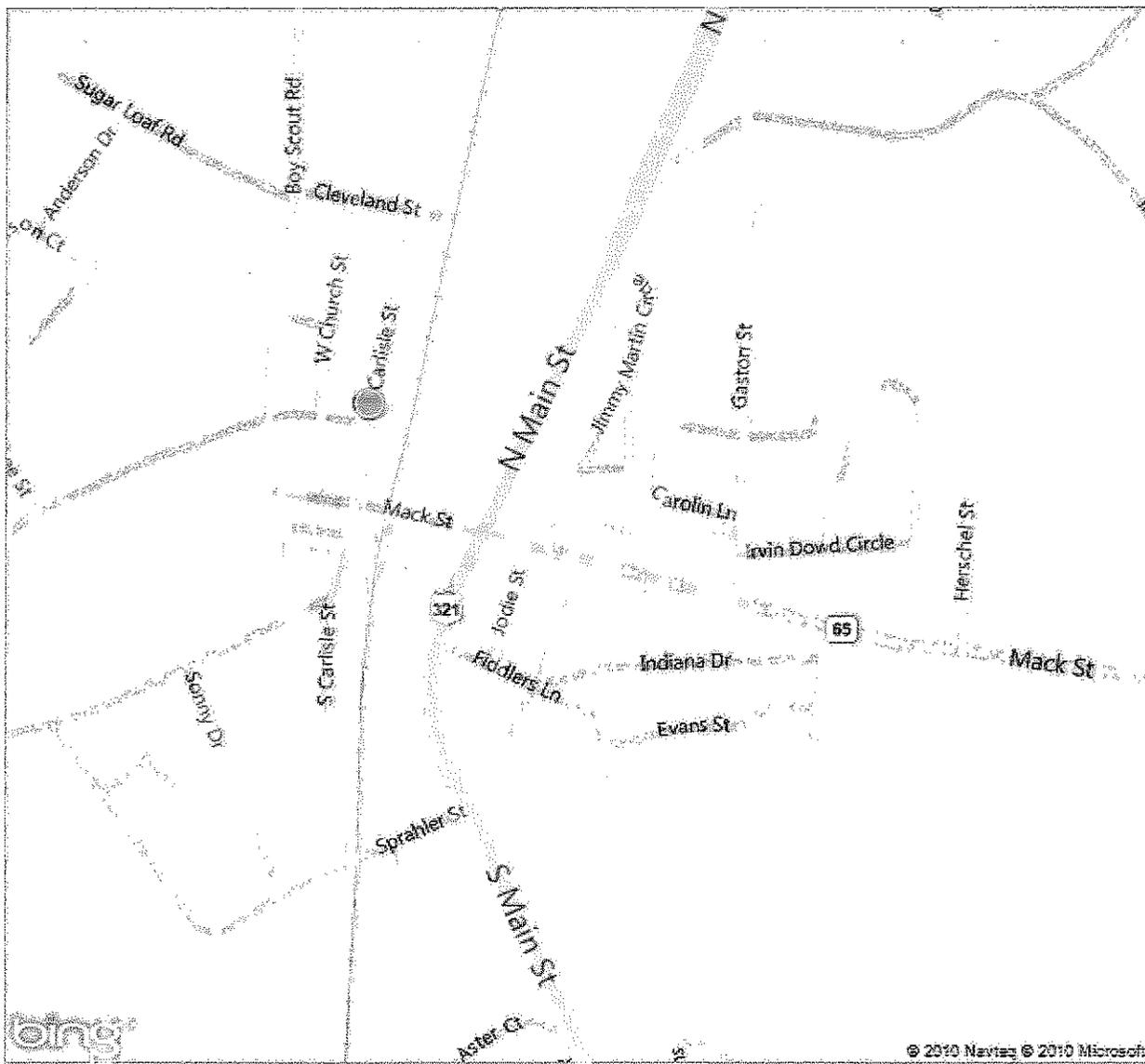
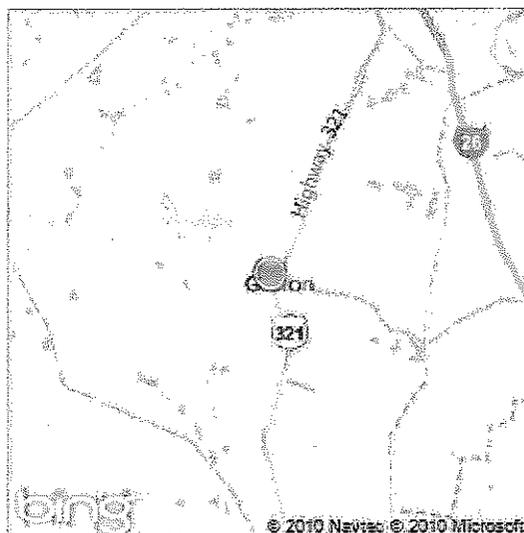
14. Certification	
<p>I certify that the information contained in this application is true and correct and that it contains no misrepresentations, falsifications, intentional omissions, or concealment of material facts. I further certify that no contracts have been awarded, funds committed or construction begun on the proposed project, and that none will be prior to issuance of official authorization to proceed by the Lexington County Community Development Block Grant Program staff. I further certify that I am authorized to submit this application and have followed all policies and procedures of my agency regarding grant application submissions.</p>	
	
<hr/> <p>Signature of Authorized Official</p>	
	
<hr/> <p>Name of Authorized Official</p>	
	
<hr/> <p>Title</p>	
	
<hr/> <p>Date</p>	

Bing Maps

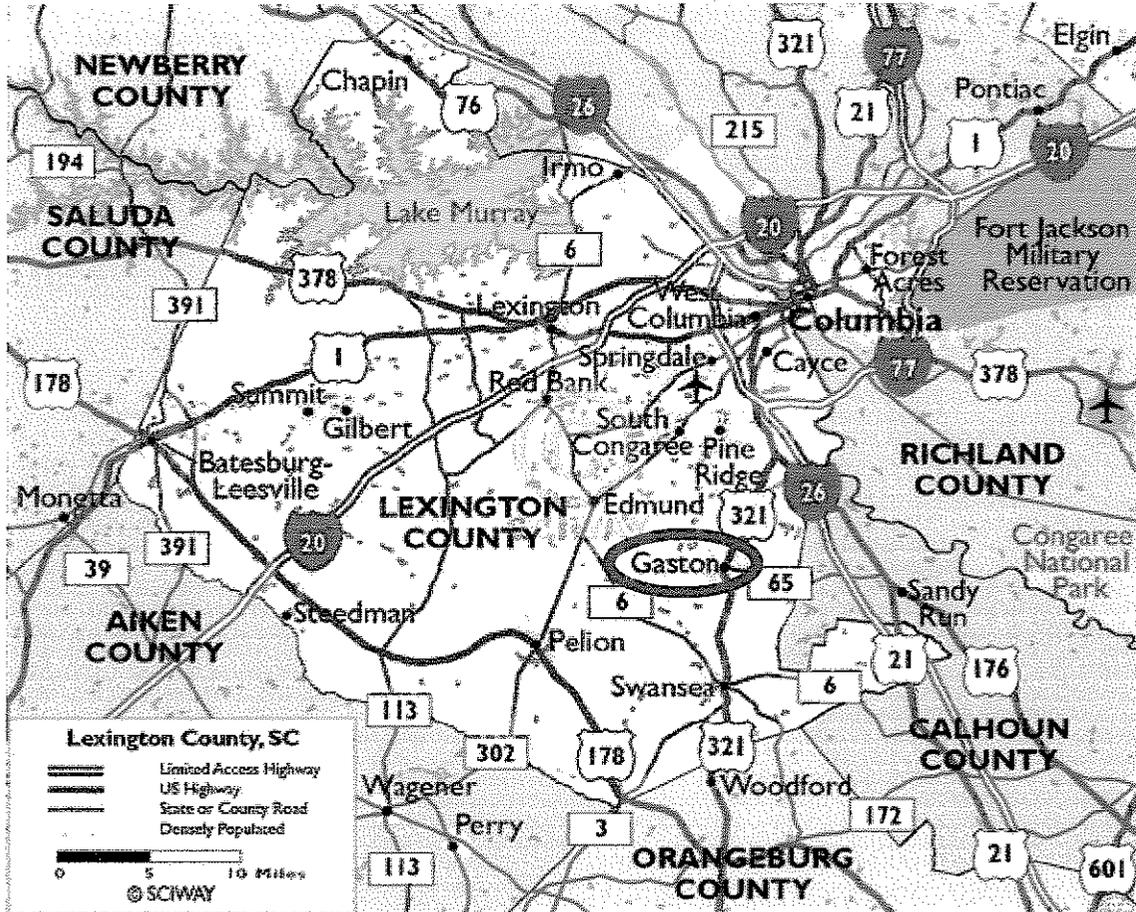
131 N Carlisle St, Gaston, SC 29053-9403

Gaston Town Park Improvements

 **FREE!** Use **Bing 411** to find movies, businesses & more; **800-BING-411**



TOWN OF GASTON



Nikki G. Setzler
South Carolina Senate District 26
Lexington, Aiken and Saluda Counties

510 Gressette Senate Office Building
Post Office Box 142
Columbia, South Carolina 29202
Telephone: (803) 212-6140
Fax: (803) 212-6299



Committees:
Banking and Insurance
Education
Finance
Labor, Commerce and Industry
Interstate Cooperation

December 8, 2010

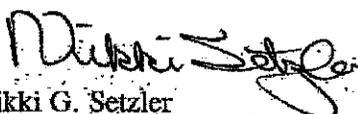
**To: Lexington County Community Development Department
Lexington County Community Development Advisory Committee
Lexington County Council**

Please accept this letter as an expression of my support of the Town of Gaston's Community Development Block Grant (CDBG) application for funds to construct improvements to Town Park. It is my understanding that the proposed improvements are intended to greatly improve the amenities in the Park to include the construction of a picnic shelter and surrounding deck, additional lighting for improved safety, ADA compliant water fountains, a walking trail made of recycled rubber, and ADA accessible playground equipment for children with disabilities.

The Town of Gaston has limited revenue to make these improvements that will greatly enhance neighborhood livability and sustainability and provide for its citizens access to a facility for physical activity. Therefore the funds from this grant will be utilized to assist the Town in making these improvements and adding the ADA compliant facilities.

Again, I am in total support of this request and hope that you will look favorably upon the Town of Gaston's CDBG application. Should you wish to speak personally with me in this regard, please feel free to contact me.

Sincerely,


Nikki G. Setzler

RECEIVED
DEC 17 2010
C.M.C.O.G.



County of Lexington

James E. Kinard, Jr.
Member, Lexington County Council
District 1
515 Basil Road
Swansea, South Carolina 29160
Telephone: (803) 600-6175
E-mail: jimkinard@fpsb.com

December 6, 2010

To: Lexington County Community Development Department
Lexington County Community Development Advisory Committee
Lexington County Council

From: James E. Kinard, Jr.
Member, Lexington County Council
District 1

Subject: Endorsement of Community Development Block Grant (CDBG) Funds for
Improvements to the Town of Gaston's Town Park

The purpose of this letter is to express my support for the Town of Gaston's Community Development Block Grant (CDBG) application for funds for improvements to the Town Park. The proposed improvements are intended to significantly improve the amenities in the Park to include the construction of a picnic shelter and surrounding deck, additional lighting for improved public safety, ADA compliant water foundations, a walking trail made of recycled rubber, and ADA accessible playground equipment for children with disabilities.

Small parks like Gaston's can contribute significantly towards neighborhood livability, sustainability, place-making, historic, and commemorative goals. Public parks enable residents of all abilities to participate in physical activity. The funds from this grant will greatly help the Town make improvements to the Park and provide the residents of Gaston with a safe, open space to connect with their neighbors and families.

The Town has very limited revenue and grant funds are needed to undertake these improvements. Without a grant, the Town will be unable to make these improvements and the Park will remain as is.

I strongly support the Town's application for these funds and appreciate your consideration of their request.

JEKjr/jrb

Cc: Mr. Troy Bivens
Mayor, Town of Gaston

**TOWN OF GASTON
TOWN PARK IMPROVEMENTS**

COUNTYNAME	PLACENAME	TRACT	BLKGRP	LOWMOD	LOWMOD UNIV	LOWMOD PCT	POP100
Lexington County	Gaston town	020800	1	304	427	71.2%	461
Lexington County	Gaston town	020800	2	228	317	71.9%	301
Lexington County	Gaston town	020800	3	91	171	53.2%	159
Lexington County	Gaston town	020702	3	198	395	50.1%	383
				821	1310	61.62%	1304



105 US Hwy 411
 PO Box 128
 Ranger, GA 30734

Estimate

Date	Estimate #
3/16/2012	190

Name / Address
Town of Gaston 131 North Carlisle Street Gaston, SC 29073

Ship To
Same

Project

Description	Qty	Total
Provide material and labor to install a 5'x528' path @ 1.5" thick using the Porous Pave (black) material. Installation will occur over existing asphalt path.		22,500.00T
Provide and install "J" Curbs on each side of path.		6,600.00T
Subtotal		\$29,100.00
Sales Tax (0.0%)		\$0.00
Total		\$29,100.00

How will you document benefit to Low and Moderate Income Persons?

By Income Verification Documentation (tax returns, pay stubs, etc.)

Or Income Survey verifying at least 51%, by using
 Participant Survey
 Survey method meeting HUD requirements

Or Serving 100% of clientele that meet one of the following presumed benefit categories

<input type="checkbox"/> Abused Children	<input type="checkbox"/> Illiterate Adults	<input type="checkbox"/> Homeless Persons
<input type="checkbox"/> Battered Spouses	<input type="checkbox"/> Migrant Farm Workers	<input checked="" type="checkbox"/> Severely Disabled
<input type="checkbox"/> Elderly Persons (62+)	<input type="checkbox"/> Persons with AIDS	

Or Census Tract / Block Group Data (Contact CDBG Program staff for guidance)

% of LMI Persons in Area: **61.62%**

List ALL Census Tract(s) and Block Group(s) numbers to Benefit:

CENSUS TRACT	BLOCK GROUP
020800	1
020800	2
020800	3
020702	3

For Slum and Blight Projects, how will you verify?

- Area – substantial number of deteriorated/ing buildings or public improvements in an area. Documentation is attached on the boundaries of the area and the conditions that qualified the area at the time of designation.
- Spot – spot designation and project qualifies for acquisition, clearance, relocation, historic preservation or building rehabilitation (limited to the extent necessary to eliminate a specific condition detrimental to public health and safety).



County of Lexington

James E. Kinard, Jr.
Member, Lexington County Council
District 1
515 Basil Road
Swansea, South Carolina 29160
Telephone: (803) 600-6175
E-mail: jimkinard@fpsb.com

December 6, 2010

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Lexington County Community Development Advisory Committee
Lexington County Council

From: James E. Kinard, Jr.
Member, Lexington County Council
District 1

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JEKjr/jrb

Cc: Mr. Troy Bivens
Mayor, Town of Gaston

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December 8, 2010

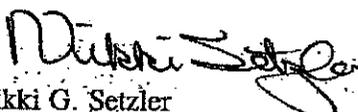
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The Town of Gaston has limited revenue to make these improvements that will greatly enhance neighborhood livability and sustainability and provide for its citizens access to a facility for physical activity. Therefore the funds from this grant will be utilized to assist the Town in making these improvements and adding the ADA compliant facilities.

Again, I am in total support of this request and hope that you will look favorably upon the Town of Gaston's CDBG application. Should you wish to speak personally with me in this regard, please feel free to contact me.

Sincerely,


Nikki G. Setzler

RECEIVED
DEC 17 2010
C.M.C.O.G.

COUNTY OF LEXINGTON Grant Request Summary Form

Title of Grant: Pretrial Service Program

Fund: 2487 Pretrial Service Program **Department:** 142000 Magistrate Court Services
No. Title No. Title

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

Grant Overview: The goal of the Lexington County Summary Court is to advance the judicial process in Lexington County by creating a Pretrial Release Program that follows the standards identified by the National Association of Pretrial Services Agencies (NAPSA) and the American Bar Association (ABA) that have been adopted by the Pretrial Justice Institute (PJI) and recognized by the National Association of Counties (NACo). This program will provide the Court with a pretrial screening process to gain additional pertinent information about eligible defendants prior to their first appearance before a Judge. The Pretrial Release Program will include a risk assessment method to assist the Court in the quick identification of defendants who qualify for nonmonetary release as determined by the Judge during bond proceedings. This program will be the first of its kind in the state of South Carolina and is intended to become the State model.

This award is to hire a consultant to design a Pretrial Release Program for Lexington County Magistrate's Office.

Grant Period: July 1, 2012 to June 30, 2013

Responsible Departmental Grant Personnel: Vicki Smith, Deputy Court Administrator

Date Grant Information Released: November 3, 2011 **Date Grant Application Due:** January 13, 2012

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

Personnel	\$ -		
Operating	\$ 35,000.00	* Application Amount:	31,500.00
Capital	\$ -	* Award Amount:	31,500.00
Total	<u>\$ 35,000.00</u>		

Local Match Required: Yes No

If Yes, What is the Percentage / Amount:

90	\$31,500.00
10	\$3,500.00
%	\$ Amount

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

Grant application was approved by Council on 12/13/11.

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

Dept. Preparer:	<u>EDL/VCS</u>	<u>6/1/2012</u>
Dept. Approval:	<u>GWR</u>	<u>6/1/2012</u>
Finance Approval:	<u>AD</u>	<u>6/8/2012</u>
	<i>Initials</i>	<i>Date</i>

COUNTY OF LEXINGTON
PRETRIAL SERVICE PROGRAM
Annual Budget
Fiscal Year - 2012-13

Object Code Revenue Account Title	Requested 2012-13	Approved 2012-13	Awarded 2012-13
* Mag. - Pretrial Service Program 2487:			
Revenues (Organization: 000000)			
457000 Federal Grant Income	31,500	31,500	31,500
801000 Op Trn from General Fund	3,500	3,500	3,500
** Total Revenue	35,000	35,000	35,000
***Total Appropriation	35,000	35,000	35,000
FUND BALANCE			
Beginning of Year	0	0	0
FUND BALANCE - Projected			
End of Year	0	0	0

* Grant will be funded 90% from DPS.

Fund: 2487
 Division: Magistrate Court Services
 Organization: 142000 - Magistrate Court Services

Object Expenditure Code Classification	2012-13 Requested	<i>BUDGET</i> 2012-13 Approved	2012-13 Awarded
Personnel			
* Total Personnel	0	0	0
Operating Expenses			
520300 Professional Services	35,000	35,000	35,000
* Total Operating	35,000	35,000	35,000
** Total Personnel & Operating	35,000	35,000	35,000
Capital			
** Total Capital	0	0	0
*** Total Budget Appropriation	35,000	35,000	35,000

SECTION V. – PROGRAM OVERVIEW

The Lexington County Summary Court is respectfully requesting funding from the South Carolina Department of Public Safety’s Justice Assistance Grant (JAG) to hire a consultant to assist in the development of a Pretrial Services Pilot Program. The consultant fee will not exceed \$35,000. The grantor will fund 90% (\$31,500) of the total with a 10% (\$3,500) cash match required from Lexington County.

The goal of the Lexington County Summary Court is to advance the judicial process in Lexington County by creating a Pretrial Services Program that follows the standards identified by the National Association of Pretrial Services Agencies (NAPSA) and the American Bar Association (ABA) that have been adopted by the Pretrial Justice Institute (PJI) and recognized by the National Association of Counties (NACo). This program will provide the Court with a pretrial screening process to gain additional pertinent information about eligible defendants prior to their first appearance before a Judge. The Pretrial Services Program will include a risk assessment method to assist the Court in the quick identification of defendants who qualify for nonmonetary release as determined by the Judge during bond proceedings. This program will be the first of its kind in the state of South Carolina and is intended to become the State model.

SECTION V.C. – OPERATING LINE ITEM NARRATIVES

520300 – PROFESSIONAL SERVICES

\$ 35,000

These funds will be used to hire a Criminal Justice Consultant to help develop a Pretrial Service Program for the Lexington County Summary Court. The consultant will review the legal framework for Pretrial Services as related to South Carolina Law, develop the programs vision, mission and goals, establish written policies and procedures to be used during the screening process, develop the programs validated risk assessment instrument, identify the program staffing level and identify the personnel and operating cost needed to run the program. Since there is currently no such program in the state of South Carolina the Summary Court contacted the Pretrial Justice Institute (PJI) to find out how to begin developing a program to meet the needs of Lexington County. After speaking with the Director of Pretrial Services, Tim Murray, we were advised that states that were successful in developing Pretrial programs typically used a consultant. The PJI felt that a budget of \$35,000 would provide a sufficient fee for a consultant to assist in the development of our program.



South Carolina Department of Public Safety
Office of Justice Programs

May 25, 2012

Mr. Joe Mergo
Interim County Administrator
Lexington County
212 South Lake Drive
Lexington, South Carolina 29072

RE: Justice Assistance Grant Program No. 1G12017
Pretrial Release Program

Dear Mr. Mergo:

I am pleased to provide you with a grant award approved by this office in the amount of \$31,500. In order to complete the contract for this award, it is necessary that the official authorized to sign the application return the original grant award with an original signature within 30 days from the date of this award. The signed original should be sent to:

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

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

Sincerely,

Burke O. Fitzpatrick
Administrator

BOF:tr

Enclosures

c: Mrs. Vicki Smith
JAG Official File

SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY
OFFICE OF JUSTICE PROGRAMS
POST OFFICE BOX 1993
BLYTHEWOOD, SOUTH CAROLINA 29016

GRANT AWARD

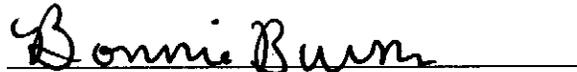
Subgrantee: Lexington County
Grant Title: Pretrial Release Program
Grant Period: 7/1/2012 - 6/30/2013 **Date of Award:** May 25, 2012
Amount of Award: \$31,500 **Grant No.:** 1G12017

In accordance with the provisions of the Edward Byrne Memorial Justice Assistance Grant Program (JAG), CFDA No. 16.738, and on the basis of the application submitted, the South Carolina Department of Public Safety hereby awards to the foregoing Subgrantee a grant in the federal amount shown above, for the projects specified in the application and within the purposes and categories authorized for Justice Assistance Grant program grants.

This grant is subject to the terms and conditions set forth in the application and to the special conditions attached to the grant award.

Payment of Funds: Grant funds will be disbursed to subgrantees (according to the project budget) upon receipt of evidence that funds have been invoiced and products received or that funds have been expended (e.g., invoices, contracts, itemized expenses, etc.). A copy of the Budget Detail Page of the grant application is available on our website for the subgrantee's use in completing the request for payment forms.

The grant shall become effective, as of the date of the award, upon return to Accounting-Grants of an originally signed copy of this form signed by the Official Authorized to Sign in the space provided below. This award must be accepted within thirty (30) days from the date above, and such quarterly and other reports required by the South Carolina Department of Public Safety must be submitted to Accounting-Grants in accordance with regulations.



Bonnie Burns, Program Manager
Office of Justice Programs

ACCEPTANCE FOR THE SUBGRANTEE

Signature of Official Authorized to Sign



Burke O. Fitzpatrick, Administrator
Office of Justice Programs

GRANT AWARD DATA: THIS AWARD IS SUBJECT TO SPECIAL CONDITIONS ATTACHED.

COUNTY OF LEXINGTON

Grant Request Summary Form

Title of Grant: Drug Parcel Interdiction Unit

Fund: 2446 Drug Parcel Interdiction Unit **Department:** 151200 LE/Operations
No. Title No. Title

Type of Summary: Grant Application Grant Award X

Grant Overview: The large drug trafficking organizations have now employed full-time personnel who rely on private shipping companies, freight carriers, and the U. S. Post Office to ship illicit narcotics to the "demand" areas. These are the same types of shipment methods that are used to ship currency back to the drug trafficking organizations. Because of the number of shipping companies (FedEx, UPS, and DHL) and trucking companies (SAIA Trucking, R&L Carriers, Southeastern Freight Lines, and Old Dominion Freight Lines), Lexington County has become a destination used by large drug dealers. Due to the new trend of using shipment companies to move drugs and money, the narcotic unit has received permission from these companies to perform random inspections for drugs and money. Because the drug dealers know that the parcels arriving and leaving daily are unchecked, these shipping companies are very appealing for the drug dealers to use the shipment locations in Lexington County. In order to curtail these drug and money shipments, specialized drug parcel investigators must be dedicated to checking and finding the individuals involved with these parcels. The money, drugs, and the danger associated with these parcels require a constant check for the contents of the packaged item to enforce the laws and make arrests for prosecution.

The Lexington County Sheriff's Department was awarded one drug parcel interdiction investigator, operating supplies and equipment to aggressively identify, detect, prosecute, educate, inform, and ensure the prosecution of parcel drug trafficking.

Grant Period: July 1, 2012 to June 30, 2013

Responsible Departmental Grant Personnel: Nandalyn Heaitley, LCSD Grant Coordinator

Date Grant Information Released: November 3, 2011 **Date Grant Application Due:** January 13, 2012

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

Personnel	\$ 69,331.00		
Operating	\$ 22,963.00	* Application Amount:	224,614
Capital	\$ 43,590.00	* Award Amount:	110,927
Total	\$ 135,884.00		

Local Match Required: Yes No

If Yes, What is the Percentage / Amount:

<u>90%</u>	<u>\$110,927.00</u>	* Required 10% match is \$12,325, additional match will cover items not on the grant.
<u>10%</u>	<u>\$24,957.00</u>	
<u>%</u>	<u>\$ Amount</u>	

Requirements at the End of this Grant (please explain in detail): When grant funds are no longer available, the Drug Parcel Interdiction Unit is planned to be continued through funds received by seized assets and tax revenue and other grant funds as available.

Grant application was approved by Council on 12/13/11.

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

Dept. Preparer:	<u>NH</u>	<u>6/11/2012</u>
Dept. Approval:	<u>AP</u>	<u>6/11/2012</u>
Finance Approval:	<u>AD</u>	<u>6/18/2012</u>
	<i>Initials</i>	<i>Date</i>

**COUNTY OF LEXINGTON
DRUG PARCEL INTERDICTION UNIT
Annual Budget
FY 2012-13 Estimated Revenue**

Object Code	Revenue Account Title	Requested 2012-13	Recommend 2012-13	Approved 2012-13
* LE - Drug Parcel Interdiction Unit 2446:				
Revenues:				
457000	Federal Grant Income	224,614	224,614	110,927
461000	Investment Interest	0	0	0
801000	Op Trn from General Fund/LE	24,957	24,957	24,957
	** Total Revenue	249,571	249,571	135,884
	***Total Appropriation	249,571	249,571	135,884
FUND BALANCE				
	Beginning of Year	0	0	0
FUND BALANCE - Projected				
	End of Year	0	0	0

* Grant will be funded 90% from DPS, with a 10% County match.

** Additional matching funds will be used to cover items that are not covered by the grant.

**COUNTY OF LEXINGTON
DRUG PARCEL INTERDICTION UNIT
Annual Budget
Fiscal Year - 2012-13**

Fund: 2446
Division: Law Enforcement
Organization: 151200 - LE/Operations

Object Expenditure Code Classification	<i>BUDGET</i>		
	2012-13 Requested	2012-13 Recommend	2012-13 Approved
Personnel			
510100 Salaries & Wages - 2/1	92,500	92,500	46,250
510199 Special Overtime	6,000	6,000	3,000
511112 FICA - Employer's Portion	7,536	7,536	3,768
511114 Police Retirement - Employer's Portion	11,722	11,722	6,058
511120 Insurance Fund Contribution - 2/1	16,000	16,000	7,800
511130 Workers Compensation	3,310	3,310	1,655
515600 Clothing Allowance	1,600	1,600	800
* Total Personnel	138,668	138,668	69,331
Operating Expenses			
521200 Operating Supplies	1,200	1,200	600
522300 Vehicle Repairs & Maintenance - 2/1	1,200	1,200	300
524100 Vehicle Insurance - 2/1	1,092	1,092	545
524201 General Tort Liability Insurance	1,490	1,490	745
525004 WAN Service Charges - 2/1	1,440	1,440	720
525020 Pagers & Cell Phones - 2/1	1,440	1,440	860
525030 800 MHz Radio Service Changes - 2/1	1,440	1,440	660
525041 E-mail Service Charges - 2/1	168	168	81
525210 Conference, Meeting & Training Expense	3,500	3,500	2,250
525400 Gas, Fuel and Oil	10,308	10,308	5,215
529903 Contingency	0	0	10,987
* Total Operating	23,278	23,278	22,963
** Total Personnel & Operating	161,946	161,946	92,294
Capital			
540000 Small Tools & Minor Equipment	225	225	225
All Other Equipment	87,400	87,400	
(1) Ruggedized Laptop & Accessories			6,500
(1) Sports Utility Vehicle & Accessories			26,000
(1) Taser & Accessories			1,300
(1) 800 MHz Radio & Accessories			5,600
(1) Body Armor w/ Raid Vest			765
(1) Handgun & Accessories			650
(1) GPS Unit			350
(1) Photo/Video Camera & Accessories			600
(1) Lockable Vehicle Storage Unit			800
(1) Shotgun & Accessories			800
** Total Capital	87,625	87,625	43,590
*** Total Budget Appropriation	249,571	249,571	135,884

SECTION V. - PROGRAM OVERVIEW

The large drug trafficking organizations have now employed full-time personnel who rely on private shipping companies, freight carriers, and the U. S. Post Office to ship illicit narcotics to the “demand” areas. These are the same types of shipment methods that are used to ship currency back to the drug trafficking organizations. Because of the number of shipping companies (FedEx, UPS, and DHL) and trucking companies (SAIA Trucking, R&L Carriers, Southeastern Freight Lines, and Old Dominion Freight Lines), Lexington County has become a destination used by large drug dealers. Due to the new trend of using shipment companies to move drugs and money, the narcotic unit has received permission from these companies to perform random inspections for drugs and money. Because the drug dealers know that the parcels arriving and leaving daily are unchecked, these shipping companies are very appealing for the drug dealers to use the shipment locations in Lexington County. In order to curtail these drug and money shipments, specialized drug parcel investigators must be dedicated to checking and finding the individuals involved with these parcels. The money, drugs, and the danger associated with these parcels require a constant check for the contents of the packaged item to enforce the laws and make arrests for prosecution.

The Lexington County Sheriff’s Department is requesting two drug parcel interdiction investigators to aggressively identify, detect, prosecute, educate, inform, and ensure the prosecution of parcel drug trafficking.

SECTION VI. B. – LISTING OF POSITIONS

Staffing Level:

	Positions	Full Time Equivalent		Total	Grade
		General Fund	Other Fund		
LE / Operations (Grant Positions)					
Drug Parcel Interdiction Unit	1	0	1	1	13
Totals:	1	0	1	1	

SECTION VI. C. – OPERATING LINE ITEM NARRATIVES

521200 – OPERATING SUPPLIES \$ 600

Office supplies requested are audio and video tapes, memory cards, disks, batteries, and other supplies as required for the grant.

522300 – VEHICLE REPAIRS AND MAINTENANCE \$ 300

Vehicle repair and maintenance is needed for grant vehicles.

524100 – VEHICLE INSURANCE \$ 545

Vehicle insurance is required for the vehicles.

524201 – GENERAL TORT LIABILITY INSURANCE \$ 745

General Tort Liability Insurance is required for each person employed by the County.

525004 – WAN SERVICE CHARGES \$ 720

Air card service will be charged for the investigators to have wireless access to the web and other databases from other counties as well as LCSD to obtain immediate information on a person in question. (Air card service is estimated at \$60/month x 12 months = \$720)

525020 – PAGERS AND CELL PHONES \$ 860

The grant personnel are required to have a cell phone for safety purposes and for immediate communication with the department, county and other agencies. (Cell service is estimated at \$71.66/month x 12 months = \$859.92)

525030 – 800 MHz RADIO SERVICE CHARGES \$ 660

Monthly service is required for the 800 MHz digital encrypt radios used by the investigators for communication purposes. (Radio service is estimated at \$55/month x 12 months = \$660)

525041 – E-MAIL SERVICE \$ 81

E-mail service is required for communication and the transfer of documents by the investigators. (E-mail service is estimated at \$6.75 per month x 12 months = \$81)

525210 – CONFERENCE, MEETING & TRAINING EXPENSES **\$ 2,250**

The terms and conditions of the grants require that all grant employees attend at least two training conferences per year to make them more efficient and in compliance with the laws governing the tasks of the investigators.

525400 – GAS, FUEL, AND OIL **\$ 5,215**

The grant reimburses the mileage at the GSA rate for the grant-funded personnel to allow them to travel to work and scenes while performing their duties.

529903 – CONTINGENCY **\$ 10,987**

SECTION VI. D. –CAPITAL LINE ITEM NARRATIVES

540000 – SMALL TOOLS AND MINOR EQUIPMENT \$ 225

Cell phones equipped with an air card are necessary for the investigators to enable the receipt email and internet access. Those connections will enable the investigators to receive and forward information to allied agencies within the county and state to facilitate and support cases. Agents routinely forward information to agencies statewide on parcels.

5AD - (1) RUGGEDIZED LAPTOP WITH ACCESSORIES \$ 6,500

The laptop will enable the investigator to use a various software programs which will aide in the field investigation work. This information will be stored and kept for case file preparation.

5AD - (1) SPORTS UTILITY VEHICLE AND ACCESSORIES \$ 26,000

Vehicle with emergency equipment are a necessary tool for all law enforcement officers. The vehicle will be used to assist in transportation need to investigate parcels entering the county that are used as a means of transporting drugs and money.

5AD - (1) TASER AND ACCESSORIES \$ 1,300

A taser is standard issued equipment for our law enforcement officers. These tasers provide a less lethal weapon that can be used to neutralize the situation safely in which the suspect becomes confrontational.

5AD - (1) 800 MHz RADIO AND ACCESSORIES \$ 5,600

The digital encrypted 800 MHz radio is another piece of equipment required to meet the standards set forth in the department's policy and procedures manual standards. The radios provide a safe and efficient method to communicate with County Communication, other officer within our department and other officers from various jurisdictions at the municipal, county, state, and federal levels.

5AD - (1) BODY ARMOR W/ RAID VEST \$ 765

Body armor is an essential component of the officer's safety. The raid vest will enable the officer to be clearly identified by other law enforcement agencies at a glance.

5AD - (1) HANDGUN AND ACCESSORIES \$ 650

Handgun and accessories is standard issue equipment for all law enforcement officers to be used while enforcing the laws.

5AD - (1) GPS UNIT \$ 350

A GPS unit is necessary to locate addresses, assist in perimeter set up, and allow GPS coordinates to be given to air support unit providing surveillance. The GPS unit will also show potential routes that the suspects could use to flee and when surveillance by showing parallel streets.

5AD - (1) PHOTO/VIDEO CAMCORDER AND ACCESSORIES \$ 600

A handheld camcorder capable of photos and videos is necessary to record transactions and surveillance of potential suspects.

5AD - (1) LOCKABLE VEHICLE STORAGE UNIT \$ 800

A lockable vehicle storage unit is required to secure the shotgun and the technical surveillance equipment. The drawer style box must be designed for SUV usage.

5AD - (1) SHOTGUN AND ACCESSORIES \$ 800

A shotgun is standard issue equipment for all law enforcement officers and is required for the safety of the narcotic officer in situations where a handgun cannot be used.



South Carolina Department of Public Safety
Office of Justice Programs

May 25, 2012

Mr. Joe Mergo
Interim County Administrator
Lexington County
212 South Lake Drive
Lexington, South Carolina 29072

RE: Justice Assistance Grant Program No. 1G10056
Drug Parcel Interdiction Enforcement

Dear Mr. Mergo:

I am pleased to provide you with a grant award approved by this office in the amount of \$110,927. In order to complete the contract for this award, it is necessary that the official authorized to sign the application return the original grant award with an original signature within 30 days from the date of this award. The signed original should be sent to:

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

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

Sincerely,


Burke O. Fitzpatrick
Administrator

BOF:tr

Enclosures

c: Ms. Nandalyn Heaitley
JAG Official File

SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY
OFFICE OF JUSTICE PROGRAMS
POST OFFICE BOX 1993
BLYTHEWOOD, SOUTH CAROLINA 29016

GRANT AWARD

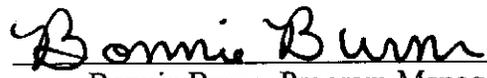
Subgrantee: Lexington County
Grant Title: Drug Parcel Interdiction Enforcement
Grant Period: 7/1/2012 - 6/30/2013 Date of Award: May 25, 2012
Amount of Award: \$110,927 Grant No.: 1G10056

In accordance with the provisions of the Edward Byrne Memorial Justice Assistance Grant Program (JAG), CFDA No. 16.738 (Federal Grant #2010-DJ-BX-0088), and on the basis of the application submitted, the South Carolina Department of Public Safety hereby awards to the foregoing Subgrantee a grant in the federal amount shown above, for the projects specified in the application and within the purposes and categories authorized for Justice Assistance Grant program grants.

This grant is subject to the terms and conditions set forth in the application and to the special conditions attached to the grant award.

Payment of Funds: Grant funds will be disbursed to subgrantees (according to the project budget) upon receipt of evidence that funds have been invoiced and products received or that funds have been expended (e.g., invoices, contracts, itemized expenses, etc.). A copy of the Budget Detail Page of the grant application is available on our website for the subgrantee's use in completing the request for payment forms.

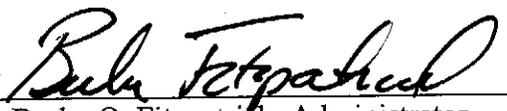
The grant shall become effective, as of the date of the award, upon return to Accounting-Grants of an originally signed copy of this form signed by the Official Authorized to Sign in the space provided below. This award must be accepted within thirty (30) days from the date above, and such quarterly and other reports required by the South Carolina Department of Public Safety must be submitted to Accounting-Grants in accordance with regulations.



Bonnie Burns, Program Manager
Office of Justice Programs

ACCEPTANCE FOR THE SUBGRANTEE

Signature of Official Authorized to Sign



Burke O. Fitzpatrick, Administrator
Office of Justice Programs

GRANT AWARD DATA: THIS AWARD IS SUBJECT TO SPECIAL CONDITIONS ATTACHED.

COUNTY OF LEXINGTON Grant Request Summary Form

Title of Grant: Gas Chromatograph/Gas Mass Spectrometer

Fund: 2448 Gas Chromatograph/Gas Mass Spectrometer **Department:** 151200 LE/Operations
No. Title No. Title

Type of Summary: Grant Application Grant Award X

Grant Overview: The Gas Chromatograph/ Gas Mass Spectrometer is an instrument necessary to analyze drugs to separate compounds in a homogenous mixture and send the selectively binds into the Gas Chromatograph column to identify each organic single molecule drugs. The unknown compounds, during the entire process within the instrument, move to a Quadra pole Mass Spectrometer where they are ionized and their bonds are cleaved, producing a characteristic Spectra. This Spectra along with the matching Chromatogram from the Gas Chromatograph, enables the identification of the unknown drugs and confirms with 95% accuracy whether or not the sample is a controlled drug.

This is the most important confirmatory instrument in the lab, because it enables the chemist to separate unknown drugs from a mixture of other chemicals and confirms the identification of that drug with the Chromatogram and Spectra that are produced.

The Sheriff's Department is received a grant award to the replace the Gas Chromatograph/Gas Mass Spectrometer that was purchased in 2003.

Grant Period: July 1, 2012 to June 30, 2013

Responsible Departmental Grant Personnel: Nandalyn Heaitley, LCSO Grants Coordinator

Date Grant Information Released: November 3, 2011 **Date Grant Application Due:** January 13, 2012

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

Personnel	\$ -		
Operating	\$ -		* Application Amount: 94,860.00
Capital	\$ 105,400.00		* Award Amount: 94,860.00
Total	<u>\$ 105,400.00</u>		

Local Match Required: Yes No

If Yes, What is the Percentage / Amount:

90%	\$94,860.00	
10%	\$10,540.00	
%	\$ Amount	

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

Any maintenance required on this equipment will be done with funds received from tax revenues and other revenues allocated within the Lexington County Sheriff's Department annual budget.

Grant application was approved by Council on 12/13/11.

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

Dept. Preparer:	NH	6/18/2012
Dept. Approval:	AP	6/18/2012
Finance Approval:	AD	6/18/2012
	<i>Initials</i>	<i>Date</i>

COUNTY OF LEXINGTON
 GAS CHROMTOGRAPH/GAS MASS SPECTROMETER
 Annual Budget
 Fiscal Year - 2012-13

Object Code	Revenue Account Title	Requested 2012-13	Recommend 2012-13	Approved 2012-13
* LE - Gas Chromatograph/Gas Mass Spectrometer 2448:				
Revenues (Organization: 000000)				
457000	Federal Grant Income	94,860	94,860	94,860
801000	Op Trn from General Fund	10,540	10,540	10,540
** Total Revenue		105,400	105,400	105,400
***Total Appropriation		105,400	105,400	105,400
FUND BALANCE				
	Beginning of Year	0	0	0
FUND BALANCE - Projected				
	End of Year	0	0	0

* Grant will be funded 90% from DPS.

Fund: 2448
 Division: Law Enforcement
 Organization: 151200 - LE/Operations

		<i>BUDGET</i>		
Object Expenditure Code	Classification	2011-12 Requested	2011-12 Recommend	2011-12 Approved
Personnel				
* Total Personnel		0	0	0
Operating Expenses				
* Total Operating		0	0	0
** Total Personnel & Operating		0	0	0
Capital				
540000	Small Tools & Minor Equipment	0	0	0
540010	Minor Software	0	0	0
	(1) Gas Chromatograph/Gas Mass Spectrometer	105,400	105,400	105,400
** Total Capital		105,400	105,400	105,400
*** Total Budget Appropriation		105,400	105,400	105,400

SECTION V. - PROGRAM OVERVIEW

The Gas Chromatograph/Gas Mass Spectrometer is an instrument necessary to analyze drugs to separate compounds in a homogenous mixture and send the selectively binds into the Gas Chromatograph column to identify each organic single molecule drugs. The unknown compounds, during the entire process within the instrument, move to a Quadra pole Mass Spectrometer where they are ionized and their bonds are cleaved, producing a characteristic Spectra. This Spectra along with the matching Chromatogram from the Gas Chromatograph, enables the identification of the unknown drugs and confirms with 95% accuracy whether or not the sample is a controlled drug. This is the most important confirmatory instrument in the lab because it enables the chemist to separate unknown drugs from a mixture of other chemicals and confirms the identification of that drug with the Chromatogram and Spectra that are produced.

The Lexington County Sheriff's Department is requesting the replacement of a Gas Chromatograph/Gas Mass Spectrometer instrument that was originally purchased with grant funds in 2003. The current instrument is continually breaking, which has caused a backlog of 94 cases in the past three months. The accuracy of the identification of the drugs analyzed with the GC/GMS results in drug cases being processed quicker through the court system and allowing the adjudication of cases.

SECTION VI. D. – CAPITAL LINE ITEM NARRATIVES

5AD - (1) Gas Chromatograph/Gas Mass Spectrometer \$ 105,400

The Gas Chromatograph/Gas Mass Spectrometer is an instrument necessary to analyze drugs to separate compounds in a homogenous mixture and send the selectively binds into the Gas Chromatograph column to identify each organic single molecule drug. The unknown compounds, during the entire process within the instrument, move to a Quadra pole Mass Spectrometer where they are ionized and their bonds are cleaved, producing a characteristic Spectra. This Spectra along with the matching Chromatogram from the Gas Chromatograph, enables the identification of the unknown drugs and confirms with 95% accuracy whether or not the sample is a controlled drug.



South Carolina Department of Public Safety
Office of Justice Programs

May 22, 2012

Mr. Joe Mergo
Interim County Administrator
Lexington County
212 South Lake Drive
Lexington, South Carolina 29072

RE: Justice Assistance Grant Program No. 1GS09211
Gas Chromatograph/Gas Mass Lab Equipment

Dear Mr. Mergo:

I am pleased to provide you with a grant award approved by this office in the amount of \$94,860. In order to complete the contract for this award, it is necessary that the official authorized to sign the application return the original grant award with an original signature within 30 days from the date of this award. The signed original should be sent to:

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

Copies of the grant Request for Financial Payment/Quarterly Fiscal Report Forms can be found on our website at www.scdps.org/ojp/cjgp.asp. The financial reports should be completed for each calendar quarter ending date and are due 30 days after the end of the quarter. However, the final financial report is due 15 days after the end of the grant period. The Programmatic Progress Report Form can also be found on this page under Justice Assistance Grants. The due dates and periods covered for programmatic progress reports are indicated on the progress report forms.

Sincerely,

Burke O. Fitzpatrick
Administrator

BOF:tr

Enclosures

c: Ms. Nandalyn Heaitley
JAG Official File

SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY
OFFICE OF JUSTICE PROGRAMS
POST OFFICE BOX 1993
BLYTHEWOOD, SOUTH CAROLINA 29016

GRANT AWARD

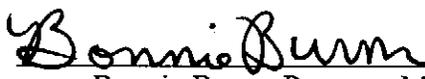
Subgrantee: Lexington County
Grant Title: Gas Chromatograph/Gas Mass Lab Equipment
Grant Period: 6/1/2012 - 12/31/2012 Date of Award: May 22, 2012
Amount of Award: \$94,860 Grant No.: 1GS09211

In accordance with the provisions of the Edward Byrne Memorial Justice Assistance Grant Program (JAG), CFDA No. 16.803 (Federal Grant #2009-SU-B9-0024), and on the basis of the application submitted, the South Carolina Department of Public Safety hereby awards to the foregoing Subgrantee a grant in the federal amount shown above, for the projects specified in the application and within the purposes and categories authorized for Justice Assistance Grant program grants.

This grant is subject to the terms and conditions set forth in the application and to the special conditions attached to the grant award.

Payment of Funds: Grant funds will be disbursed to subgrantees (according to the project budget) upon receipt of evidence that funds have been invoiced and products received or that funds have been expended (e.g., invoices, contracts, itemized expenses, etc.). A copy of the Budget Detail Page of the grant application is available on our website for the subgrantee's use in completing the request for payment forms.

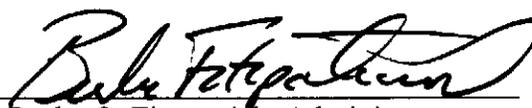
The grant shall become effective, as of the date of the award, upon return to Accounting-Grants of an originally signed copy of this form signed by the Official Authorized to Sign in the space provided below. This award must be accepted within thirty (30) days from the date above, and such quarterly and other reports required by the South Carolina Department of Public Safety must be submitted to Accounting-Grants in accordance with regulations.



Bonnie Burns, Program Manager
Office of Justice Programs

ACCEPTANCE FOR THE SUBGRANTEE

Signature of Official Authorized to Sign



Burke O. Fitzpatrick, Administrator
Office of Justice Programs

GRANT AWARD DATA: THIS AWARD IS SUBJECT TO SPECIAL CONDITIONS ATTACHED.

**COUNTY OF LEXINGTON
LE/LIVE SCAN FINGERPRINT SYSTEM
Annual Budget
Fiscal Year - 2012-13**

Object Code Revenue Account Title	Requested 2012-13	Recommend 2012-13	Approved 2012-13
* LE/Live Scan Fingerprint System 2435:			
Revenues (Organization: 000000)			
457000 Federal Grant Income	32,400	32,400	32,400
461000 Investment Interest	3,600	3,600	3,600
** Total Revenue	36,000	36,000	36,000
***Total Appropriation	36,000	36,000	36,000
FUND BALANCE			
Beginning of Year	0	0	0
FUND BALANCE - Projected			
End of Year	0	0	0

* Grant will be funded 90% from DPS.

Fund: 2435
Division: Law Enforcement
Organization: 151200 - LE/Operations

		BUDGET		
Object Expenditure Code Classification	2012-13 Requested	2012-13 Recommend	2012-13 Approved	
Personnel				
* Total Personnel	0	0	0	
Operating Expenses				
* Total Operating	0	0	0	
** Total Personnel & Operating	0	0	0	
Capital				
540000 Small Tools & Minor Equipment	0	0	0	
540010 Minor Software	0	0	0	
(1) Portable Live Scan	33,600	33,600	33,600	
(1) Printer	2,400	2,400	2,400	
** Total Capital	36,000	36,000	36,000	
*** Total Budget Appropriation	36,000	36,000	36,000	

SECTION V. - PROGRAM OVERVIEW

To stay in compliance with South Carolina State Law, the Sheriff's Department is requesting a portable live scan unit to record sex offender's finger and palm prints. A sex offender is required to have their finger and palm prints recorded every three years to remain registered in accordance with State Law. The Sheriff's Department records and prints over 1,600 sex offenders each year due to these registry requirements. The portable live scan unit will be used to accurately and legibly scan these finger and palm prints, which will be recorded and a printed copy will be sent to SLED. If a reading is unclear, the scan will be rejected at that time and another scan can be taken immediately.

SECTION VI. D. – CAPITAL LINE ITEM NARRATIVES

5AC - (1) PORTABLE LIVE SCAN **\$ 33,600**

To stay in compliance with South Carolina State Law, the Sheriff's Department is requesting a portable live scan unit to record sex offender's finger and palm prints. A sex offender is required to have their finger and palm prints recorded every three years to remain registered in accordance with State Law. The Sheriff's Department records and prints over 1,600 sex offenders each year due to these registry requirements. The portable live scan unit will be used to accurately and legibly scan these finger and palm prints, which will be recorded and a printed copy will be sent to SLED. If a reading is unclear, the scan will be rejected at that time and another scan can be taken immediately.

5AC - (1) PRINTER **\$ 2,400**

A printer is required to print the fingerprint cards and the palm print cards from the sex offender after being scanned. These cards are required by SLED for record retention.



South Carolina Department of Public Safety
Office of Justice Programs

May 25, 2012

Mr. Joe Mergo
Interim County Administrator
Lexington County
212 South Lake Drive
Lexington, South Carolina 29072

RE: Justice Assistance Grant Program No. 1G12009
Sex Offender Identification Portable Live Scan Unit

Dear Mr. Mergo:

I am pleased to provide you with a grant award approved by this office in the amount of \$32,400. In order to complete the contract for this award, it is necessary that the official authorized to sign the application return the original grant award with an original signature within 30 days from the date of this award. The signed original should be sent to:

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

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

Sincerely,


Burke O. Fitzpatrick
Administrator

BOF:tr

Enclosures

c: Ms. Nandalyn Heaitley
JAG Official File

SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY
OFFICE OF JUSTICE PROGRAMS
POST OFFICE BOX 1993
BLYTHEWOOD, SOUTH CAROLINA 29016

GRANT AWARD

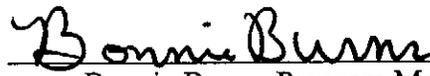
Subgrantee: Lexington County
Grant Title: Sex Offender Identification Portable Live Scan Unit
Grant Period: 7/1/2012 - 6/30/2013 Date of Award: May 25, 2012
Amount of Award: \$32,400 Grant No.: 1G12009

In accordance with the provisions of the Edward Byrne Memorial Justice Assistance Grant Program (JAG), CFDA No. 16.738, and on the basis of the application submitted, the South Carolina Department of Public Safety hereby awards to the foregoing Subgrantee a grant in the federal amount shown above, for the projects specified in the application and within the purposes and categories authorized for Justice Assistance Grant program grants.

This grant is subject to the terms and conditions set forth in the application and to the special conditions attached to the grant award.

Payment of Funds: Grant funds will be disbursed to subgrantees (according to the project budget) upon receipt of evidence that funds have been invoiced and products received or that funds have been expended (e.g., invoices, contracts, itemized expenses, etc.). A copy of the Budget Detail Page of the grant application is available on our website for the subgrantee's use in completing the request for payment forms.

The grant shall become effective, as of the date of the award, upon return to Accounting-Grants of an originally signed copy of this form signed by the Official Authorized to Sign in the space provided below. This award must be accepted within thirty (30) days from the date above, and such quarterly and other reports required by the South Carolina Department of Public Safety must be submitted to Accounting-Grants in accordance with regulations.



Bonnie Burns, Program Manager
Office of Justice Programs

ACCEPTANCE FOR THE SUBGRANTEE

Signature of Official Authorized to Sign



Burke O. Fitzpatrick, Administrator
Office of Justice Programs

GRANT AWARD DATA: THIS AWARD IS SUBJECT TO SPECIAL CONDITIONS ATTACHED.

COUNTY OF LEXINGTON Grant Request Summary Form

Title of Grant: White Collar Crime Unit

Fund: 2418 White Collar Crime Unit **Department:** 151200 LE/Operations
No. Title No. Title

Type of Summary: Grant Application Grant Award X

Grant Overview: The Sheriff's Department is noticing a marked increase in white-collar crimes throughout the County. White-collar crime is defined as a crime committed by a person of social status and respectable in their occupation. White-collar employees have a greater opportunity to commit fraud, bribery, insider trading, embezzlement, computer crime, identity theft, and forgery. A dedicated white-collar crime investigator will continue to combat the problems by actively working the specialized cases and preventing the escalation of white-collar crimes. Statistical data and detailed information gathered will aid in the investigations and patterns of the highly skilled professionals who are committing the white-collar crimes.

The Sheriff's Department is requesting the continuation of the white collar crime investigator to aggressively identify, detect, prosecute, educate, inform, and ensure the business world that a financial crime deserves a penalty just as a crime of force.

This award is for salaries and operating costs.

Grant Period: July 1, 2012 to June 30, 2013

Responsible Departmental Grant Personnel: Nandalyn Heaitley, LCSD Grant Coordinator

Date Grant Information Released: November 3, 2011 **Date Grant Application Due:** January 13, 2011

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

Personnel	\$ 70,872.00		
Operating	\$ 12,193.00	* Application Amount:	74,221.00
Capital	\$ -	* Award Amount:	72,609.00
Total	\$ 83,065.00	* Budget includes \$2,209 from Fund Balance.	

Local Match Required: Yes No

If Yes, What is the Percentage / Amount:

90%	\$72,609.00	* Required 10% match is \$8,068, additional match will cover items not on the grant.
10%	\$8,247.00	
%	\$ Amount	

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

THIS WILL BE THE THIRD AND FINAL YEAR OF FUNDING.

When grant funds are no longer available, the White Collar Crime Unit is planned to be continued through funds received by the Sheriff's Department from tax revenue and other grant funds as available.

Grant Application was approved by Council on 12/13/11.

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

Dept. Preparer:	NH	6/18/2012
Dept. Approval:	AP	6/18/2012
Finance Approval:	AD	6/18/2012
	<i>Initials</i>	<i>Date</i>

**COUNTY OF LEXINGTON
WHITE COLLAR CRIME UNIT
Annual Budget
FY 2012-13 Estimated Revenue**

Object Code	Revenue Account Title	Actual 2010-11	Received Thru Dec 2011-12	Amended Budget Thru Dec 2011-12	Projected Revenues Thru Jun 2011-12	Requested 2012-13	Recommend 2012-13	Approved 2012-13
* LE - White Collar Crime Unit 2418:								
Revenues:								
457000	Federal Grant Income	88,269	42,590	68,136	68,136	74,221	74,221	72,609
461000	Investment Interest	0	1	0	0	0	0	0
801000	Op Trn from General Fund/LE	5,867	9,442	9,442	9,442	8,247	8,247	8,247
** Total Revenue		94,136	52,033	77,578	77,578	82,468	82,468	80,856
***Total Appropriation					80,429	82,468	84,677	83,065
FUND BALANCE								
Beginning of Year					5,060	2,209	2,209	2,209
FUND BALANCE - Projected								
End of Year					2,209	2,209	0	0

* Grant will be funded 90% from DPS.

**COUNTY OF LEXINGTON
WHITE COLLAR CRIME UNIT
Annual Budget
Fiscal Year - 2012-13**

Fund: 2418
Division: Law Enforcement
Organization: 151200 - LE/Operations

Object Expenditure Code Classification	2010-11 Expend	2011-12 Expend (Dec)	2011-12 Amended (Dec)	2012-13 Requested	<i>BUDGET</i>	
					2012-13 Recommend	2012-13 Approved
Personnel						
510100 Salaries & Wages - 1	30,481	22,448	47,004	47,500	46,349	47,500
510199 Special Overtime	2,778	917	500	3,000	3,000	3,000
511112 FICA - Employer's Portion	2,515	1,685	3,634	3,863	3,775	3,863
511114 Police Retirement - Employer's Portion	3,911	2,796	5,583	5,823	6,070	6,212
511120 Insurance Fund Contribution - 1	5,200	3,900	7,800	8,000	7,800	7,800
511130 Workers Compensation	1,138	799	1,596	1,697	1,658	1,697
515600 Clothing Allowance	600	400	800	800	800	800
519999 Personnel Contingency	0	0	0	0	1,217	0
* Total Personnel	46,623	32,945	66,917	70,683	70,669	70,872
Operating Expenses						
521000 Office Supplies	594	0	100	100	100	100
521200 Operating Supplies	401	0	100	500	500	500
521208 Police Supplies	268	0	0	0	0	0
522300 Vehicle Repairs & Maintenance - 1	0	8	600	600	600	600
524100 Vehicle Insurance - 1	0	392	546	546	546	546
524201 General Tort Liability Insurance	723	362	745	745	745	745
524202 Surety Bonds - 1	0	0	9	0	0	0
525004 WAN Service Charges - 1	76	262	720	720	720	720
525020 Pagers & Cell Phones - 1	86	129	660	720	720	720
525030 800 MHz Radio Service Changes - 1	229	229	540	720	720	720
525031 800 MHz Radio Maintenance Fee - 1	0	0	0	50	50	50
525041 E-mail Service Charges - 1	27	40	81	84	81	81
525210 Conference, Meeting & Training Expense	3,819	0	2,951	2,000	2,000	2,646
525400 Gas, Fuel and Oil	1,115	1,232	4,914	5,000	5,000	3,855
529903 Contingency	0	0	813	0	2,226	910
* Total Operating	7,338	2,654	12,779	11,785	14,008	12,193
** Total Personnel & Operating	53,961	35,599	79,696	82,468	84,677	83,065
Capital						
540000 Small Tools & Minor Equipment	107	0	0	0	0	0
540010 Minor Software	0	0	0	0	0	0
All Other Equipment	35,008	733	733	0	0	0
** Total Capital	35,115	733	733	0	0	0
*** Total Budget Appropriation	89,076	36,332	80,429	82,468	84,677	83,065

SECTION V. - PROGRAM OVERVIEW

The Sheriff's Department is noticing a marked increase in white-collar crimes throughout the County. White-collar crime is defined as a crime committed by a person of social status and respectable in their occupation. White-collar employees have a greater opportunity to commit fraud, bribery, insider trading, embezzlement, computer crime, identity theft, and forgery. A dedicated white-collar crime investigator will continue to combat the problems by actively working the specialized cases and preventing the escalation of white-collar crimes. Statistical data and detailed information gathered will aid in the investigations and patterns of the highly skilled professionals who are committing the white-collar crimes.

The Sheriff's Department is requesting the continuation of the white collar crime investigator to aggressively identify, detect, prosecute, educate, inform, and ensure the business world that a financial crime deserves a penalty just as a crime of force.

SECTION VI. B. – LISTING OF POSITIONS

Current Staffing Level:

	Positions	Full Time Equivalent		Total	Grade
		General Fund	Other Fund		
LE / Operations (Grant Positions)					
White Collar Crime Investigator	1	0	1	1	13
Totals:	1	0	1	1	

SECTION VI. C. – OPERATING LINE ITEM NARRATIVES

521000 – OFFICE SUPPLIES **\$ 100**

Office supplies requested are pens, file jackets, folders, diskettes, calendars and other general supplies that are used daily.

521200 – OPERATING SUPPLIES **\$ 500**

Operating supplies requested are audio and video tapes, memory cards, disks, batteries, and other supplies as required for the grant.

522300 – VEHICLE REPAIRS AND MAINTENANCE **\$ 600**

Vehicle repair and maintenance is needed for grant vehicles.

524100 – VEHICLE INSURANCE **\$ 546**

Vehicle insurance is required for the grant vehicle.

524201 – GENERAL TORT LIABILITY INSURANCE **\$ 745**

General Tort Liability Insurance is required for each person employed by the County.

525004 – WAN SERVICE CHARGES **\$ 720**

Air card service will be charged for the investigators to have wireless access to the web and other databases from other counties as well as LCSD to obtain immediate information on a person in question. (Air card service is estimated at \$60/month X 12 months = \$720)

525020 – PAGERS AND CELL PHONES **\$ 720**

The grant personnel are required to have a cell phone for safety purposes and for immediate communication with the department, county and other agencies. (Cell service is estimated at \$60/month X 12 months = \$720)

525030 – 800 MHZ RADIO SERVICE CHARGES **\$ 720**

Monthly service is required for the 800 MHz digital encrypt radios used by the gang investigators for communication purposes. (Radio service is estimated at \$60 X 12 months = \$720)

525031 – 800 MHz RADIO MAINTENANCE FEE **\$ 50**

A yearly service fee for maintenance on the radio is required to allow for 24-hour coverage.

525041 – E-MAIL SERVICE **\$ 81**

E-mail service is required for communication and to transfer documents by the white-collar crime investigator. (E-mail service is estimated at \$6.75 per month X 12 months = \$81)

525210 – CONFERENCE, MEETING & TRAINING EXPENSES **\$ 2,646**

The terms and conditions of the grants require that all grant employees attend at least two training conferences per year to make them more efficient and to be current for compliance with the laws governing the tasks of the gang investigators.

525400 – GAS, FUEL, AND OIL **\$ 3,855**

The grant reimburses the mileage at the GSA rate for the grant-funded personnel to allow them to travel to work and to scenes of investigation while performing their duties.



South Carolina Department of Public Safety
Office of Justice Programs

May 25, 2012

Mr. Joe Mergo
Interim County Administrator
Lexington County
212 South Lake Drive
Lexington, South Carolina 29072

RE: Justice Assistance Grant Program No. 1G12003
White Collar Crime Investigator

Dear Mr. Mergo:

I am pleased to provide you with a grant award approved by this office in the amount of \$72,609. In order to complete the contract for this award, it is necessary that the official authorized to sign the application return the original grant award with an original signature within 30 days from the date of this award. The signed original should be sent to:

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

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

Sincerely,

Burke O. Fitzpatrick
Administrator

BOF:tr

Enclosures

c: Ms. Nandalyn Heaitley
JAG Official File

SOUTH CAROLINA DEPARTMENT OF PUBLIC SAFETY
OFFICE OF JUSTICE PROGRAMS
POST OFFICE BOX 1993
BLYTHEWOOD, SOUTH CAROLINA 29016

GRANT AWARD

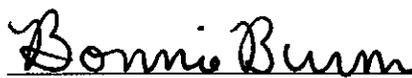
Subgrantee: Lexington County
Grant Title: White Collar Crime Investigator
Grant Period: 7/1/2012 - 6/30/2013 Date of Award: May 25, 2012
Amount of Award: \$72,609 Grant No.: 1G12003

In accordance with the provisions of the Edward Byrne Memorial Justice Assistance Grant Program (JAG), CFDA No. 16.738, and on the basis of the application submitted, the South Carolina Department of Public Safety hereby awards to the foregoing Subgrantee a grant in the federal amount shown above, for the projects specified in the application and within the purposes and categories authorized for Justice Assistance Grant program grants.

This grant is subject to the terms and conditions set forth in the application and to the special conditions attached to the grant award.

Payment of Funds: Grant funds will be disbursed to subgrantees (according to the project budget) upon receipt of evidence that funds have been invoiced and products received or that funds have been expended (e.g., invoices, contracts, itemized expenses, etc.). A copy of the Budget Detail Page of the grant application is available on our website for the subgrantee's use in completing the request for payment forms.

The grant shall become effective, as of the date of the award, upon return to Accounting-Grants of an originally signed copy of this form signed by the Official Authorized to Sign in the space provided below. This award must be accepted within thirty (30) days from the date above, and such quarterly and other reports required by the South Carolina Department of Public Safety must be submitted to Accounting-Grants in accordance with regulations.



Bonnie Burns, Program Manager
Office of Justice Programs

ACCEPTANCE FOR THE SUBGRANTEE

Signature of Official Authorized to Sign



Burke O. Fitzpatrick, Administrator
Office of Justice Programs

GRANT AWARD DATA: THIS AWARD IS SUBJECT TO SPECIAL CONDITIONS ATTACHED.



COUNTY OF LEXINGTON
PUBLIC WORKS DEPARTMENT
ENGINEERING

MEMORANDUM

DATE: June 18, 2012
TO: Joe Mergo, County Administrator
FROM: John Fechtel, Director of Public Works/Assistant County Administrator
RE: First Creek Road Condemnation Proposal for Right-of-Way

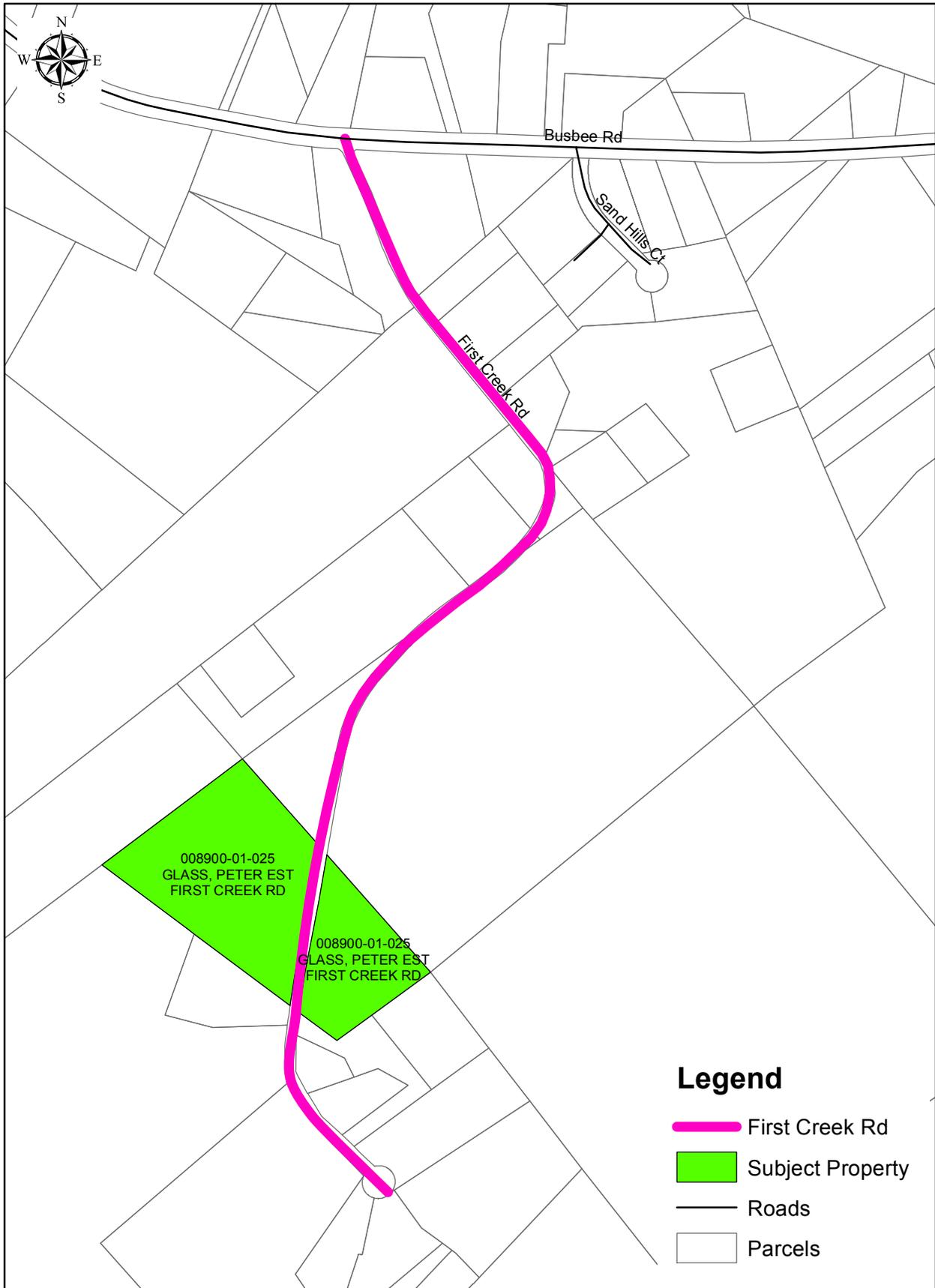
In an effort to asphalt pave First Creek Road, Lexington County Engineering staff has attempted to obtain the necessary right-of-way. At this time, all right-of-way has been secured except for the Peter Glass, Estate (TMS # 008900-01-025) as shown on the attached diagram. In order to confirm whether or not the necessary right-of-way can be secured, numerous attempts have been made to find the legal representative(s) for this estate. To date, no legal representative for this estate has been found. As a result, a confirmation regarding the requested right-of-way cannot be determined.

Since no legal representative for the Glass Estate can be found, Staff is requesting that County Council allow condemnation of a portion of this property (approximately 0.537 acres).

Please have this placed on the Public Works Committee agenda for review and approval. We also request that it be reported out that afternoon to County Council. If reporting out is delayed it will postpone the right-of-way acquisition another 30 days due to the summer Council schedule.

Attachments

FIRST CREEK ROAD



RESOLUTION

THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA, MEETING IN GENERAL SESSION THE 26TH DAY OF JUNE, TWO THOUSAND AND TWELVE, ADOPTED THE FOLLOWING:

WHEREAS, there exists a national obesity epidemic that is affecting the citizens of Lexington County, young and old; and

WHEREAS, according to the Centers for Disease Control and Prevention, one in three children are overweight or obese and the American people spend \$150 billion per year combating obesity-related illnesses; and

WHEREAS, the increasingly sedentary lifestyle of the American family is exacerbating the obesity problems of the country; and

WHEREAS, Springdale Elementary School and the Town of Springdale have partnered to create Cindy's Place, a joint-use Healthy Fitness Zone that will benefit all of the residents of Lexington County through exercise and education; and

WHEREAS, the Town of Springdale has a diverse population including a large number of senior citizens who have unique needs, requirements, and expectations for exercise activities; and

WHEREAS, Cindy's Place will include equipment that meets or exceeds accessibility standards set forth by the Americans with Disabilities Act of 1990; and

WHEREAS, the intergovernmental agreement between Springdale Elementary School and the Town of Springdale has the potential to serve as an example for governments throughout South Carolina, and the rest of the nation.

NOW, THEREFORE, BE IT RESOLVED that we, Lexington County Council, commend and support Cindy's Place Healthy Fitness Zone, the joint-use initiative put forth by Springdale Elementary School and the Town of Springdale, for the benefit of the residents of Lexington County.

William B. Banning, Sr., Chairman

Johnny W. Jeffcoat, Vice Chairman

James E. Kinard, Jr.

Frank J. Townsend, III

George H. "Smokey" Davis

Debra B. Summers

Bobby C. Keisler

K. Brad Matthews

M. Todd Cullum

ATTEST:

Diana W. Burnett, Clerk



**APPOINTMENTS
BOARDS & COMMISSIONS
June 26, 2012**

JIM KINARD

- **Assessment Appeals Board - Christopher Lykes**; term expires 09/21/12; *resigned effective 04/15/12*
- **Children's Shelter - Suzanne Hackett**; term expires 06/30/12; not eligible for reappointment

JOHNNY JEFFCOAT

- **Children's Shelter - Kimberly Thompson**; term expires 06/30/14; *resigned effective 07/10/12 due to relocation out of town*
- **Museum - Laura Howell**; term expired 11/01/11; *confirmed desire NOT to serve another term*

TODD CULLUM

- **Museum - Carol Metts**; term expires 11/01/13; resigned effective 06/27/11

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*

Midlands Workforce Development Board (7 appointments)

- **DSS - Richelynn Douglass**; term expires 06/30/12; eligible for reappointment; *confirmed desire to serve another term*
- **Labor - John Allen**; term expires 06/30/12; *nomination form attached for Brian Strickland for consideration*
- **Vocational Rehabilitation - Roy Hewett**; term expires 06/30/13; changed employment; Ineligible for reappointment; *nomination forms attached for 1) Darlene Graham and 2) Rhonda Pitts for consideration*

**** The following four (4) Private Sector appointments are open for nomination; attached are nomination forms for five (5) potential nominees for consideration; 1) Debby Lucas, 2) Anthony White, 3) Shanon Gardner, 4) William Edward (Eddie) Cogdill, and 5) Derek Burrell:**

1. **Private Sector - Eugene Rountree**; term expires 06/30/12; eligible for reappointment; *confirmed desire NOT to serve another term (due to illness)*
2. **Private Sector - Wallace Steadman**; term expires 06/30/13; eligible for reappointment; *unable to serve another term due to work schedule at this time*
3. **Private Sector - Marty T. Martin**; term expires 06/30/12; eligible for reappointment eligible for reappointment; *confirmed desire NOT to serve another term (due to illness)*
4. **Private Sector - Chevis Ballentine**; term expires 06/30/12; eligible for reappointment; *unable to serve another term due to work schedule at this time*

River Alliance

- **Mike Stamps** - term expires 06-26-13

Riverbanks Park Commission

- **Jan Stamps** - term expires 07/31/12; eligible for reappointment; *confirmed desire to serve another term*

Special Purpose Tax District

- **Golden Hill's Special Purpose Tax District**; Town of Lexington recommending nominee Kenneth Siegfried; see attached letter

Stormwater Advisory Board

- **Environmental Steward - Sue Green**; term expires 12/09/12; resigned effective 11/16/11

Johnny Jeffcoat



June 15, 2012

Lexington County Council
Mr. Johnny W. Jeffcoat, Vice Chairman
212 South Lake Drive, Suite 601
Lexington, SC 29072

Dear Mr. Jeffcoat:

Please allow this letter to serve as notification of my resignation from the Board of Trustees of the Nancy K. Perry Children's Shelter. My family is relocating to Austin, Texas at the end of July. My last meeting will be July 10, 2012.

I appreciate the opportunity to serve Lexington County in this capacity. Serving as Secretary during the past year has been a rewarding experience for me, and it has been a pleasure to work with the other Board members. The NKP Children's Shelter is definitely in good hands with Dr. Smith and Ms. Walls.

I would also like to take the opportunity to recommend Ms. Laura Thompson to fill my remaining term. Ms. Thompson works with Wells Fargo in Lexington and has a background of community involvement, including working with the YMCA. She would be an asset to the Board. You may reach her at (803) 609-3328. Her home address is 2431 Rolling Pines, Rd., Columbia, SC 29210.

Again, thank you for the opportunity to be a part of the NKP Children's Shelter.

Sincerely,

A handwritten signature in cursive script that reads "Kimberly M. Thompson".

Kimberly M. Thompson

cc: Dr. Jarrell Smith, Executive Director
Nancy K. Perry Children's Shelter

LEXINGTON COUNTY COUNCIL
BOARD/COMMISSION NOMINATION FORM

Name of Board/Commission: Midlands Workforce Development Board

Nominee: Brian Strickland

Address: 1454 Knotts Haven Loop Lexington SC 29073

Employed by: FEDERAL AVIATION ADMINISTRATION

Address: 2823-B AVIATION WAY, WEST COLUMBIA SC, 29170

Home Telephone: 803-957-1842 Business Telephone: 803-822-4421

Mobile Phone: 803-629-7055 Beeper Number: N/A

Fax Number: N/A

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

YES

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

FAMILY: WIFE CECILE (MARRIED 21+) PRESCHOOL TEACHER

2 SONS: IAN (20) JUNIOR USC AIKEN. SEAN(16) SOPHOMORE WHITE KNOLL H.S.

EDUCATION:

H.S. BROOKLAND-CAYCE, GRADUATED 1986

B.S. BUSINESS MANAGEMENT, COKER COLLEGE, SC 1996

A.S. AIRCRAFT MAINTAINANCE TECHNOLOGY, CCAF, 1996

A.S. ELECTRONIC SYSTEMS TECHNOLOGY, CCAF, 1997

LABOR ORGANIZATION:

STATE CHAPTER PRESIDENT (SC3) PROFESSIONAL AVIATION SAFETY SPECIALISTS
CONTRACT REPRESENTATIVE PROFESSIONAL AVIATION SAFETY SPECIALISTS
NATIONAL LABOR CONTRACT TEAM MEMBER 2011-2012 FAA-PASS CBA

COMMUNITY SERVICE/ ORGANIZATION MEMBERSHIPS:

MEMBER: VETERANS OF FOREIGN WARS VFW POST 9037.
MEMBER: KNIGHTS OF COLUMBUS #11325 CORPUS CHRISTI CATHOLIC CHURCH.
MEMBER: (FAAGC) FILIPINO-AMERICAN ASSOCIATION OF GREATER COLUMBIA
ORGANIZED "ROCK THE VETS 2011" BENEFIT CONCERT FOR THE WOUNDED WARRIOR
PROJECT, COLUMBIA NATIONAL GUARD ARMORY JULY 2011.

MILITARY SERVICE:

UNITED STATES AIR FORCE 1986-1989 HONORABLE DISCHARGE.
SOUTH CAROLINA AIR NATIONAL GUARD 1989-2001 HONORABLE DISCHARGE.
DESERT/STORM DESERT SHIELD VETERAN

WORK/ CAREER EXPERIENCE:

1989-1990: UNITED PARCEL SERVICE (PART-TIME), WEST COLUMBIA SC.

1991-2001: SOUTH CAROLINA AIR NATIONAL GUARD. FULL-TIME TECHNICIAN, AIRCRAFT
MECHANIC, PRECISION MEASUREMENTS ELECTRONICS LABORATORY TECHNICIAN,
METROLOGY & NAVIGATION TECHNICIAN.

2001-PRESENT: FEDERAL AVIATION ADMINISTRATION,
AIRWAYS TRANSPORTATION SYSTEMS SPECIALIST 2001-2011.
PROMOTED TO COORDINATOR 2011-PRESENT.

Submitted by: _____
Date: _____

**LEXINGTON COUNTY COUNCIL
BOARD/COMMISSION NOMINATION FORM**

Name of Board/Commission: Midlands Workforce Development Board

Nominee: Darline Graham

Address: 277 Bridleridge Rd. Lexington SC 29073

Employed by: SC Vocational Rehabilitation Department

Address: 1410 Boston Ave. West Columbia SC 29170

Home Telephone: _____ Business Telephone: 803-896-6668

Mobile Phone: 803-521-7220 Beeper Number: _____

Fax Number: 803-896-6510

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

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

B.S. Sociology

M.A. Rehabilitation Counseling

Submitted by: *Darline Graham*

Date: 1/30/12

LEXINGTON COUNTY COUNCIL
BOARD/COMMISSION NOMINATION FORM

Name of Board/Commission: Midlands Workforce Development Board

Nominee: Rhonda Pitts

Address: 425 Coops Court, W. Columbia, SC 29170

Employed by: SC Vocational Rehabilitation Dept.

Address: 1410 Boston Ave, W. Cola, SC 29171

Home Telephone: _____ Business Telephone: 803-896-8382

Mobile Phone: 864-642-7998 Beeper Number: _____

Fax Number: 803-896-6877

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

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

M. Ed in Counseling
LPC

Previously served on Workforce Development Board for Anderson,
Oconee & Pickens County.

Served on various halfway house boards in the upstate.
Currently serving on the SC Independent Living
Council.

Submitted by: Rhonda Pitts

Date: 1/30/12

LEXINGTON COUNTY COUNCIL
BOARD/COMMISSION NOMINATION FORM

Name of Board/Commission: Midlands Workforce Development Board

Nominee: Debby Lucas

Address: 1249 WE Jetcoat Road Gaston SC 29053

Employed by: Nucor Building Systems SE

Address: 200 Whetstone Road PO Box 1006 Swansea SE 29716

Home Telephone: - Business Telephone: 803 568 2100 x160

Mobile Phone: 803 960 2219 Beeper Number: -

Fax Number: Direct Fax 775-655-6032

Nominee aware of board/commission activities and responsibilities: YES

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

Graduated St. Matthews High School, Basic Bookkeeping certificate with O-C Tech College, Associates in Business Admin.

Member of SC American Payroll Association

Member of Society for Human Resource Management

Leader for Nucor's Adopt-A-High school volunteer service

Leader for Nucor's Redshirt Friday military service

Safety committee member for Nucor

Internal Auditor for Nucor's Environmental Management System

Currently hold position of Human Resource/Payroll Coordinator

Currently enrolled with Villanova University for Human Resource Management

Submitted by: Debby Lucas

Date: May 15, 2012

**LEXINGTON COUNTY COUNCIL
BOARD/COMMISSION NOMINATION FORM**

Name of Board/Commission: Midlands Workforce Development Board

Nominee: Anthony White

Address: 712 Leafy Bend Court Lexington SC 29073

Employed by: Akebono

Address: 201 Metropolitan Drive West Columbia SC 29170

Home Telephone: 803-546-6021 **Business Telephone:** 803-227-1323

Mobile Phone: 803-546-6021 **Beeper Number:** n/a

Fax Number: 803-822-2010

Is nominee aware of board/commission activities and responsibilities: .yes

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

I graduated from high school in 1988, joined the military and served 6 years in the US Airforce as flight engineer on a C130 aircraft. After my military service, I returned to school and earned a BA in Business from Saint Leo University in 2003. I've been working in training and organizational development for more than 12 years.

Submitted by: Anthony White

Date: 2-8-10

**LEXINGTON COUNTY COUNCIL
BOARD/COMMISSION NOMINATION FORM**

Name of Board/Commission: Midlands Workforce Development Board

Nominee: Shanon Gardner

Address: 248 Pine Bluff Lane West Columbia, SC 29170

Employed by: Prysman Group

Address: 700 Industrial Drive Lexington SC 29072

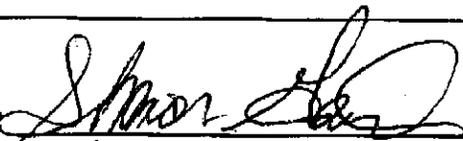
Home Telephone: 803-520-468 **Business Telephone:** 803-951-4826

Mobile Phone: 803-518-5045 **Beeper Number:** _____

Fax Number: 803-951-4828

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

Background information (include education, community- service activities, previous service on county boards/commissions): I have been employee by Pirelli / Prysman for 13 years, I oversee all of the BC work forces for the facility. I have never participated in or on a board commissions.

Submitted by: 

Date: 5/17/2012

**LEXINGTON COUNTY COUNCIL
BOARD/COMMISSION NOMINATION FORM**

Name of Board/Commission: Midlands Workforce Development Board

Nominee: William Edward Cogdill (Eddie)

Address: 181 Little Creek Drive, Leesville, SC 29070

Employed by: Berwick Offray LLC

Address: 832 Summerland Avenue, Batesburg, SC 29006

Home Telephone: 803-604-0363 Business Telephone: 803-532-3871

Mobile Phone: 803-528-9662 Beeper Number: _____

Fax Number: 803-532-1270

Is nominee aware of board/commission activities and responsibilities: Yes I am. I have worked with the Midlands Workforce Development Board in the past.

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

Education: Graduate of Laurens Dist. 55 High School, BA in Political Science from USC Columbia, Certificate in Pulp and Papermaking from The University of Maine, Classes in Pulp and Papermaking and Textiles from North Carolina State University, ISO 9000 Lead Assessor Certification from UNC Charlotte, numerous classes in Quality and Process/Continuous Improvement from Midlands Tech, Greenville Tech, and Hudson Valley Community College.

Community: Manufacturing Steering Committee of SC Chamber of Commerce, Economic Development Committee of B-L Chamber of Commerce, Board of Deacons Lake Murray Baptist Church, Served on City of Laurens Mechanical Board, Member of Palmetto #19 AFM, Board of Advisors for Midlands Technical College – Batesburg-Leesville Campus, Served on a Study Group for the SC Education Oversight Committee.

Submitted by: 

Date: May 18, 2012

**LEXINGTON COUNTY COUNCIL
BOARD/COMMISSION NOMINATION FORM**

Name of Board/Commission: Midlands Workforce Development Board

Nominee: Derek Burrell

Address: 33 Valkyrie Circle, Columbia, SC 29229

Employed by: CMC Steel SC

Address: 310 New State Rd, Cayce, SC 29033

Home Telephone: 803.606.2826 **Business Telephone:** 803.936.3870

Mobile Phone: 803.807.0252 **Beeper Number:** N/A

Fax Number: 803.936.3852

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

Background information (include education, community- service activities, previous service

on county boards/commissions):

BA Business Marketing and Management – University of South Carolina 2001

Currently seeking MBA – Webster University

United Way Campaign Coordinator – CMC Steel SC 2006-Present

March of Dimes Walk Coordinator – CMC Steel SC 2012

American Heart Association Board of Directors – Columbia SC 2009-11

Submitted by: Derek Burrell

Date: May 21, 2012

MAYOR
T. Randall Halfacre

TOWN OF LEXINGTON

TOWN ADMINISTRATOR
D. Britt Poole

MAYOR PRO-TEM
Hazel Livingston

MAILING ADDRESS
Post Office Box 397
Lexington, SC 29071

COUNCIL
Danny Frazier
Steve MacDougall
Kathy Maness
Todd Shevchik
Ted Stambolitis

INFORMATION
803-359-4164
www.lexsc.com

FAX
803-359-4460



June 5, 2012

Mr. Joe Mergo, County Administrator
Lexington County
212 South Lake Drive
Lexington, SC 29072

Dear Joe:

Ms. Susan Amick's resignation has resulted in an opening on the Golden Hill's Special Purpose Tax District. You will recall that three members sit on the Board as representatives of the Town of Lexington.

It is our understanding that the members of the Special Purpose Tax District are appointed by the County, and that the members representing the Town of Lexington are also appointed by the County after recommendation from the Town. To that effect, at its Council Meeting last night, the Town Council voted to recommend Mr. Kenneth Siegfried as the new member of the Special Purpose Tax District.

If there is anything else you need from the Town please do not hesitate to ask us. I would be pleased to offer any further information or documentation which you may require.

Sincerely,

Brad Cunningham, Municipal Attorney
Town of Lexington

cc: Britt Poole, Town Administrator

Town of Lexington
Application for Talent Bank

The Talent Bank is a file of volunteers who have expressed an interest in being appointed to a board, commission, committee or task group in the Town of Lexington. This information is reviewed by public officials who make such appointments. Applications remain in the active file for a period of two years from the date filed. All applications are subject to disclosure under the Freedom of Information Act.

Please print or type the following information and return it to the Town of Lexington, PO Box 397, Lexington, SC 29071-0397, marked Attention: Municipal Clerk.

NAME: KENNETH SIEGFRIED

NEIGHBORHOOD: GOLDEN HILLS

HOME ADDRESS: 317 PALMER DRIVE
LEXINGTON SC 29072-7476

BUSINESS ADDRESS: _____

TELEPHONE NUMBERS:
Home: 803 939 8382
Business: _____
Cell: 803 603 1780

E-MAIL ADDRESS:
Home: ksiegfried@sc.rr.com
Work: _____

ARE YOU A RESIDENT OF THE TOWN OF LEXINGTON? YES NO

WHAT IS THE LENGTH OF RESIDENCY IN LEXINGTON? 8 YEARS

DO YOU OWN PROPERTY IN THE TOWN OF LEXINGTON? YES NO

ARE YOU A REGISTERED VOTER? YES NO

Please indicate the one or two board(s), commission(s), committee(s) or task group(s) for which you feel particularly qualified and give your reasons:

Golden Hills Roads - Special Tax District Commission
would consider other options based upon the education
& experience that follows.

COUNTY OF LEXINGTON
Residential Rehabilitation Building Inspector
& Construction Manager

Evaluation Committee Report and Recommendation
Request for Proposal No. #P12004-05/24/12B

June 18, 2012

PURPOSE

The County of Lexington solicited proposals from potential qualified vendors to provide Residential Rehabilitation Building Inspector and Construction Manager services. These services are funded by the U.S. Department of Housing and Urban Development and administered under the Community Development Block Grant (CDBG) and the HOME Investment Partnerships Program.

The term of the contract shall be for one (1) year period with the option to extend four (4) additional one (1) year periods.

EVALUATION COMMITTEE

On September 13, 2011, County Council approved the use of the Request for Proposal (RFP) process to select residential rehabilitation building inspector and construction manager services. As required by the County's Purchasing Ordinance and RFP Criteria, an evaluation committee was appointed and approved by Katherine Hubbard, County Administrator; to include: Rhonda Dean, Community Development Administrator; Teri Evans, HOME Program Administrator; Jerryelyn Anderson, Community Development Assistant; Mike Moore, Building Official; Mark Kerley, Building Services Manager; and Jo Marie Brown, Procurement Officer (non-voting member).

SOLICITATION REQUIREMENTS

The required legal advertisements soliciting sealed, competitive proposals from qualified vendors were placed and appeared in the South Carolina Business Opportunities Publication on April 30, 2012. This advertisement was also posted on the Lexington County website and on Demandstar. An email was also sent to twelve (12) local vendors notifying them of the proposal availability.

Proposals were due and received by 4:00 p.m. May 24, 2012. At that time, the County received proposals from three (3) companies:

Associated Contractors
Mead & Hunt
Orion Construction Company

EVALUATION PROCESS AND RECOMMENDATION

On May 25, 2012, the Evaluation Committee began its evaluation process. Copies of the proposals were distributed to each committee member for his/her individual evaluation. The committee reviewed each proposal for responsiveness and deemed both Associated Contractors and Orion Construction Company non-responsive for failure to meet minimum qualifications.

The committee met on May 31, 2012, for the first evaluation meeting with detailed discussion of the individual evaluation of the proposal. The committee voted unanimously to proceed with entering into negotiations with Mead & Hunt of Lexington, South Carolina.

Negotiations were held on June 5, 2012 with Mead & Hunt, and the evaluation committee. Items negotiated included the consolidation of services and reduction of fees for services.

RECOMMENDATION

It is the recommendation of the committee to seek the award of this contract to Mead & Hunt as presenting the most comprehensive and responsive proposal for Residential Rehabilitation Building Inspector and Construction Manager Services.

The committee hereby submits this recommendation for County Council's consideration and approval.

Jo Marie Brown, CPPB
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8166

(F) 785-2240

DATE: June 19, 2012

TO: Joe G. Mergo III
County Administrator

THROUGH: Jeffrey A. Hyde
Procurement Manager

FROM: Jo Marie Brown
Procurement Officer

SUBJECT: Nursery Road Prefabricated Steel Truss Bridge
B12051-05/24/12B
Public Works

Competitive bids were solicited and advertised for the Nursery Road Prefabricated Steel Truss Bridge. We received four (4) responsive bids on May 24, 2012 (see attached Bid Tabulation).

The bids were evaluated by Susan Ruinen, PE, LPA Group; Randy Edwards, County Engineer; and Jo Marie Brown, Procurement Officer. It is our recommendation to award this project to Big R Manufacturing, LLC, as the lowest bidder for a total amount, including all applicable taxes, of \$524,415.00.

Funds are appropriated in the following account:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>
2700-121300-5R0106	Nursery Road Bridge Recon	\$1,192,021.29

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 June 26, 2012.

copy: Larry Porth, Director of Finance/Assistant County Administrator
John Fechtel, Director of Public Works/Assistant County Administrator
J. Randy Edwards, County Engineer

County of Lexington
Bid Tabulation

Bid # B12051-05/24/12B

Nursery Road Prefabricated Steel Truss Bridge

				Big R Bridge	Contech/US Bridge	Contech/US Bridge Alternate #1	Contech/US Bridge Alternate #2
Item #	Quantity	U/M	Description	Total Price	Total Price	Total Price	Total Price
1	1	Job	Provide all design, preparation of drawings, fabrication, shipping of the prefabricated steel truss bridge.	\$524,415.00	\$599,980.03	\$559,566.13	\$559,566.13
Total Bid				\$524,415.00	\$599,980.03	\$559,566.13	\$559,566.13

Bids Opened: May 24, 2012 @ 3:00 PM

 Jo Marie Brown, CPPB
 Procurement Officer

COUNTY OF LEXINGTON
Inmate Telephone Systems

Evaluation Committee Report and Recommendation
Request for Proposal No. #P12003-04/16/12B

June 18, 2012

PURPOSE

The County of Lexington solicited proposals from potential qualified vendors to provide local and long distance telephone service, including a recording/monitoring and video visitation system and equipment for the inmates at the Lexington County Detention Center-at no cost to the County.

The term of the contract shall be for an initial three (3) year period with the option to extend two (2) additional one (1) year periods.

EVALUATION COMMITTEE

On March 13, 2012, County Council approved the use of the Request for Proposal (RFP) process to select inmate telephone system services. As required by the County's Purchasing Ordinance and RFP Criteria, an evaluation committee was appointed and approved by Joe G. Mergo, III, County Administrator; to include: Major Kevin Jones, Detention Bureau Commander; Captain Mark Joyner, Assistant Detention Bureau Commander; Captain Luke Fossum, Assistant Bureau Commander of the Administration Bureau; Lieutenant Jeremy Vetter, Detention Support Services Division; Mike Phipps, Crime Scene Investigator; and Jo Marie Brown, Procurement Officer (non-voting member).

SOLICITATION REQUIREMENTS

The required legal advertisements soliciting sealed, competitive proposals from qualified vendors was placed and appeared in the South Carolina Business Opportunities Publication on March 19, 2012. This advertisement was also posted on the Lexington County website and on Demandstar. An email was also sent to four (4) security phone service vendors notifying them of the proposal availability.

A mandatory pre-proposal conference was held on April 5, 2012 and was attended by representatives from six (6) companies. Amendment One was issued on April 10, 2012 and extended the bid proposal due date to April 25, 2012. Proposals were due and received by 3:00 p.m. April 25, 2012. At that time, the County received proposals from three (3) vendors:

ICSolutions Advanced Technology
Legacy Inmate Communications
Securus Technologies

EVALUATION PROCESS AND RECOMMENDATION

On April 27, 2012, the Evaluation Committee began its evaluation process. Copies of the proposal were distributed to each committee member for his/her individual evaluation.

The committee met on May 17, 2012, for the first evaluation meeting with detailed discussions of the individual evaluation of the proposal and respective scoring of all criteria factor excluding cost. Each proposal under consideration was evaluated and scored on three (3) of the four (4) specific criteria areas as indicated in the RFP. The factors listed in the order of their relative importance follows: (1) Contractor Experience, (2) Financial Offering, (3) Ability to meet technical requirements, (4) Proposed project plan. At this time, the cost proposal packages were distributed to each committee member.

The committee met on May 23, 2012, for a committee meeting to collect the individual evaluation for the Proposed Cost of Inmate Phone Systems.

The outcome of the tabulated scores during that meeting resulted in a unanimous recommendation to enter into negotiations with Securus as presenting the most favorable and advantageous inmate phone services to Lexington County. Negotiations were held on June 12, 2012 with Securus, Major Kevin Jones and Jo Marie Brown present. Items negotiated included increasing the commission rate to 81% (current commission rate is 57%) and negotiating terms for video visitation systems.

RECOMMENDATION

It is the recommendation of the committee to seek the award of this contract to Securus as presenting the most comprehensive and responsive proposal for Inmate Phone Services.

The committee hereby submits this recommendation for County Council's consideration and approval.

Jo Marie Brown, CPPB
Procurement Officer

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8166

(F) 785-2240

DATE: June 19, 2012

TO: Joe G. Mergo III
County Administrator

FROM: Jeffrey A. Hyde
Procurement Manager

**SUBJECT: Roadway and Site Improvements for the Bush River Road Collection & Recycling Center
B12053-05/24/12H
Solid Waste Management**

Competitive bids were solicited and advertised for Roadway and Site Improvements for the Bush River Road Collection and Recycling Center on April 26, 2012. This project consists of providing labor, materials, and equipment for demolition, misc. earthwork, asphalt and concrete paving, and fencing work. We received three (3) responsive bids on June 12, 2012 (see attached Bid Tabulation).

The bids were evaluated by Kyle Clampitt, P.E., Alliance Consulting Engineers; Dave Eger, Director Solid Waste Management; and Jeffrey A. Hyde, Procurement Manager. It is our recommendation to award this project to Charlie Price Paving Company, Inc. as the lowest bidder for Base Bid Two (#2) and Option One (#1) for a total amount of \$231,256.25.

County funds are appropriated in the following account:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>
5700-121203-5AB5346	Construction Cost – Bush River	\$132,986.00

The total project amount compared to the account balances results in a funding deficit of \$98,270.25. Additional funding has been included in the FY13 budget and is pending final approval.

5700-121203-5ADXXX	To be determined	\$138,610.00
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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 June 26, 2012.

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

Bid Comparison Sheet

Roadway and Site Improvements for the Bush River Road Collection and Recycling Center in Lexington County, South Carolina

No.	Quantity	Unit	Item Description	Charlie Price Paving Company, Inc. ¹		Cherokee, Inc. ²		Plowden Construction Co., Inc.	
				Unit Cost	Total	Unit Cost	Total	Unit Cost	Total
1	1	LS	Mobilization/Bonds	\$1,500.00	\$1,500.00	\$15,000.00	\$15,000.00	\$20,000.00	\$20,000.00
2	0.4	AC	Clearing and Grubbing	\$4,000.00	\$1,600.00	\$15,000.00	\$6,000.00	\$15,000.00	\$6,000.00
3	1	LS	Demolition (Asphalt, Chain Link Fence, Bollard Removal)	\$4,500.00	\$4,500.00	\$8,500.00	\$8,500.00	\$10,000.00	\$10,000.00
4	250	CY	Earthwork	\$25.00	\$6,250.00	\$20.00	\$5,000.00	\$20.00	\$5,000.00
5	675	SY	8-inch Graded Aggregate Base Course	\$10.00	\$6,750.00	\$12.00	\$8,100.00	\$11.25	\$7,593.75
6	675	SY	1.5-inch Asphalt Binder Course (Type C)	\$8.75	\$5,906.25	\$9.70	\$6,547.50	\$9.50	\$6,412.50
7	675	SY	1.5-inch Asphalt Surface Course (Type C)	\$8.75	\$5,906.25	\$10.00	\$6,750.00	\$9.50	\$6,412.50
8	500	SY	7.5-inch Concrete Paving (w/ Dramix steel fiber reinforcement)	\$52.50	\$26,250.00	\$50.00	\$25,000.00	\$70.00	\$35,000.00
9	24	LF	24-inch RCP	\$35.00	\$840.00	\$50.00	\$1,200.00	\$35.00	\$840.00
10	1	LS	Striping	\$3,850.00	\$3,850.00	\$1,500.00	\$1,500.00	\$1,800.00	\$1,800.00
11	450	LF	6-foot High Galvanized Chain Link Fence (w/ Barbed Wire)	\$12.75	\$5,737.50	\$14.00	\$6,300.00	\$20.00	\$9,000.00
12	5	EA	Wiring Compactors (Conduit Included)	\$1,000.00	\$5,000.00	\$4,550.00	\$22,750.00	\$6,000.00	\$30,000.00
13	2	EA	Water Spigot (w/ Associated Appurtenances)	\$1,000.00	\$2,000.00	\$400.00	\$800.00	\$1,000.00	\$2,000.00
14	1	EA	Traffic-Rated Septic Tank Cover	\$3,000.00	\$3,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00
15	12	EA	6-inch Diameter Pipe Bollard	\$350.00	\$4,200.00	\$400.00	\$4,800.00	\$400.00	\$4,800.00
16	135	LF	Silt Fence	\$3.50	\$472.50	\$4.00	\$540.00	\$4.00	\$540.00
17	110	SY	Erosion Control Matting (North American Green SC-150)	\$6.75	\$742.50	\$5.00	\$550.00	\$4.00	\$440.00
18	15	SY	Rip Rap Outlet Protection	\$100.00	\$1,500.00	\$50.00	\$750.00	\$50.00	\$750.00
19	34	EA	Leyland Cypress (8-feet to 10-feet Tall)	\$175.00	\$5,950.00	\$425.00	\$14,450.00	\$200.00	\$6,800.00
20	0.2	AC	Grassing	\$425.00	\$85.00	\$3,000.00	\$600.00	\$3,000.00	\$600.00
TOTAL BASE BID NUMBER 1				\$92,040.00	\$92,040.00	\$137,137.50	\$137,137.50	\$155,988.75	\$155,988.75

NOTE: Please note that the following mathematical and submission errors were noted which did not impact the ranking of the low bidder.

- Charlie Price Paving Company, Inc. submitted a Total Base Bid Number 1 amount of \$95,205.00. An error was found on line items 2 and 20. Line item 2; the unit price was quoted as \$4,000.00 for 0.4 units for a total of \$4,000.00. The total for line item 2 should read \$1,600.00. This error reflects a decrease of \$2,400.00 for line item 2. Line item 20; the unit price was quoted as \$425.00 for 0.2 units for a total of \$85.00. The total for line item 20 should read \$85.00. This error reflects a decrease of \$765.00. The corrected Base Bid Number 1 total for Charlie Price Paving Company, Inc. is \$92,040.00, and has no effect on the ranking of the bids.
- Cherokee, Inc. submitted a Total Base Bid Number 1 amount of \$114,637.50. An error was found on line item 8. Line item 8; the unit price was quoted as \$50.00 for 500 units for a total of \$2,500.00. The total for line item 2 should read \$25,000.00. This error reflects an increase of \$22,500.00 in the submitted Base Bid Number 1 total. Unit costs for line items 1, 3 and 10 were not provided and have been interpolated for each lump sum item. The corrected Base Bid Number 1 total for Cherokee, Inc. is \$137,137.50, and has no effect on the ranking of the bids.



Bid Comparison Sheet

Roadway and Site Improvements for the Bush River Road Collection and Recycling Center in Lexington County, South Carolina

No.	Quantity	Unit	Item Description	Charlie Price Paving Company, Inc. ¹		Cherokee, Inc. ²		Plowden Construction Co., Inc. ³	
				Unit Cost	Total	Unit Cost	Total	Unit Cost	Total
1	1	LS	Mobilization/Bonds	\$1,500.00	\$1,500.00	\$25,000.00	\$25,000.00	\$35,000.00	\$35,000.00
2	1.4	AC	Clearing and Grubbing	\$9,000.00	\$12,600.00	\$15,000.00	\$21,000.00	\$15,000.00	\$21,000.00
3	1	LS	Demolition (Asphalt, Chain Link Fence, Bollard Removal)	\$6,250.00	\$6,250.00	\$8,500.00	\$8,500.00	\$10,000.00	\$10,000.00
4	1,500	CY	Earthwork	\$25.00	\$37,500.00	\$10.00	\$15,000.00	\$10.00	\$15,000.00
5	1,750	SY	8-inch Graded Aggregate Base Course	\$10.00	\$17,500.00	\$12.00	\$21,000.00	\$10.50	\$18,375.00
6	1,750	SY	1.5-inch Asphalt Binder Course (Type C)	\$8.75	\$15,312.50	\$9.00	\$15,750.00	\$8.40	\$14,700.00
7	1,750	SY	1.5-inch Asphalt Surface Course (Type C)	\$8.75	\$15,312.50	\$9.30	\$16,275.00	\$8.40	\$14,700.00
8	800	SY	7.5-inch Concrete Paving (w/ Dramix steel fiber reinforcement)	\$52.50	\$42,000.00	\$50.00	\$40,000.00	\$68.00	\$54,400.00
9	136	LF	24-inch RCP	\$35.00	\$4,760.00	\$45.00	\$6,120.00	\$30.00	\$4,080.00
10	24	LF	18-inch RCP	\$30.00	\$720.00	\$40.00	\$960.00	\$25.00	\$600.00
11	1	EA	Drop Inlet	\$1,750.00	\$1,750.00	\$2,000.00	\$2,000.00	\$2,500.00	\$2,500.00
12	1	LS	Striping	\$3,850.00	\$3,850.00	\$2,500.00	\$2,500.00	\$3,000.00	\$3,000.00
13	1,475	LF	6-foot High Galvanized Chain Link Fence (w/ Barbed Wire)	\$12.25	\$18,068.75	\$14.00	\$20,650.00	\$15.00	\$22,125.00
14	1	EA	30-foot Wide Swing Gate (w/ Barbed Wire)	\$2,250.00	\$2,250.00	\$1,500.00	\$1,500.00	\$4,000.00	\$4,000.00
15	2	EA	20-foot Wide Swing Gate (w/ Barbed Wire)	\$1,850.00	\$3,700.00	\$1,100.00	\$2,200.00	\$2,500.00	\$5,000.00
16	5	EA	Wiring Compactors (Conduit Included)	\$1,000.00	\$5,000.00	\$4,550.00	\$22,750.00	\$6,000.00	\$30,000.00
17	2	EA	Water Spigot (w/ Associated Appertenances)	\$1,000.00	\$2,000.00	\$400.00	\$800.00	\$1,000.00	\$2,000.00
18	1	EA	Traffic-Rated Septic Tank Cover	\$3,000.00	\$3,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00
19	12	EA	6-inch Diameter Pipe Bollard	\$350.00	\$4,200.00	\$400.00	\$4,800.00	\$400.00	\$4,800.00
20	725	LF	Silt Fence	\$3.50	\$2,537.50	\$4.00	\$2,900.00	\$3.00	\$2,175.00
21	1800	SY	Erosion Control Matting (North American Green SC-150)	\$6.75	\$12,150.00	\$4.00	\$7,200.00	\$3.00	\$5,400.00
22	115	SY	Rip Rap Outlet Protection	\$50.00	\$5,750.00	\$50.00	\$5,750.00	\$50.00	\$5,750.00
23	1	AC	Grassing	\$1,750.00	\$1,750.00	\$3,000.00	\$3,000.00	\$2,000.00	\$2,000.00
TOTAL BASE BID NUMBER 2				\$219,461.25	\$219,461.25	\$247,655.00	\$247,655.00	\$278,605.00	\$278,605.00
24	34	EA	Green Giant Abrovitae (15-gallon, 8' - 10' Height)	\$185.00	\$6,290.00	\$220.00	\$7,480.00	\$200.00	\$6,800.00
25	9	EA	Southern Magnolia (2-inch Caliper, 8' - 10' Height)	\$185.00	\$1,665.00	\$410.00	\$3,690.00	\$200.00	\$1,800.00
26	14	EA	Little Gem Magnolia (6' - 8' Height)	\$160.00	\$2,240.00	\$410.00	\$5,740.00	\$200.00	\$2,800.00
27	10	EA	Savannah Holly (6' - 8' Height)	\$160.00	\$1,600.00	\$320.00	\$3,200.00	\$150.00	\$1,500.00
TOTAL OPTION 1				\$11,795.00	\$11,795.00	\$20,110.00	\$20,110.00	\$12,900.00	\$12,900.00
TOTAL BASE BID NUMBER 2 WITH OPTION 1				\$231,256.25	\$231,256.25	\$267,765.00	\$267,765.00	\$291,505.00	\$291,505.00

NOTE: Please note that the following mathematical and submission errors were noted which did not impact the ranking of the low bidder.

- Charlie Price Paving Company, Inc. submitted a Total Base Bid Number 2 amount of \$215,861.30. An error was found on line item 2. Line item 2; the unit price was quoted as \$9,000.00 for 1.4 units for a total of \$9,000.00. The total for line item 2 should read \$12,600.00. This error reflects an increase of \$3,600.00 for line item 2. An error was found in the total amount. Total Base Bid Number 2; the total amount was quoted as \$215,861.30. The Base Bid Number 2 total as submitted should read \$215,861.25. This error reflects a decrease of \$0.05 in the submitted Base Bid Number 2 total. The corrected Base Bid Number 2 total for Charlie Price Paving Company, Inc. is \$219,461.25. These errors have no effect on the ranking of the bids.
- Cherokee, Inc. submitted a Total Base Bid Number 2 amount of \$247,655.00. Unit costs for line items 1, 3, 11, 12, 14, and 18 were not provided and have been interpolated for each lump sum item. The corrected Base Bid Number 2 total for Cherokee, Inc. is \$247,655.00, and has no effect on the ranking of the bids.



Bid Comparison Sheet

Roadway and Site Improvements for the Bush River Road Collection and Recycling Center in Lexington County, South Carolina

3. Plowden Construction Co., Inc. submitted a Total Base Bud Number 2 amount of \$278,605.00. An error was found on line item 13. Line item 13; the unit price was quoted as \$15.00 for 1,475 units for a total of \$22,175.00. The total for line item 13 should read \$22,125.00. This error does not reflect a change for the Total Base Bid Number 2, and has no effect on the ranking of the bids.

99





ORDINANCE 12-06
AN ORDINANCE ADOPTING AN ANNUAL BUDGET FOR
FISCAL YEAR 2012-2013

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

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

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

SECTION 1 - GENERAL

The fiscal year 2012-2013 County budget for Lexington County, South Carolina, a copy of which is attached hereto and incorporated herein by way of reference, is hereby adopted.

SECTION 2 – COUNTY-WIDE TAX LEVY

There shall be levied, for County operations and for County designated millage agencies (Midlands Technical College and Riverbanks Park) on all taxable property in Lexington County, sufficient taxes to fund the referenced budget in the number of mills allowed in Code Section 6-1-320.

County Ordinary	23.470
Law Enforcement	31.761
Fire Service	16.491
Library	6.211
Solid Waste	7.939
Indigent Care	0.887
Total County Operating Millage	86.759
Midlands Technical College	2.970
Midlands Tech – Capital	1.404
Riverbanks Park	1.093
Mental Health	0.500

SECTION 3 - DEBT SERVICE TAX LEVY

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

SECTION 4 – SPECIAL PURPOSE DISTRICT TAX LEVY

There shall be levied, for the special purpose districts (Lexington County Recreation and Aging Commission, Irmo-Chapin Recreation Commission, and Irmo Fire District) on all taxable property in their respective districts, sufficient taxes to fund their respective budgets in the number of mills, allowed in Code Section 6-1-320.

Lexington Recreation Commission	12.315
Irmo-Chapin Recreation Commission	13.354
Irmo-Fire District	16.491

SECTION 5 - BUDGETARY ESTIMATES

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

SECTION 6 - BUDGETARY CONTROL

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

Any departments which overspend their spending levels for two consecutive months shall have sufficient personnel in their department removed from the County payroll to fully compensate, prior to June 30, 2013, the impending overrun.

SECTION 7 - LINE ITEM CARRYOVERS

Any line items previously appropriated and/or properly encumbered as of June 30, 2012, shall be carried forward as an appropriation of fiscal year 2012-2013 upon the recommendation of the County Administrator, and by passage of a budgetary amendment resolution by County Council.

SECTION 8 - NEW GRANTS

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

SECTION 9 - OTHER MISCELLANEOUS RECEIPTS

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

SECTION 10 - LINE OF CREDIT AUTHORIZATION

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

SECTION 11 - SEVERABILITY

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

This Ordinance shall become effective July 1, 2012.

Enacted this _____ day of _____, 2012.

William B. Banning, Sr., Chairman

ATTEST:

Diana W. Burnett, Clerk

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

ORDINANCE NO. 12-07

AN ORDINANCE AMENDING SECTION D(3) OF ORDINANCE 07-18 SO AS TO ALLOW THE POTENTIAL ADDITION OF OTHER JOINT PARK PROPERTY TO BE SUBJECT TO THE FEE IN LIEU OF TAX DISTRIBUTION PROCEDURE AS SET FORTH IN SECTION D(3) OF ORDINANCE 07-18.

WHEREAS, County Council has previously determined that it would be fair and reasonable to distribute the fee in lieu of tax (FILOT) received from the Saxe Gotha Park among all the school districts in Lexington County; and

WHEREAS, the County has expended money in regard to the creation of other Joint Parks; and

WHEREAS, County Council has determined that there may be additional Joint Park property where it would be reasonable for the school district portion of the FILOT to be distributed among the various school districts; and

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE LEXINGTON COUNTY COUNCIL, AS THE GOVERNING BODY OF LEXINGTON COUNTY, SOUTH CAROLINA, IN MEETING DULY ASSEMBLED AS FOLLOWS:

Section 10 of Ordinance 95-12, which was subsequently amended by Ordinance 96-2, which was subsequently amended by Ordinance 97-15 and which was thereafter amended by Ordinance 07-18, is hereby amended as follows:

Section 1. Section D (3) is hereby amended to state as follows:

The FILOT received from the Saxe Gotha Industrial Park and any other Joint Park property as may hereafter be designated and added by Resolution of County Council, for the school district portion of the fee, shall be paid to each of the five Lexington County school districts based on the following terms:

- (1) Fifty (50) percent of the property tax received shall be paid on the basis of the school district's prior year 135 day average daily membership (ADM) as compared to all the ADM's of all the school districts for the prior year, excluding from the calculation, the ADM attributable to any portion of a school district not within Lexington County.

- (2) Fifty (50) percent of the property tax received shall be paid on the basis of the school district's Lexington County population according to the most recent United States Census as compared to the population of the County as a whole, also, according to the most recent United States Census.

Except as stated herein for distribution of the school fee for the Saxe Gotha Park property and any other Joint Park property that may be added as set forth herein, all other terms set forth in Section 10 shall be applicable to all such properties.

Section 2. All provisions of prior Ordinances not specifically amended herein shall remain valid.

Section 3. Effective date: This Ordinance shall become effective upon its enactment.

Enacted this ____ day of _____, 2012.

LEXINGTON COUNTY, SOUTH CAROLINA

William B. Banning
Chairman, Lexington County Council

ATTEST:

Diana W. Burnett
Clerk to Council

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



COMMITTEE REPORT

RE: FY 2012 Bulletproof Vest Partnership (BVP) Program Applications

DATE: June 20, 2012

COMMITTEE: Justice

MAJORITY REPORT: Yes

The Justice Committee met on Thursday, June 14, 2012, to review a grant application request from the Sheriff's Department for the FY 2012 Bulletproof Vest Partnership (BVP) Program.

Chief Keith Kirchner presented a request to apply for the Bulletproof Vest Partnership grant in the amount of \$30,843. There is a fifty percent County match required at \$15,421.50. The funds will be used to purchase 50 new replacement vests for the Sheriff's Department.

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



COMMITTEE REPORT

RE: FY 2012 State Criminal Alien Assistance Program Application

DATE: June 20, 2012

COMMITTEE: Justice

MAJORITY REPORT: Yes

The Justice Committee met on Thursday, June 14, 2012, to review a grant application request from the Sheriff's Department for the FY 2012 State Criminal Alien Assistance Program (SCAAP).

Chief Keith Kirchner presented a request to apply for the State Criminal Alien Assistance Program (SCAAP) through the U.S. Department of Justice. The program grant is a 100 percent grant that will offset the expense of housing criminal aliens for at least four consecutive days in the Lexington County Detention Center. There is no County match required. A portion of the funds will go to Justice Benefits, Inc. for services provided and the remaining funds will provide for jail personnel's salaries.

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