

**AGENDA**  
**LEXINGTON COUNTY COUNCIL**  
**Committee Meetings**  
**September 11, 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. - Planning and Administration**

- (1) History of Off-Site Signage (Goal 2) - Planning & GIS - Charlie Compton, Director of Planning and GIS
- (2) Old Business/New Business
- (3) Adjournment

**2:15 p.m. - 2:25 p.m. - Justice**

- (1) Incident Management Team Grant Application (Goal 1) - Sheriff's Department - Allan Paavel, Colonel ..... A
- (2) State Homeland Security Grant Application (Goal 1) - Sheriff's Department - Allan Paavel, Colonel..... B
- (3) Old Business/New Business
- (4) Adjournment

**2:25 p.m. - 2:30 p.m. - Health and Human Services**

- (1) Narrowbanding Grant Application (Goal 1) - Public Safety/Fire Service - David Kerr, Director of Public Safety ..... C
- (2) Old Business/New Business
- (3) Adjournment

**2:30 p.m. - 2:45 p.m. - Public Works & Solid Waste Management**

- (1) National Flood Insurance Program (NFIP) Community Rating System 5-Year Verification - Public Works - Chris Stone, Floodplain Manager ..... D
- (2) West Columbia and Cayce C-Fund Request - Public Works - Jim Starling, Engineering Associate III..... E
- (3) Old Business/New Business
- (4) Adjournment

**2:45 p.m. - 2:55 p.m. - County Transportation (CTC)**

- (1) DBE Annual C-Fund Report for FY 2012 (Goal 1) - Public Works - Jim Starling, Engineering Associate III ..... F
- (2) Old Business/New Business
- (3) Adjournment

**2:55 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.

**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

**Health & Human Services**

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

**Public Works & Solid Waste Management**

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

**County Transportation (CTC)**

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

**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**

**September 11, 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**

**Presentation of Resolution**

(1) Presentation of First Purple Heart County Presented by Councilman Keisler

**Administrator's Report**

**Employee Recognition - Joe Mergo, County Administrator**

**Resolutions**

**Appointments**

(1) Boards and Commissions ..... G

**Bids/Purchases/RFPs**

(1) Fleet Vehicle Replacements for Library and Motor Pool-Fleet Services..... H

(2) Request for Approval to Utilize the Request for Proposal Qualifications Process for Bulk  
Delivery of Unleaded Gasoline and Diesel for Fleet Services - Fleet Services ..... I

(3) One (1) Wireless Access Point (Replacement) - Information Services ..... J

(4) HDPE Smooth Type S Pipe-Term Contract-Public Works..... K

(5) Request for Approval to Utilize the Competitive Sealed Proposal Process for the Lexington  
County Detention Center Camera Project - Sheriff's Department ..... L

(6) Electronic Equipment Recycling-Solid Waste Management..... M

(7) Granular Flocculant 06-Term Contract-Solid Waste Management ..... N

(8) Safe-T-Tank 500 Gallon Waste Gas/Oil Mixture Tank - Sole Source-Solid Waste  
Management..... O

**Committee Reports**

**Planning & Administration, D. Summers, Chairman**

- (1) CDBG Minor Home Repair Program Request for Reallocation of Funds ..... P
- (2) FY 2012-13 Home Investment Partnership Program ..... Q

**Justice, S. Davis, Chairman**

- (1) Incident Management Team Grant Application..... A
- (2) State Homeland Security Grant Application ..... B

**Health & Human Services, B. Matthews, Chairman**

- (1) Lexington Medical Center Practice Update..... R
- (2) Narrowbanding Grant Application ..... C

**Ordinance(s)**

- (1) Ordinance 12-10 - Ordinance Finding that the Richland/Lexington Riverbanks Parks District May Issue Not Exceeding \$32,000,000 G.O. Bonds and Provide for the Publication of Notice of the Said Findings and Authorization - 3<sup>rd</sup> and Final Reading ..... S
- (2) Ordinance 12-11 - An Ordinance to Amend Article III, Division 2, Sections 34-92 (Powers, Duties, and Authority of Lexington County Health Services District) of the Lexington County Code - 1<sup>st</sup> Reading..... T
- (3) Ordinance 12-09 - Ordinance Authorizing an Amendment to the Agreement for Development of Joint County Industrial Park Between Newberry and Lexington County to Add F.G. Wilson (USA) LLC - 3<sup>rd</sup> & Final Reading ..... U
- (4) Ordinance 12-1 - An Ordinance Amending the Lexington County Landscape and Open Space Ordinance - 3<sup>rd</sup> and Final Reading ..... V

**Budget Amendment Resolutions**

**OLD BUSINESS/NEW BUSINESS**

**EXECUTIVE SESSION/LEGAL BRIEFING**

**MATTERS REQUIRING A VOTE AS A RESULT OF EXECUTIVE SESSION**

**ADJOURNMENT**



**COUNTY OF LEXINGTON  
INCIDENT MANAGEMENT TEAM  
Annual Budget  
Fiscal Year - 2012-13**

Object Code	Revenue Account Title	Actual 2010-11	Received Thru Jun 2011-12	Amended Budget Thru Jun 2011-12	Projected Revenues Thru Jun 2011-12	Requested 2012-13	Recommend 2012-13	Approved 2012-13
<b>* Incident Management Team 2485:</b>								
<b>Revenues:</b>								
457000	Federal Grant Income	0	0	0	0	50,000	50,000	
801000	Op Trn from General Fund	0	0	0	0	0	0	
<b>** Total Revenue</b>		<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>50,000</u>	<u>50,000</u>	
<b>***Total Appropriation</b>					0	50,000	50,000	
FUND BALANCE								
Beginning of Year					<u>0</u>	<u>0</u>	<u>0</u>	
FUND BALANCE - Projected								
End of Year					<u><u>0</u></u>	<u><u>0</u></u>	<u><u>0</u></u>	

Fund: 2485  
Division: Law Enforcement  
Organization: 151200 - LE/Operations

Object Expenditure Code	Classification	2010-11 Expend	2011-12 Expend (Jun)	2011-12 Amended (Jun)	2012-13 Requested	<i>BUDGET</i> 2012-13 Recommend	2012-13 Approved
<b>Personnel</b>							
<b>* Total Personnel</b>			<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Operating Expenses</b>							
<b>* Total Operating</b>			<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>**Total Personnel &amp; Operating</b>			<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Capital</b>							
(1)	Box Truck w/ Lift Gate	0	0	0	50,000	50,000	
<b>**Total Capital</b>			<b>0</b>	<b>0</b>	<b>0</b>	<b>50,000</b>	<b>50,000</b>
<b>** Total Budget Appropriation</b>			<b>0</b>	<b>0</b>	<b>0</b>	<b>50,000</b>	<b>50,000</b>

## SECTION V. - PROGRAM OVERVIEW

The Lexington County Sheriff's Department is dedicated to the management and operations of the South Carolina Midlands Regional Incident Management Team. The midlands area covers eleven counties in the state. These counties are; Aiken, Allendale, Barnwell, Edgefield, Fairfield, Kershaw, Lexington, McCormick, Newberry, Richland, and Saluda. This team will be available to respond to these counties to provide assistance in incident management as well as provide assistance to the other Type III IMT units in South Carolina. The team is trained to provide support for incident management or to take command as requested by the local jurisdiction helping to achieve the implementation of the National Incident Management System. The team is made up of members from several departments throughout the region with a representative from each Special Operations Division of Law Enforcement, Public Safety, Emergency Management and Fire Service on a committee that makes decisions on the procurement of equipment and decisions regarding training, projects, and policies.

This project will provide the necessary transportation and storage for the equipment purchased on the previous 8SHSP43 and 9SHSP12 grants for ready deployment to any location that is deemed necessary for the acts of terrorism or emergency situation as required by FEMA. This transport vehicle must be able to transport very heavy equipment and must be able to store the equipment in an enclosed area. A lift gate for loading and unloading the heavy equipment at the incident scene is also a necessity.

**SECTION VI. D. –CAPITAL LINE ITEM NARRATIVES**

**5AD - (1) BOX TRUCK WITH LIFT GATE **\$ 50,000****

The Midlands Incident Management Team under the leadership of the Lexington County Sheriff's Department is requesting a heavy duty box truck with a lift gate for the hauling and the storage of the Western Shelter, the air conditioning units and the three generators purchased by the Homeland Security grant. The vehicle must be capable of hauling 3000 pounds of equipment to incident scenes for set up and for use.



**COUNTY OF LEXINGTON  
STATE HOMELAND SECURITY GRANT  
Annual Budget  
Fiscal Year - 2012-13**

Object Code	Revenue Account Title	Actual 2010-11	Received Thru Jun 2011-12	Amended Budget Thru Jun 2011-12	Projected Revenues Thru Jun 2011-12	Requested 2012-13	Recommend 2012-13	Approved 2012-13
<b>* State Homeland Security Grant 2476:</b>								
<b>Revenues:</b>								
457000	Federal Grant Income	0	0	0	0	39,224	39,224	
801000	Op Trn from General Fund	0	0	0	0	0	0	
<b>** Total Revenue</b>		<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>39,224</u>	<u>39,224</u>	
<b>***Total Appropriation</b>					0	39,224	39,224	
FUND BALANCE								
Beginning of Year					<u>0</u>	<u>0</u>	<u>0</u>	
FUND BALANCE - Projected								
End of Year					<u><u>0</u></u>	<u><u>0</u></u>	<u><u>0</u></u>	

Fund: 2476  
Division: Law Enforcement  
Organization: 151200 - LE/Operations

Object Expenditure Code	Classification	2010-11 Expend	2011-12 Expend (Jun)	2011-12 Amended (Jun)	2012-13 Requested	<i>BUDGET</i> 2012-13 Recommend	2012-13 Approved
<b>Personnel</b>							
<b>* Total Personnel</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Operating Expenses</b>							
<b>* Total Operating</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>**Total Personnel &amp; Operating</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Capital</b>							
(2)	Inflatable Rescue Boats w/ Accessories	0	0	0	39,224	39,224	
<b>**Total Capital</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>39,224</b>	<b>39,224</b>	
<b>** Total Budget Appropriation</b>			<b>0</b>	<b>0</b>	<b>0</b>	<b>39,224</b>	<b>39,224</b>

## SECTION V. - PROGRAM OVERVIEW

The Lexington County Joint Rescue and Recovery Team is a multi-department rescue team that includes members from Aviation, Marine Patrol, SWAT, Dive Team, EMS Paramedics, and the Fire Department emergency rescue team Members. The Lexington County Joint Rescue and Recovery Team is requesting inflatable boats, motors, and accessories to respond to any type of water disasters such as: chemical spills on water, possible explosives at a hydro electric water plant facility, aircraft downed in Lake Murray, water plants or any type of disaster that requires an all hazards recovery team.

Upon the formation of the Lexington County Joint Rescue and Recovery Team, the combined agencies saw an immediate need for rescuers in All Hazards Water recover. A team was formed and members have joined the team. Some of these members have been trained in hazardous water rescue and recovery, swift-water rescue and recovery and diving under hazardous conditions. The new members from agencies that have joined the team are scheduled to be trained in the spring. The team and the training they receive will greatly enhance the water rescue capabilities and will be an asset to the Midlands Region Homeland Security teams by protecting and serving the citizens of Lexington County and the surrounding areas to include the State of South Carolina.

**SECTION VI. D. –CAPITAL LINE ITEM NARRATIVES**

**5AD - (2) Inflatable Rescue Boats with Accessories \$ 39,224**

The Lexington County Joint Rescue and Recovery Team is requesting inflatable boats, equipment, motors, and accessories to respond to any type of water related disasters such as: chemical spills on water, possible explosives at a hydro electric water plant facility, aircraft downed in Lake Murray, water plants or any type of disaster that requires an all hazards recovery team. The inflatable rescue boats will be 13'5" with 30hp motors equipped with prop guards, extra props, and galvanized trailers. Other related boating rescue equipment such as helo lift slings, navigation lights kits, rechargeable LED search lanterns, approved fuel bladders, basic first aid kits in waterproof containers, storage containers, small personal water craft battery in mounted box, and other needed items will be required to equip the rescue boat according to standards.



**COUNTY OF LEXINGTON  
NARROWBANDING PROJECT  
Annual Budget  
Fiscal Year - 2012-13**

Object Code	Revenue Account Title	Actual 2010-11	Received Thru Jun 2011-12	Amended Budget Thru Jun 2011-12	Projected Revenues Thru Jun 2011-12	Requested 2012-13	Recommend 2012-13	Approved 2012-13
<b>* Narrowbanding Project 4518:</b>								
<b>Revenues:</b>								
457000	Federal Grant Income	0	0	0	0	39,456	39,456	
801000	Op Trn from General Fund	0	520,000	520,000	520,000	0	0	
<b>** Total Revenue</b>		<b>0</b>	<b>520,000</b>	<b>520,000</b>	<b>520,000</b>	<b>39,456</b>	<b>39,456</b>	
<b>***Total Appropriation</b>					<b>520,000</b>	<b>39,456</b>	<b>39,456</b>	
FUND BALANCE								
Beginning of Year								
					<b>0</b>	<b>0</b>	<b>0</b>	
FUND BALANCE - Projected								
End of Year								
					<b>0</b>	<b>0</b>	<b>0</b>	

Fund: 4518  
Division: Public Safety  
Organization: 131500 - Fire Service

Object Expenditure		2010-11	2011-12	2011-12	2012-13	<b>BUDGET</b>	
Code	Classification	Expend	Expend (Jun)	Amended (Jun)	Requested	2012-13 Recommend	2012-13 Approved
<b>Personnel</b>							
<b>* Total Personnel</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Operating Expenses</b>							
520705	Professional Implementation	0	95,387	190,774	0	0	
520706	Programming Services	0	4,070	8,140	0	0	
520707	Narrowbanding Programming	0	11,448	22,899	0	0	
522051	Communication Tower Maintenance	0	0	13,500	16,999	16,999	
523206	Communication Tower Lease	0	0	10,800	10,800	10,800	
523207	Communication Tower Building Lease	0	0	1,037	1,037	1,037	
525005	Fiber Optic Service Charges	0	0	10,620	10,620	10,620	
<b>* Total Operating</b>		<b>0</b>	<b>110,905</b>	<b>257,770</b>	<b>39,456</b>	<b>39,456</b>	
<b>**Total Personnel &amp; Operating</b>		<b>0</b>	<b>110,905</b>	<b>257,770</b>	<b>39,456</b>	<b>39,456</b>	
<b>Capital</b>							
549904	Capital Contingency	0	0	95,427	0	0	
	All Other Equipment	0	87,462	166,803	0	0	
<b>**Total Capital</b>		<b>0</b>	<b>87,462</b>	<b>262,230</b>	<b>0</b>	<b>0</b>	
<b>** Total Budget Appropriation</b>		<b>0</b>	<b>198,367</b>	<b>520,000</b>	<b>39,456</b>	<b>39,456</b>	



County of Lexington  
Department of Public Safety  
FIRE SERVICE DIVISION



August 31, 2012

To: Director Charles McNair, Cayce DPS  
Captain Tommy Robertson, SLED

From: Eddie Turner, Administrative Fire Chief  
Lexington County Fire Service

Reference: Lexington County Proposal for SC Homeland Security Grant

Lexington County is investing a total estimated cost of \$454,951 to address interoperable communication needs. We are attaching the Lexington County Grant Proposal requesting funding in the amount of \$39,456. Our grant proposal is for the maintenance portion of updates to our VHF radio system to all Lexington County to continue to maintain VHF capabilities with our regional response partner, and to allow us to continue to use pagers for Fire and EMS response. With the upgrades, we will have addressed VHF shortfalls and will complete the narrow band requirements. Radios and pagers are now narrow band ready and are compatible with the new narrow banded infrastructure.

The contacts for this grant proposal are:

Eddie Turner Administrative Fire Chief (o) 803.785.8632 or (c) 803.518.7709

Mike Vantroost Accreditation Manager (o) 803.785.5036 or (c) 803.223.5155

Thank you for your consideration of our grant proposal.

Eddie Turner

436 Ball Park Road • Lexington, South Carolina • 29072  
Phone (803) 785-8287 Fax (803) 785-8589  
E-Mail: [lcfsl@lex-co.com](mailto:lcfsl@lex-co.com)

# Reverted Funds Proposals for The Homeland Security Grant Program <sup>1</sup> *Investment Justification Worksheet*

*Guidance: Write proposals to address: 1) Interoperable communications needs—in particular to include VHF & UHF shortfalls & to address completion of narrow banding requirements; and/or 2) Maintenance, sustainment or focused improvement of the Homeland Security teams (i.e. WMD/Hazmat (COBRA), EOD, SWAT, IMT, US&R, RMAT, CERT, CART, etc.). All projects must be completed by midsummer—2012. Specific deadlines (June 30, July 31 or Aug 31) will depend on the grant funds available.*

*Instructions: Please fill in all blocks of this form with the requested information and submit to the SAA by Wednesday, March 7, 2012. The form can be emailed to Chris Simpson ([csimpson@sled.sc.gov](mailto:csimpson@sled.sc.gov)) or Robert Connell ([rconnell@sled.sc.gov](mailto:rconnell@sled.sc.gov)). If you have any questions, you can e-mail us as indicated. Please name your submitted Word file(s) as follows (Your Jurisdiction, Agency, Team or Communications System): Jurisdiction AgencyTeam, For example if my jurisdiction was Charleston County and my agency was the Sheriff's Department and I had an EOD project the file name would be: CharlestonCoSheriffEOD. If my jurisdiction was Edgefield County and I was with the Fire Department and I needed VHF radio support, the file name would be: EdgefieldCoFireVHF.*

*Based on past experience and required inputs to DHS, this Investment worksheet has been provided to aid you in drafting your investment proposal for provision to the SC State Administrative Agency (SLED), Homeland Security Program Office. If your proposal is accepted, additional application information will be required at a later time.*

## Helpful Tools

### **Spell Check:**

1. Click on the **[Tools]** menu
2. Select **[Spelling]**
3. The Spelling box will appear, indicating misspelled words and suggested corrections

**Investment Proposal Identification**

**Grant**

HSGP

**Jurisdiction &  
Agency Name:**

Lexington County, Public  
Safety

**Funding Request (\$):**

\$39,456

**Investment Name:**

Lexington County VHF Pager/Radio System

**Investment Phase (*New or Ongoing*):**

New

**Regional Investment (Yes or No)**

Yes

**If yes, with which Counties?**

All counties in the state who maintain a VHF system for emergency mobilization support to Lexington County. This also allows Lexington County to continue to maintain a VHF capability to respond to other regional partners.

**I.A. Baseline – Any Other Funding - Request Name and Funding**

***If the Investment was funded in any previous request, please provide the name of the grant and the total amount of funding that was dedicated to this Investment, if any.***

None

***Previous funding:***

None

**I.B. Provide a brief description of this investment and what capabilities will be built or maintained/sustained. Include the planning, organization, equipment, training and/or exercises that will be involved.**

This grant will be used by Lexington County to fund the construction/installation of one VHF simulcast site to augment a county-wide, Very High Frequency (VHF), simulcast, pager and two-way radio communications system. This system has been approved to replace the existing system infrastructure, which currently operates at 25 kHz, which when narrow banded to 12.5 kHz, will no longer provide adequate coverage of the county (less than 50%). This VHF communications system is used to tone/alert over 300 career and volunteer fire fighters and over 140 Emergency Medical Services Personnel. This system is also used to communicate with regional hospitals during the transport of patients by EMS. This system will also provide Lexington County with a backup or supplemental communications system, in the event that the County's primary, Palmetto 800, system fails. During regional disasters and emergencies in Lexington County this system will allow for communications interoperability between Lexington County Emergency Agencies and responders from outside partner agencies. Lexington County's current inventory of VHF pagers and radios are narrow band ready and are compatible with this new narrow banded infrastructure.

**I.C. Describe existing capability levels prior to the use of funds.**

*Applicants should provide a clear description of existing capability levels.*

Currently, Lexington County's VHF system is operated from one tower with a single VHF transmitter operating in wideband (25 kHz) mode. This system currently provides 85% to 90% VHF coverage of Lexington County. There are many coverage challenges in the far Northern, Western and Southern portions of the County. When narrow banded to 12.5 kHz this system will provide less than 50% coverage. The Lexington County council recently approved a concept for a three tower, VHF Simulcast system, at a cost of \$380,495 and annual maintenance and tower rental costs of \$39,456. However, even with this new system, Lexington County will still realize some coverage shortfalls especially in the Northern and Southern regions of the County.

**I.D. Explain the capability gap(s) that this Investment is intended to address.**

*Applicants should describe gaps between existing capabilities, as identified in Section I.C, and desired capability described in I.B.*

When the unfunded, FCC mandate becomes effective on January 1, 2013, Lexington County will be forced to begin operating in narrow band mode (12.5 kHz), which will reduce the VHF pager and radio coverage of the county to less than 50%. Many of these projected losses are in densely populated municipalities. This lack of coverage throughout the county will prevent the immediate alerting of our fire and EMS personnel from our dispatch center. This will drastically increase response times, which will likely result in increased human and property losses across the county. Additionally, without this VHF system Lexington County will not be able to communicate with emergency response agencies that operate on the VHF spectrum, including the Columbia Airport. This will drastically hinder response efforts in an emergency. Lastly, the Insurance Services Organization (ISO) provides Public Protection Category (PPC) assessments for fire departments. As part of this assessment the ability to alert emergency responders and the ownership of the communications system are critical. The loss of system ownership or a significant reduction in coverage could result in an increase to Lexington County’s ISO PPC rating. This higher ISO rating could result in significant increases in property insurance premiums for the over 260,000 residents across our 765 square mile county. Even after the installation of the new VHF, Simulcast communications system, Lexington County will still have coverage shortfalls in the many parts of the County. Additionally, the contract which is currently being developed with Motorola, does not include any replacement equipment, which in case of a total loss of a site due to lightning or natural disaster, will greatly slow recovery operations, which could take weeks instead of days.

**II.A. Funding Plan**

***Provide the total estimated cost for the period of performance for this Investment by completing the following table:***

- ***Provide solution area costs (including personnel); for funding sources other than Homeland Security funds, identify the funding source***
- ***For each solution area that has an associated funds request, provide a brief summary description of the planned expenditures (including personnel)***

	Homeland Security Grant Program Request	Other Funding Sources Applied	Grand Total
<b>Planning</b>	0	0	0
<b>Equipment</b>	\$39,456	\$415,495	\$454,951
<b>Training</b>	0	0	0
<b>Exercises</b>	0	0	0
<b>Total</b>	\$39,456	\$415,495	\$454,951

**Planning**

Lexington County, in cooperation with communications industry experts and partner agencies, has conducted an exhaustive study to determine the widest VHF coverage area at the best value to our citizens. No Funding Requested.

## Equipment

On 3 Feb 2012, Lexington County Council approved to replace the transmitting portion of the VHF communications system on three towers at a cost of \$380,495. The new system will interface with existing dispatcher consoles, radios, and pagers. This approval includes the cost to narrow band existing user equipment. **(No Grant Funds - County portion of new system)**

Lexington County **requests grant funds** to cover the annual maintenance for 3 towers at a total cost of \$39,456. This will ensure that the system is working to its full capacity on a yearly basis. If not purchased and we have an equipment malfunction, there may be a outage resulting in the County not being able to dispatch first responders.

Lexington County **approved** to purchase emergency backup equipment for the VHF system, at a cost of **\$35k**. This equipment will be available for immediate installation in case that a transmitter site is damaged, due to lightning or natural disaster. If not purchased, an equipment replacement is likely to take many weeks to receive and install, resulting in the County not being able to dispatch first responders. **(No Grant Funds - County portion of new system)**

## Training

This communications equipment will result in a seamless transition from wideband to narrowbanding for Dispatchers and First Responders. This system will use all the same user interface equipment, resulting in there being no need for additional user training. **No Funding Requested.**

**Exercise**

New system will be used during interoperability and emergency response exercises throughout the year. No Funding Requested.

**II.B. Milestones**

***Provide specific descriptive milestones for the Investment over the period of performance, including start and end dates for each milestone; up to 10 milestones may be provided.***

**Milestone 1**

County Council tentatively approves the concept for Lexington County Public Safety to install a three tower, VHF, Simulcast, narrow banded (12.5 kHz) communication system to alert first responders and communicate during emergency conditions across the County.

**State Date:** 11/02/2010

**End Date:** 02/14/2012

**Milestone 2**

Negotiate for tower space and finalize installation plan with Motorola and servicing tower owners. Gain final County Council approval of the funding for the project.

**State Date:** 02/14/2012

**End Date:** 04/13/2012

**Milestone 3**

VHF Simulcast communications system build out and licensing phase is completed.

**State Date:** 04/13/2012

**End Date:** 08/30/2012

**Milestone 4**

Prepare communications and reception operating procedures. Prepare a plan for the reception and integration of outside emergency responders to a serious emergency incident in Lexington County.

**State Date:** **End Date:** **Milestone 5**

Lexington County narrow bands select equipment and tests coverage maps. Re-programs dispatch consoles and tests new system.

**State Date:** **End Date:** **Milestone 6**

Lexington County begins operating in narrow band mode.

**State Date:** **End Date:** **Milestone 7**

Antenna's for new towers are being installed. Completion date is November 1<sup>st</sup>, 2012

**State Date:** **End Date:** **Milestone 8**

The Federal Communications Commission mandate, that all agencies using UHF/VHF in the Public Safety frequency spectrum must begin operating in narrow band mode (12.5 kHz) or face enforcement action, takes effect.

**State Date:** **End Date:**

## Milestone 9

State Date:

End Date:

### **II.C. Project Management**

***Describe the management team / personnel that are directly responsible for the implementation of this Investment.***

David Kerr, Director of Public Safety, Lexington County, is the project manager.

### **III.A. Impact**

***What outcomes will indicate that this Investment is successful at the end of the period of performance?***

Successful completion of this project is when Lexington County completes the transition from wideband to narrow band operations on the VHF spectrum with and maintains expanded communications operations.

### **III.B. Sustainability**

***What is the long-term approach to sustaining the capabilities developed by this Investment? Indicate funding sources or personnel resources.***

Lexington County will continually assess the public safety and first responder communications capabilities of the County. We will continue to leverage new technology to improve interoperability across the Midlands. Lexington County will monitor and test the coverage of the VHF communications and should the growth of the County require, will employ additional towers to ensure communications coverage is maintained. Lexington County will maintain maintenance and service contracts for the system. As requested by partner agencies, Lexington County may add partner frequencies to the County-wide VHF Simulcast infrastructure to expand coverage for those municipalities who still use VHF communications.

# ***COUNTY OF LEXINGTON, SOUTH CAROLINA***

## **FLOODPLAIN MANAGEMENT**

Lexington County Public Works/Stormwater Management (803) 785-8121  
212 South Lake Dr, Lexington, South Carolina 29072

### **MEMORANDUM**

**To:** John Fechtel, Deputy County Administrator  
**From:** Christopher Stone, Flood Plain Manager  
**Date:** 8/31/2012  
**Re:** National Flood Insurance Program (NFIP) Community Rating System 5 year verification

---

Lexington County is a participant in the Community Rating System (CRS) administered by the Insurance Services Office (ISO). The CRS program is similar to the fire service ratings in that by adopting higher regulatory standards the County qualifies for different levels of reduced flood insurance rates. Each year these activities are verified by a renewal letter, but every 5 years the County must complete a stringent and comprehensive cycle visit verification administered by a representative from the ISO. Lexington County recently received a letter from FEMA on behalf of the ISO verifying its retention of a CRS Class 8 Community. The higher regulatory standards and floodplain management activities implemented by the County will continue to qualify flood insurance policy holders for a 10 percent discount in flood insurance rates. This translates into an approximate savings of \$58 per policy or aggregate savings of \$59,316 in the community.

The Stormwater Management department continues to improve and expand on these higher standards in an effort to further lower the ISO rating. There may be an opportunity in the future, based upon changes in the CRS manual, to move down to a Class 7 with minimal expense to the County. Recently, the County LIDAR (Light Detection and Ranging) maps were completed. The County will receive new flood maps in the near future based on this information. This detailed level of contour information will give the opportunity for the County to have the most accurate flood maps since joining the NFIP program.



FEMA

JUN 15 2012

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

Dear Ms. Hubbard:

The purpose of this letter is to provide you with the results of the National Flood Insurance Program (NFIP) Community Rating System (CRS) field verification findings based on your five-year cycle application. I am pleased to inform you the Department of Homeland Security, Federal Emergency Management Agency (FEMA), has determined that your community will retain its current rating as a CRS Class 8 community in the NFIP CRS. The floodplain management activities implemented by your community will continue to qualify flood insurance policy holders in your community for a 10 percent discount in the premium costs for NFIP policies issued or renewed in Special Flood Hazard Areas. I am enclosing the field verification report based on your five-year cycle application for your records. This savings is a tangible result of the flood mitigation activities your community implements to protect lives and reduce property damage.

Please note Preferred Risk Policies, applicable in Zones B, C, and X, on your community's NFIP Flood Insurance Rate Map are not eligible for the CRS discount. Standard rated flood insurance policies in Zones B, C, X, D, AR, and A99 are limited to a CRS discount of ten percent in Class 1-6 communities and five percent in Class 7-9 communities. The rates for these zones already reflect significant premium reductions.

If there are no NFIP noncompliance actions, the CRS rating for your community will automatically be renewed annually and a notification letter will not be sent to your community. This renewal will occur as long as your community continues to implement the CRS activities you certify each October. If no additional modifications or new CRS activities are added, the next verification visit for your community will be in accordance with its established five-year cycle or three-year cycle for CRS Class 5 or better communities. In the interim, FEMA will periodically send the *NFIP/CRS Update* Newsletter and other notices to your CRS Coordinator to keep your community informed.

I commend you on your community actions and your determination to lead your community to be more disaster resistant. This commitment enhances public safety, property protection, and protects the natural functions of floodplains, and reduces flood insurance premiums.

If you have any questions or need additional information, please contact the FEMA Region IV Office, CRS Coordinator, Janice Mitchell, by telephone at (770) 220-5441.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Miller".

David L. Miller  
Associate Administrator  
Federal Insurance and Mitigation Administration

Enclosure

cc: Christopher Stone, CRS Coordinator

[www.fema.gov](http://www.fema.gov)



COMMUNITY  
RATING  
SYSTEM

VERIFICATION  
REPORT

---

Lexington County, SC

NFIP Number: 450129

Date of Verification Visit: May 11, 2011

Verified Class 8

Cycle

This Verification Report is provided to explain the recommendations of Insurance Services Office, Inc. (ISO) to DHS/FEMA concerning credits under the Community Rating System (CRS) for the above named community.

A total of 1129 credit points are verified which results in a recommendation that the community remain classified as a CRS Class 8. The following is a summary of our findings with the total credit points for each activity noted in parenthesis:

**Activity 310 – Elevation Certificates:** The Stormwater Management Department maintains elevation certificates for new and substantially improved buildings. Copies of elevation certificates are made available upon request. (56 points)

**Activity 320 – Map Information Service:** Credit is provided for furnishing inquirers with flood zone information from the community's latest Flood Insurance Rate Map (FIRM), publicizing the service annually and maintaining records. (140 points)

**Activity 330 – Outreach Projects:** A community brochure is mailed to all properties in the Repetitive Loss Areas on an annual basis. The community also provides flood information through workshops, and displays at public buildings. (39 points)

**Activity 340 – Hazard Disclosure:** Credit is provided for state and community regulations requiring disclosure of flood hazards. (10 points)

**Activity 350 – Flood Protection Information:** Documents relating to floodplain management are available in the reference section of the Lexington County Public Library. Credit is also provided for floodplain information displayed on the community's website. (46 points)

**Activity 420 – Open Space Preservation:** Credit is provided for preserving at least 5 acres in the Special Flood Hazard Area (SFHA) as open space. Credit is also provided for open space land that is deed restricted and preserved in a natural state. (65 points)

Lexington County, SC  
NFIP #: 450129

**Activity 430 – Higher Regulatory Standards:** Credit is provided for enforcing regulations that require freeboard for new and substantial improvement construction, foundation protection, cumulative substantial improvement, lower substantial improvement, protection of natural and beneficial functions, and state mandated regulatory standards. Credit is also provided the adoption and implementation of the International Series of Building Codes, and for staff education and certification as a floodplain manager. (479 points)

**Activity 440 – Flood Data Maintenance:** Credit is provided for maintaining and using digitized maps in the day to day management of the floodplain. Credit is also provided for maintaining copies of all previous FIRMs and Flood Insurance Study Reports. (134 points)

**Activity 450 – Stormwater Management:** The community enforces regulations for freeboard in non-SFHA zones, soil and erosion control, and water quality. (90 points)

**Activity 540 – Drainage System Maintenance:** The community also enforces a regulation prohibiting dumping in the drainage system. (30 points)

**Activity 630 – Dam Safety:** All South Carolina communities currently receive CRS credit for the state's dam safety program. (40 points)

Attached is the Community Calculations Worksheet that lists the verified credit points for the Community Rating System.

**CEO Name / Address:**

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

**CRS Coordinator Name / Address:**

Christopher Stone  
Floodplain Manager  
212 South Lake Drive  
Lexington, South Carolina 29072  
(803) 785-8121

Date Report Prepared: September 6, 2011

Community : Lexington County, SC

NFIP Number : 450129

**720 COMMUNITY CREDIT CALCULATIONS (Cycle):**

**CALCULATION SECTION :**

Verified Activity Calculations:

				Credit
				56
c310	56			140
c320	140			39
c330	39			10
c340	10			46
c350	46			
c360				
c410		x CGA	=	65
c420	54	x CGA	1.20 =	479
c430	399	x CGA	1.20 =	134
c440	112	x CGA	1.20 =	90
c450	75	x CGA	1.20 =	
c510				
c520				
c530				30
c540	30			
c610				
c620				40
c630	40			

**722 Community Classification Calculation:**

cT = total of above

Community Classification (from Appendix C):

cT = 1129

Class = 8

**CEO Name/Address:**

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

**CRS Coordinator Name/Address:**

Christopher Stone  
Floodplain Manager  
212 South Lake Drive  
Lexington, South Carolina 29072  
(803) 785-8121

Date Report Prepared: September 6, 2011

AW-720



**COUNTY OF LEXINGTON**  
PUBLIC WORKS DEPARTMENT  
ENGINEERING

**Memorandum**

**To:** Joe Mergo, County Administrator  
**From:** Jim Starling, Engineering Associate III  
**Date:** 8/27/2012  
**Re:** City of West Columbia and City of Cayce "C"-Fund Requests

---

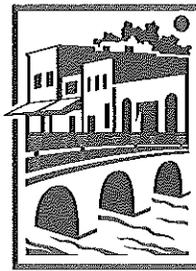
The City of West Columbia and the City of Cayce have submitted requests for funding assistance through the "C"-Fund Program as per the attachments.

The City of West Columbia is requesting \$40,000 in matching funds for their Triangle City Streetscape and Beautification Enhancement Grant Project (ENH No. 24-06). The original cost of the project was estimated at \$543,750 with SCDOT contributing a maximum of 80% (\$435,000) and West Columbia contributing 20% (\$108,750). The current estimated cost is \$429,600, which places West Columbia's 20% portion at \$85,920. West Columbia has already received \$45,920 in matching funds for this project, leaving an estimated balance of \$40,000 as per their request. Funding for this match is available in the "C"-Fund Special Projects – Unclassified Account (2700-1213-2-539900) which has an unencumbered amount of \$180,933.

The City of Cayce is requesting \$25,000 for repairs and upgrades to two (2) existing wooden/brick stairways that lead to existing sidewalks within Guignard Park. The existing wooden/brick stairways will be converted to concrete stairways with handrails. Pedestrians can utilize the upgraded stairways and existing sidewalks to travel to and from Knox Abbott Drive and Delieesseline Road and other points of interest from these two (2) sidewalk stairways along each road. Funding for this project is also available in the "C"-Fund Special Projects – Unclassified Account (2700-121302-539900) which has an unencumbered amount of \$180,993 less the above amount for West Columbia's match request.

Staff recommends funding these projects as per the requests. Please have this placed on the September 11, 2012 Public Works Committee agenda for consideration and approval. Pending approval by the Committee, this can be reported out to full Council at the September 25, 2012 County Council meeting for consideration and approval.

JENNIFER T. CUNNINGHAM  
 City Administrator  
 MYRON F. CORLEY  
 Deputy City Administrator  
 MARTA M. VALENTINO, CMC  
 City Clerk  
 RICHARD K. HODGE, CPA  
 City Treasurer  
 BRIAN E. CARTER, AICP  
 Director of Planning & Zoning  
 DONNA M. SMITH  
 Director of Economic Development  
 SIDNEY E. VARN, JR., P.E.  
 Director of Planning and Engineering



**City of West Columbia**  
*Bridging Past, Present and Future*

JOSEPH W. "JOE" OWENS  
 Mayor  
 BOYD J. JONES  
 Mayor Pro-Tem  
 ABBOTT L. "ABBY" BRAY, JR.  
 ERIC L. FOWLER  
 CASEY JORDAN HALLMAN  
 L. DALE HARLEY  
 TOMMY G. PARLER  
 B.J. UNTHANK  
 TEDDY WINGARD  
 Council Members

August 20, 2012

Mr. John Fechtel, Director of Public Works  
 Lexington Public Works  
 440 Ballpark Road  
 Lexington, SC 29072

Re: "C"-Fund Enhancement Grant Matching Funds for SCDOT Project ENH No. 24-06  
 (2<sup>nd</sup> Revision)

Dear Mr. Fechtel:

On January 31, 2006, the South Carolina Department of Transportation (SCDOT) and the City of West Columbia entered into an agreement regarding the construction of the Triangle City Streetscape and Beautification Project (ENH 24-06). The original estimated cost of the Project agreed to by the participants was \$543,750.00. SCDOT agreed to a maximum funding of 80% of the Project not to exceed \$435,000.00 based on the original estimated cost, which left a match of \$108,750.

This project was broken into three phases. When the first two phases of this project were bid, we were at the beginning of an economic downturn. This enabled us to obtain much lower bids than originally anticipated. When we bid out the third (final) phase, economic conditions had not improved. Therefore, the city has been able to virtually complete this project well under original estimates. Based on these revised costs, I have outlined below the estimates for completing this project:

Actual cost of Phase I & II:	\$229,600
Estimated Cost of Phase III:	<u>200,000</u>
Total Estimated Project Cost:	<b>\$429,600</b>
20% Match of Est. Cost:	\$ 85,920
Less Amount Paid:	<u>(45,920)</u>
Remaining Match:	<b>\$ 40,000</b>

-Continued-

LETTER TO J. FECHTEL  
Re: Reimbursement of Match  
For ENH 24-06

AUGUST 16, 2012

PAGE 2

Therefore, the City is requesting that the county approve authorization of reimbursement of the remaining match for this project in the amount of **\$40,000**. We sincerely appreciate your assistance, and if you need any additional information, please do not hesitate to contact me at 939-8614 or at [dsmith@westcolumbiasc.gov](mailto:dsmith@westcolumbiasc.gov).

Sincerely,



Donna M. Smith  
DIRECTOR, ECONOMIC DEVELOPMENT

cc:

- Richard K. Hodge, CPA – City Treasurer
- Justin R. Black, CPA – City Accountant



# CITY OF CAYCE

*MAYOR*  
ELISE PARTIN

*MAYOR PRO-TEM*  
KENNETH D. JUMPER

*COUNCIL MEMBERS*  
F. STEVEN ISOM  
TIMOTHY M. JAMES  
JAMES E. JENKINS

*CITY MANAGER*  
REBECCA V. RHODES

*ASSISTANT CITY MANAGER*  
TAMMY P. BARKLEY

**RECEIVED**

APR 2 - 2012

LEXINGTON COUNTY  
ENGINEERING DEPARTMENT

March 29, 2012

Mr. John Fechtel, Director  
Public Works Department  
County of Lexington  
440 Ball Park Road  
Lexington, SC 29072

Re: Municipality "C" Fund Request

Dear Mr. Fechtel:

The City of Cayce is respectfully requesting \$25,000 of C Funds from the County of Lexington to improve two (2) stairways for pedestrian traffic use. The stairways will be upgraded to concrete complete with handrails from dilapidated wooden and brick steps. One set of stairs is located off the Knox Abbot Drive sidewalk in front of Guinyard Park. The other is located off of Delesseline Road. Pedestrians can take the stairs from Knox Abbott Drive; walk through the park on a concrete pathway, to the other set located at Delesseline Road. Citizens can use this thoroughfare as a safer route to connect to the greater Avenues area of the City. This course also provides direct connectivity to State St where they can reach places to eat and shop securely. The Avenues area residents can also take this route to Knox Abbott Drive where they can wait for the CMRTA bus line or trek to numerous shops and eateries. This is a much safer path for pedestrians to utilize when they are traveling from Knox Abbot to the greater Avenues area and back.

Please feel free to contact me with any questions or concerns. We look forward to working with you on this project.

Sincerely,

Rebecca Rhodes  
City Manager  
City of Cayce

cc: Jim Starling

KNOX ABBOT DRIVES

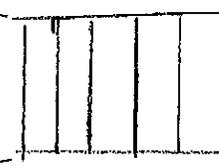
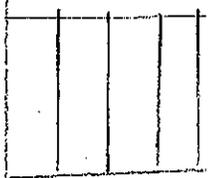
Staircase 1

State Street

DESSLINE ROAD Staircase 2

concrete pathway

concrete pathway



AXEL DRIVE



**COUNTY OF LEXINGTON**  
**PUBLIC WORKS DEPARTMENT**  
**ENGINEERING**

**Memorandum**

**To:** Joe Mergo, County Administrator  
**From:** Jim Starling, Engineering Associate III  
**Date:** 8/30/2012  
**Re:** State Set-Aside DBE Report for FY 2011-2012 for Lexington County C-Fund Projects

---

State law (12-28-2930) requires that local County Transportation Committees (Lexington County Council) submit an annual State Set-Aside Disadvantaged Business Enterprise (DBE) report to SCDOT. The Lexington CTC State Set-Aside DBE report for FY 2011-2012 is attached. As per the report, Lexington County expended 8.60% (\$248,738) on WBEs and 0.46% (\$13,253) on MBEs through the C-Fund Program for FY 2011-2012.

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

Please have this placed on the September 11, 2012 Public Works Committee agenda for approval to submit the report to SCDOT. Pending approval by the Public Works Committee, the report can be reported out to full Council on September 25<sup>th</sup> for approval to submit the report to SCDOT. The report is due to SCDOT by September 30<sup>th</sup>, 2012 and will require signature by the CTC Chairman.



**LEXINGTON COUNTY CTC MBE ANNUAL SET ASIDE REPORT**

JULY 1, 2011 - JUNE 30, 2012

DATE	NAME OF MBE	FILE #	LOCATION	PROJECT DESCRIPTION	\$ SPENT WITH WBE	REMARKS
Sep-12	Construction Support Serv.	2700-121300-539892	Quail Hollow Road	Drainage improvement project	\$ 1,800.00	Sub-contractor for The LPA Group
May-12	Construction Support Serv.	2700-121300-5R0106	Nursery Road	Bridge construction and road improv. project	\$ 11,453.16	Sub-contractor for The LPA Group
TOTAL =					\$ 13,253.16	
MONIES SPENT BY CTC ON PROJECTS NOT ADMINISTERED BY SCDOT =				\$	2,893,647.00	
EXPENDITURES WITH WBEs AS PERCENT OF TOTAL MONIES SPENT =					0.46%	
Authorized signature: _____				Date: _____		



**APPOINTMENTS  
BOARDS & COMMISSIONS  
September 11, 2012**

**JIM KINARD**

- **Children's Shelter - Suzanne Hackett**; term expired 06/30/12; not eligible for reappointment

**BOBBY KEISLER**

- **Assessment Appeals Board - Sabrina Rogers**; term expires 09/21/12; eligible for reappointment; *confirmed desire to serve another term*

**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**

- **Assessment Appeals Board - William Power**; term expires 09/21/12; not eligible for reappointment
- **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*

**River Alliance**

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

**Stormwater Advisory Board**

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

# COUNTY OF LEXINGTON

## Procurement Services

---

MEMORANDUM

(O) 785-8166

(F) 785-2240

**DATE:** August 30, 2012

**TO:** Joe G. Mergo, III  
County Administrator

**THROUGH:** Jeffrey A. Hyde  
Procurement Manager

**FROM:** Jo Marie Brown  
Procurement Officer

**SUBJECT:** **Fleet Vehicle Replacements for Library and Motor Pool  
Fleet Services**

---

We are in receipt of several purchase requests for three (3) replacement vehicles. These vehicles are being purchased for the Library and Motor Pool from Benson Chrysler through South Carolina state contract number #4400002991. This procurement has been recommended and approved in accordance with the Fleet Management Policy by Bill Kazmierczak, Fleet Manager.

The total cost including applicable sales tax for all vehicles and accessories is \$72,232.00.

Funds are appropriated in the following accounts:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>
2300-230099-5AD209	(1) Sports Utility Vehicle - Repl	\$23,500.00
6590-111500-5AD298	(1) Intermediate AWD SUV – Repl	\$25,000.00
6590-111500-5AD299	(1) Intermediate AWD SUV – Repl	\$25,000.00

I concur with the above recommendation and further recommend that this purchase be placed on County Council's agenda for their next scheduled meeting on September, 11, 2012.

copy: Larry Porth, Director of Finance/Assistant County Administrator  
Bill Kazmierczak, Fleet Manager  
Dee Bedenbaugh, Director of Public Library System

# COUNTY OF LEXINGTON

## Procurement Services

---

MEMORANDUM

(O) 803- 785-8319

(F) 803- 785-2240

**DATE:** August 24, 2012

**TO:** Joe Mergo, III  
County Administrator

**THRU:** Jeffrey A. Hyde  
Procurement Manager

**FROM:** Angela M. Seymour  
Procurement Officer

**SUBJECT: Request for Approval to Utilize the Request for Proposal Qualifications Process for Bulk Delivery of Unleaded Gasoline and Diesel for Fleet Services**

---

We are requesting the use of the Request for Proposal Qualifications (RFPQ) process in order to seek qualifications from potential respondents for the acquisition of a contract for bulk delivery of unleaded gasoline and diesel for Fleet Services. The County feels that it would be in the best interest of the County to request proposal qualifications from outside sources due to the scope of this project.

We feel that it would not be practical nor to our advantage to prepare a comprehensive set of specifications that may limit our resources or restrict competition. In selecting contractors, it will be more advantageous to consider other eligibility requirements. Qualifying vendors shall be reviewed and evaluated by a review panel based upon specific evaluation factors such as overall capabilities, experience of the firm, personnel assigned to the projects, and vendor's capabilities to meet the manufacturer's standards.

It is therefore our recommendation to utilize the request for proposal qualifications procedure established in the County ordinance. We further recommend that we seek approval at the next scheduled County Council meeting set for September 11, 2012.

copy: Larry Porth, Director of Finance/Assistant County Administrator  
Bill Kazmierczak, Fleet Services Manager

# COUNTY OF LEXINGTON

## Procurement Services

---

**MEMORANDUM**

(O) 785-8319

(F) 785-2240

**DATE:** August 27, 2012

**TO:** Joe Mergo, III  
County Administrator

**THROUGH:** Jeffrey A. Hyde  
Procurement Manager

**FROM:** Angela M. Seymour  
Procurement Officer

**SUBJECT: One (1) Wireless Access Point - Replacement  
Information Services**

---

We are in receipt of a requisition for the purchase of one (1) replacement wireless access point for Information Services. This item is being procured from Data Network Solutions through South Carolina State Contract WSCA #SC 4400002812. This South Carolina state contract currently expires on September 7, 2015.

The total cost, including applicable sales tax, for this purchase is \$75,215.73.

Funds are appropriated in the following account:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>
1000-102100-5AD046	(1) Wireless Access Point - Replacement	\$82,373.00

I concur with the above recommendation and further recommend that this procurement be placed on County Council's agenda for their next scheduled meeting on September 11, 2012.

Copy: Larry Porth, Director of Finance/Assistant County Administrator  
Michael Ujcich, Chief Information Officer  
Lynn Sturkie, Information Services Manager

# COUNTY OF LEXINGTON

## Procurement Services

---

MEMORANDUM

(O) 785-8166

(F) 785-2240

**DATE:** August 31, 2012

**TO:** Joe G. Mergo, III  
County Administrator

**THROUGH:** Jeffery A. Hyde  
Procurement Manager

**FROM:** Jo Marie Brown  
Procurement Officer

**SUBJECT: HDPE Smooth Type S Pipe – Term Contract  
C13003-08/23/12B  
Public Works**

---

Competitive bids were solicited and advertised for a term contract for HDPE Smooth Type S Pipe for Public Works. The County received four (4) responsive bids on August 23, 2012.

The bids were evaluated by John Fecht, Deputy County Administrator; and Jo Marie Brown, Procurement Officer. It is our recommendation to award to the lowest responsive, responsible bidder, Fortiline, Inc. The annual cost of this contract is estimated at \$41,815.60, including applicable sales tax. (See the attached bid tabulation)

It is our recommendation to award this term contract for the initial period of one (1) year with the option to extend the contract for four (4) additional one (1) year periods, if deemed to be in the best interest of the County.

I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on September 11, 2012.

copy: Larry Porth, Director of Finance/Assistant County Administrator  
John Fecht, Deputy County Administrator

# County of Lexington

## Bid Tabulation

C13003-08/23/12B

### HDPE SMOOTH TYPE S PIPE

Quantity	Description	W.P. Law, Inc.		H.D. Supply Waterworks		Ferguson Enterprises, Inc.		Fortiline, Inc.	
		Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
400	12" Pipe	\$ 4.076	\$ 1,630.40	\$ 4.700	\$ 1,880.00	\$ 4.701	\$ 1,880.40	\$ 4.640	\$ 1,856.00
800	15" Pipe	\$ 7.937	\$ 6,349.60	\$ 6.000	\$ 4,800.00	\$ 6.059	\$ 4,847.20	\$ 5.980	\$ 4,784.00
1000	18" Pipe	\$ 8.506	\$ 8,506.00	\$ 8.400	\$ 8,400.00	\$ 8.488	\$ 8,488.00	\$ 8.380	\$ 8,380.00
1200	24" Pipe	\$ 13.463	\$ 16,155.60	\$ 13.300	\$ 15,960.00	\$ 13.436	\$ 16,123.20	\$ 13.300	\$ 15,960.00
400	30" Pipe	\$ 20.527	\$ 8,210.80	\$ 20.300	\$ 8,120.00	\$ 20.477	\$ 8,190.80	\$ 20.250	\$ 8,100.00
	Sub-total		\$ 40,852.40		\$ 39,160.00		\$ 39,529.60		\$ 39,080.00
	Tax		\$ 2,859.67		\$ 2,741.20		\$ 2,767.07		\$ 2,735.60
	Total		\$ 43,712.07		\$ 41,901.20		\$ 42,296.67		\$ 41,815.60

Bids opened: August 23, 2012

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Jo Marie Brown, CPPB  
Procurement Officer

# COUNTY OF LEXINGTON

## Procurement Services

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MEMORANDUM  
(O) 803- 785-8166  
(F) 803- 785-2240

**DATE:** August 20, 2012

**TO:** Joe G. Mergo, III  
County Administrator

**THRU:** Jeffrey A. Hyde  
Procurement Manager

**FROM:** Angela M. Seymour  
Procurement Officer

**SUBJECT: Request for Approval to Utilize the Competitive Sealed Proposal Process  
for the Lexington County Detention Center Camera Project**

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We are requesting the use of the Request for Proposals (RFP) process in order to seek competitive proposals from potential qualified respondents for the acquisition of a camera project for the Lexington County Detention Center. The Procurement Office in coordination with the Sheriff's Department feels that it would be in the best interest of the County to request proposals from outside sources.

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

It is therefore our recommendation to utilize the competitive sealed proposal procedure established in the County ordinance. We further recommend that we seek approval at the next scheduled County Council meeting set for September 11, 2012.

copy: Larry Porth, Director of Finance/Assistant County Administrator  
Chief Keith Kirchner, Assistant Sheriff  
Colonel Alan Paavel, Sheriff's Department  
Major Kevin Jones, Sheriff's Department  
Sylvia Dillon, Sheriff's Department

# COUNTY OF LEXINGTON

## Procurement Services

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**MEMORANDUM**

(O) 785-8166

(F) 785-2240

**DATE:** September 5, 2012

**TO:** Joe G. Mergo, III  
County Administrator

**THROUGH:** Jeffrey A. Hyde  
Procurement Manager

**FROM:** Jo Marie Brown  
Procurement Officer

**SUBJECT: Electronic Equipment Recycling  
Solid Waste Management**

---

We are in receipt of a purchase request for electronic equipment recycling. This service is being contracted from CRS Holding of America, LLC through the South Carolina state contract number #4400001018. This procurement has been recommended and approved by Dave Eger, Director of Solid Waste Management.

The estimated total annual cost for these services including applicable sales tax is \$33,600.00.

Funds are appropriated in the following account:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>
5700-121207-520239	E-Waste Recycling	\$52,238.00

I concur with the above recommendation and further recommend that this purchase be placed on County Council's agenda for their next scheduled meeting on September, 11, 2012.

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

# COUNTY OF LEXINGTON

## Procurement Services

---

MEMORANDUM

(O) 785-8166

(F) 785-2240

**DATE:** August 28, 2012

**TO:** Joe G. Mergo, III  
County Administrator

**THROUGH:** Jeffery A. Hyde  
Procurement Manager

**FROM:** Jo Marie Brown  
Procurement Officer

**SUBJECT: Granular Flocculant 06 – Term Contract  
C13002-08/08/12B  
Solid Waste Management**

---

Competitive bids were solicited and advertised for a term contract for Granular Flocculant 06 for Solid Waste Management. The County received three (3) responsive bids on August 8, 2012.

The bids were evaluated by Dave Eger, Solid Waste Management Director; and Jo Marie Brown, Procurement Officer. It is our recommendation to award to the lowest responsive, responsible bidder, Carolina Fresh Farms. The annual cost of this contract is estimated at \$51,272.69, including applicable sales tax. (See the attached bid tabulation)

It is our recommendation to award this term contract for the initial period of one (1) year with the option to extend the contract for two (2) additional one (1) year periods, if deemed to be in the best interest of the County.

I concur with the above recommendation and further recommend that this bid be placed on County Council's agenda for their next scheduled meeting on September 11, 2012.

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

# County of Lexington

C13002  
JMB  
08/08/12

## Bid Tabulation

Bid # : C13002-08/08/12B

Granular Flocculant 06-Term Contract

Item #	Qty	U/M	Description	Pennington Seed		Erosion Supply Company		Carolina Fresh Farms	
				Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
1	480	Bags	Floc 06 or equal, 50lb. bags	\$101.52	\$48,729.60	\$107.00	\$51,360.00	\$99.83	\$47,918.40
			<b>Tax</b>		\$3,411.07		\$3,595.20		\$3,354.29
			<b>Grand Total</b>		\$52,140.67		\$54,955.20		\$51,272.69

Bid Tab revised on August 15, 2012

Jo Marie Brown, CPPB  
Procurement Officer

# COUNTY OF LEXINGTON

## Procurement Services

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### MEMORANDUM

(O) 785-8166

(F) 785-2240

**DATE:** August 30, 2012

**TO:** Joe G. Mergo, III  
County Administrator

**THROUGH:** Jeffrey A. Hyde  
Procurement Manager

**FROM:** Jo Marie Brown  
Procurement Officer

**SUBJECT:** **Safe-T-Tank 500 Gallon Waste Gas/Oil Mixture Tank – Sole Source  
Solid Waste Management**

---

We received a purchase request from Solid Waste Management to purchase and install Safe-T-Tank 500 gallon waste gas/oil mixture tanks at the Pelion, Riverchase and Sandhills Collection and Recycling Centers. This will be a “sole source” purchase from Southeastern Environmental & Waste Equipment as they are the only regional vendor representing Safe-T-Tank. Safe-T-Tanks are currently being used at all local Collection & Recycling Centers.

Dave Eger, Director of Solid Waste Management has reviewed and recommended this purchase. The total cost, including applicable sales tax, is \$30,664.10.

Funds are appropriated in the following account:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>
5722-121207-5AD291	(3) 500-Gallon Oil/Gas Mixture Tank	\$33,997.00

I concur with the above recommendation and further recommend that this bid be placed on County Council’s agenda for their next scheduled meeting on September 11, 2012.

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



## COMMITTEE REPORT

**RE:** CDBG Minor Home Repair Program Request for Reallocation of Fund

**DATE:** September 5, 2012

**COMMITTEE:** Planning and Administration

**MAJORITY REPORT:** Yes

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The Planning and Administration Committee convened on Tuesday, August 28, 2012 to review staff's request to reallocate funds for the Community Development Block Grant (CDBG) Minor Home Repair Program.

Mr. Ronald Scott, Community Development Director, presented a request to amend the FY2011-12 HUD Annual Action Plan to reallocate \$200,000 from CDBG Program contingency funds to the Minor Home Repair Program. He said CDGB projects were completed under budget last year. Mr. Scott reported there is a long waiting list of low to moderate income citizens for the Minor Home Repair Program and majority of the applicants are senior citizens. The reallocated funds would provide assistance to approximately 30 additional qualified homeowners for minor home repairs.

The Planning & Administration Committee voted unanimously to recommend full Council to approve staff's request to amend the FY2011-12 HUD Annual Action Plan by reallocating \$200,000 for the Minor Home Repair Program.



## COMMITTEE REPORT

**RE:** FY 2012-13 Home Investment Partnership Program

**DATE:** September 5, 2012

**COMMITTEE:** Planning and Administration

**MAJORITY REPORT:** Yes

---

The Planning and Administration Committee convened on Tuesday, August 28, 2012 to review staff's request to amend the FY 2012-13 Home Investment Partnership Program.

Mr. Ronald Scott, Community Development Director, presented a request to amend the FY2012-13 HUD Annual Action Plan for the Homeownership Assistance Program to reallocate \$647,167 to implement the Acquisition and Rehabilitation Program. The program was originally designed to provide homeownership assistance through down payment assistance and mortgage financing. He said after meeting with HUD they concluded the best course of action would be to pursue an Acquisition and Rehabilitation Program that would rehab and resale property to optimize the program income. The new program would allow a developer or CHDO to apply for funds to acquire and rehab blighted property to be sold to low-to-moderate income citizens then the proceeds, minus the developer's fees, would be returned to the County and reused in the program thereby creating a perpetual fund. Mr. Scott said the proceeds would decrease federal funds allocated for such services and allow the County to sustain the program. (The original amount allocated for the Homeownership Assistance Program was \$647,167 (\$424,167 HOME fund plus \$150,000 CDBG funds plus \$100,000 HOME Fund Balance).

The Planning & Administration Committee voted, four in favor with one opposed, to recommend full Council approve staff's request to amend the FY2012-13 HUD Annual Action Plan to implement the Acquisition and Rehabilitation Program.



## COMMITTEE REPORT

**RE:** Lexington Medical Center Practice Update

**DATE:** September 5, 2012

**COMMITTEE:** Health and Human Services

**MAJORITY REPORT:** Yes

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The Health and Human Services Committee convened on Tuesday, August 28, 2012 to review the request presented by the Lexington County Health Services District to review and amend Ordinance 07-14.

Mr. Dan E. Jones, Chairman of the Lexington County Health Services District Board of Directors, presented a request to amend Ordinance 07-14 - An Ordinance to Amend Article III, Division 2, Section 34-92 (Powers, Duties, and Authority of Lexington County Health Services District) of the Lexington County Code to allow the hospital the authority to expand facilities outside the County area and counties contiguous to Lexington County to include Kershaw and Sumter counties. The Committee requested that any new facilities obtained by the hospital be brought before Council not for approval but for information only and requested that under the terms and conditions that it contain the words "citizens of **Lexington County**."

The Committee voted unanimously to recommend that full Council approve the hospital's request to amend Ordinance 07-14.

AN ORDINANCE

No. 12-10

FINDING THAT THE RICHLAND-LEXINGTON RIVERBANKS PARKS DISTRICT MAY ISSUE NOT EXCEEDING \$32,000,000 GENERAL OBLIGATION BONDS; TO AUTHORIZE THE RICHLAND-LEXINGTON RIVERBANKS PARKS DISTRICT TO ISSUE SUCH BONDS AND TO PROVIDE FOR THE PUBLICATION OF NOTICE OF THE SAID FINDING AND AUTHORIZATION.

WHEREAS, by action previously taken, the County Council of Lexington County, the governing body of Lexington County (the "County Council"), ordered that a public hearing on the question of the issuance of not exceeding \$32,000,000 general obligation bonds of the Richland-Lexington Riverbanks Parks District be held in the Lexington County Council Chambers, Lexington County Administration Building, at \_\_\_\_\_ on \_\_\_\_\_, 2012, and notice of such hearing has been duly published once a week for three successive weeks in *The State* and in *The Lexington County Chronicle*, newspapers of general circulation in Lexington County; and

WHEREAS, the said hearing has been duly held at the above time, date and place and said public hearing was conducted publicly and both proponents and opponents of the proposed action were given full opportunity to be heard and it is now in order for the County Council to proceed, after due deliberation, in accordance with the provisions of Act No. 1189 enacted at the 1974 Session of the South Carolina General Assembly approved July 9, 1974, now codified as Article 5 of Chapter 11 of Title 6 (Sections 6-11-810 through 6-11-1050, inclusive) (the "Enabling Act") to make a finding as to whether not exceeding \$32,000,000 general obligation bonds of the Richland-Lexington Riverbanks Parks District (the "District") should be issued.

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

Section 1. It is found and determined that each statement of fact set forth in the preambles of this Ordinance is in all respects true and correct.

Section 2. On the basis of the facts adduced at the public hearing held on August 28, 2012, it is found and determined that the Riverbanks Parks Commission (the "Commission"), the governing body of the District, should be authorized to issue not exceeding \$32,000,000 general obligation bonds of the District.

Section 3. The County Council finds that the Commission should issue general obligation bonds of the District in an amount not exceeding \$32,000,000 as a single issue or from time to time as several separate issues, as the District shall determine.

Section 4. The County Council hereby authorizes the Commission to issue general obligation bonds of the District in an aggregate principal amount of not exceeding \$32,000,000 as a single issue or from time to time as several separate issues, as the Commission shall determine, for the purpose of defraying the cost of the following improvements to the facilities of the District:

- a. HVAC and energy management system upgrades;
- b. Parking lots and road systems repairs, improvements and extensions;
- c. Roof repairs and replacement;
- d. Refurbishment of gunite structures;
- e. Upgrade IT network;
- f. Emergency communication and video surveillance systems;
- g. Replacement of restrooms, gift shop, and snack bar, and expansion of restaurant;
- h. Replacement of entryway and ticketing facilities;
- i. New children's garden;
- j. Interactive animal demonstration area;
- k. New sea lion exhibit, and repair and replacement of other animal exhibits as necessary;
- l. Acquisition of buildings on Rivermont Drive;
- m. Renovation of canal fountain in the botanical garden; and
- n. Relocate tram stop and acquire additional tram cars.

For the payment of the principal of and interest on such bonds as they respectively mature, and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the District shall be irrevocably pledged, and there shall be levied annually a tax without limit on all taxable property within the area of the District sufficient to pay such principal of and interest on the said bonds as they respectively mature, and to create such sinking fund.

Section 5. Pursuant to Section 6-11-870 of the Enabling Act, notice of the action herewith taken shall be given in the form substantially as set forth in Exhibit A attached hereto. Such notice shall be published once a week for three successive weeks in *The State* and *The Lexington County Chronicle*, newspapers of general circulation in Lexington County.

Section 6. The Chairman and other officers of the County Council are herewith authorized and empowered to take such further action as may be necessary to fully implement the action taken by this Ordinance.

Section 7. A certified copy of this Ordinance shall forthwith be transmitted to the Commission to advise it of the action taken by the County Council, whereby the Commission has been authorized to issue, pursuant to the provisions of the Enabling Act, its general obligation bonds in the aggregate principal amount of not exceeding \$32,000,000.

\*\*\*\*\*

DONE AT LEXINGTON, SOUTH CAROLINA, this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

(SEAL)

\_\_\_\_\_  
Chairman, County Council of Lexington County,  
South Carolina

Attest:

\_\_\_\_\_  
Clerk, County Council of  
Lexington County

First Reading: \_\_\_\_\_, 20\_\_

Second Reading: \_\_\_\_\_, 20\_\_

Public Hearing: \_\_\_\_\_, 20\_\_

Third Reading: \_\_\_\_\_, 20\_\_

STATE OF SOUTH CAROLINA

COUNTY OF LEXINGTON

NOTICE PURSUANT TO SECTION 6-11-870  
CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED

Notice is hereby given pursuant to the provisions of Section 6-11-870 Code of Laws of South Carolina, 1976 and following a public hearing held on August 28, 2012, that the County Council of Lexington County has found that:

1. The Richland-Lexington Riverbanks Parks District (the "District") created by Act No. 1207 of the Acts and Joint Resolutions of the General Assembly of the State of South Carolina for the year 1970, as amended, has been authorized to issue not exceeding \$32,000,000 general obligation bonds of the District either as a single issue or as several separate issues, for the purpose of defraying the cost of the following improvements to the facilities of the District:

- a. HVAC and energy management system upgrades;
- b. Parking lots and road systems repairs, improvements and extensions;
- c. Roof repairs and replacement;
- d. Refurbishment of gunite structures;
- e. Upgrade IT network;
- f. Emergency communication and video surveillance systems;
- g. Replacement of restrooms, gift shop, and snack bar, and expansion of restaurant;
- h. Replacement of entryway and ticketing facilities;
- i. New children's garden;
- j. Interactive animal demonstration area;
- k. New sea lion exhibit, and repair and replacement of other animal exhibits as necessary;
- l. Acquisition of buildings on Rivermont Drive;
- m. Renovation of canal fountain in the botanical garden; and
- n. Relocate tram stop and acquire additional tram cars.

(collectively, the "Improvements"). It is estimated that the total cost of designing, constructing, renovating and equipping the Improvements will amount to approximately \$32,000,000. The Improvements consist of renovation and expansion of existing structures, construction of new facilities, and demolition of certain existing facilities to facilitate new construction.

For the payment of the principal of and interest on such bonds as they respectively mature and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the Richland-Lexington Riverbanks Parks District shall be irrevocably pledged, and there shall be levied annually a tax without limit on all taxable property within the area of the District sufficient to pay such principal and interest and to create such sinking fund.

2. No election has been ordered in the Richland-Lexington Riverbanks Parks District upon the question of the issuance of the aforesaid bonds.

Any person affected by the action aforesaid of the County Council of Lexington County may by action de novo instituted in the Court of Common Pleas for Lexington County within twenty (20) days following the last publication of this Notice but not afterwards challenge the action of the County Council of Lexington County.

COUNTY COUNCIL OF LEXINGTON COUNTY

STATE OF SOUTH CAROLINA

COUNTY OF LEXINGTON

I, the undersigned, Clerk of the County Council of Lexington County, South Carolina, DO HEREBY CERTIFY:

That the foregoing constitutes a true, correct and verbatim copy of an Ordinance which was given three readings on three separate days, with an interval of not less than seven days between the second and third readings. The original of this Ordinance is duly entered in the permanent records of minutes of meetings of the County Council, in my custody as such Clerk.

That each of said meetings was duly called, and all members of the County Council were notified of the same; that a majority of the membership were notified of each meeting and remained throughout the proceedings incident to the adoption of this Ordinance.

That each of the meetings were regular meetings of the County Council, for which notice had been previously given pursuant to and in conformity with Chapter 4, Title 30 of the Code of Laws of South Carolina 1976, as amended (the "Freedom of Information Act").

The original of the Ordinance is duly entered in the permanent records of the County in my custody as Clerk.

The Ordinance is now of full force and effect, and has not been modified, amended or repealed.

IN WITNESS WHEREOF, I have hereunto set my Hand and the Seal of the County, this \_\_\_\_ day of \_\_\_\_\_, 2012.

(SEAL)

\_\_\_\_\_  
Clerk to County Council,  
Lexington County, South Carolina

First Reading: \_\_\_\_\_, 20\_\_

Second Reading: \_\_\_\_\_, 20\_\_

Public Hearing: \_\_\_\_\_, 20\_\_

Third Reading: \_\_\_\_\_, 20\_\_

**ORDINANCE 12-11**

**AN ORDINANCE TO AMEND ARTICLE III, DIVISION 2,  
SECTIONS 34-92 (POWERS, DUTIES, AND AUTHORITY OF LEXINGTON  
COUNTY HEALTH SERVICES DISTRICT) OF THE LEXINGTON COUNTY  
CODE**

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

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

(a) The Board shall have the powers, duties, and authority of a governing board of a regional health services district as set forth in S.C.Code 1976, § 44-7-2010 et seq. and shall operate and manage the Lexington County Hospital and the district's other related health care facilities. The Board shall be authorized to do all things necessary or convenient to provide and maintain adequate hospital facilities for Lexington County, including, and without limiting in any way the generality of this section, the authority to extend the services and to establish and maintain facilities of the district outside ~~the~~ Lexington County in counties contiguous to Lexington County and in Kershaw County and Sumter County, upon such terms and conditions as the Board may prescribe, preference always being given to citizens of Lexington County to the extent permitted by law or regulation. The Board shall notify the Lexington County Council prior to extending services and maintaining facilities outside of Lexington County.

This ordinance shall be effective upon date of approval.

Enacted this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Chairman, Lexington County Council

Attest:

\_\_\_\_\_  
Diana Burnett, Clerk

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Public Hearing: \_\_\_\_\_

Third and Final Reading: \_\_\_\_\_

Filed w/Clerk of Court: \_\_\_\_\_

STATE OF SOUTH CAROLINA )  
 )                   ORDINANCE NO. 12-09  
COUNTY OF LEXINGTON    )

**AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE AGREEMENT FOR DEVELOPMENT OF JOINT COUNTY INDUSTRIAL PARK BETWEEN NEWBERRY COUNTY AND LEXINGTON COUNTY DATED JULY 28, 1998, ADDING ADDITIONAL PROPERTY OF F.G. WILSON (USA) LLC, AND OTHER MATTERS RELATED THERETO.**

**WHEREAS**, Newberry County and Lexington County entered into an Agreement for Development of Joint County Industrial Park dated July 28, 1998 (the “Agreement”); and

**WHEREAS**, pursuant to Section 3 of the Agreement, the boundaries of the park created therein may be enlarged pursuant to ordinances of the respective county councils; and

**WHEREAS**, F.G. Wilson (USA) LLC (the “Company”) is investing through the acquisition, construction, and/or renovation of land, buildings, improvements, and/or personal property (the “Project”) on land described in Schedule I attached hereto, which is located in Newberry County (the “Property”); and

**WHEREAS**, the Property is not located in any multi-county industrial and business park; and

**WHEREAS**, the Company has requested that Lexington County and Newberry County include the Property in the Agreement in order to allow an enhanced jobs tax credit and facilitate special source revenue credits; and

**WHEREAS**, the Company has requested that the Property be included in the Agreement; and

**WHEREAS**, Lexington County benefits from having the Project located in one park in order to avoid confusion in the administration of multiple Park Agreements and has therefore agreed to include the Property in the joint county industrial and business park created by the Agreement (the “Park”).

**NOW, THEREFORE**, be it ordained by the Lexington County Council that:

1. The Agreement is hereby and shall be amended to include the Property, and the County Administrator or Chairman of the Lexington County Council are hereby authorized to execute and deliver any desired amendments to the Agreement necessary to accomplish the within amendments and enlargement.
2. This Ordinance shall amend, to the extent necessary, any other ordinances or resolutions of the Lexington County Council pertaining to the Park.

3. This Ordinance shall be effective upon approval.

Passed and approved this \_\_\_\_ day of \_\_\_\_\_, 2012.

**LEXINGTON COUNTY,  
SOUTH CAROLINA**

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

## SCHEDULE I

### **Property Added to Exhibit A to the Agreement for Development of Joint County Industrial Park Between Newberry County and Lexington County Dated as of July 28, 1998**

All that certain piece, parcel or tract of land situate, lying and being in the County of Newberry, State of South Carolina fronting on Mawson Way and being more particularly shown as Parcel D-1 & D-2, at 4.895 acre tract on a plat prepared for F. G. Wilson (USA) LLC by Foard H. Talbert, Jr., SCPLS, dated January 18, 2011, and recorded in the Office of the Clerk of Court for Newberry County in Plat Book C251 at page 7; reference to said plat being had for a more complete and accurate description thereof.

This being a portion of the same property conveyed to Raymond D. Hobby by deed of West/Hobby, LLC recorded in the Office of the Clerk of Court for Newberry County on the 11th day of May, 2005, in Record Book 1054 at page 234 and by deed of West/Hobby, LLC to Billye L. West recorded in the aforesaid office on the 11th day of May, 2005, in Record Book 1054 at page 236 and by deed of Raymond D. Hobby to Billye L. West recorded in the aforesaid office on the 11th day of May, 2005, in Record Book 1054 at page 238.

Tax Map # 451-22-4

STATE OF SOUTH CAROLINA )  
COUNTY OF NEWBERRY )  
COUNTY OF LEXINGTON )

AMENDMENT TO AGREEMENT FOR  
DEVELOPMENT OF JOINT COUNTY  
INDUSTRIAL PARK DATED JULY 28, 1998  
ADDING ADDITIONAL PROPERTY OF  
F.G. WILSON (USA) LLC

**THIS AMENDMENT ENTERED INTO AS OF THE \_\_\_\_ DAY OF \_\_\_\_\_, 2012 BETWEEN NEWBERRY COUNTY, SOUTH CAROLINA AND LEXINGTON COUNTY, SOUTH CAROLINA.**

By authority of Ordinance No. \_\_\_\_\_ adopted by the County Council of Newberry County on \_\_\_\_\_, 2012 and Ordinance No. \_\_\_\_\_ adopted by the County Council of Lexington County on \_\_\_\_\_, 2012, for value received, Newberry County and Lexington County hereby agree that the property described in Schedule I, attached hereto, which is located in Newberry County, is hereby added to and shall be deemed to be a part of Exhibit A to the Agreement for Development of Joint County Industrial Park between Newberry County and Lexington County dated as of July 28, 1998, as amended (the "Agreement"). All other terms and provisions of said Agreement shall remain in full force and effect.

**WITNESS** our hands and seals, effective as of the day first above written.

**NEWBERRY COUNTY,  
SOUTH CAROLINA**

Signature: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: Chairman of County Council

(SEAL)  
ATTEST:

Signature: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: Clerk to County Council

**LEXINGTON COUNTY,  
SOUTH CAROLINA**

Signature: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: Chairman of County Council

(SEAL)  
ATTEST:

Signature: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: Clerk to County Council

SCHEDULE I

**Property Added to Exhibit A to the  
Agreement for Development of Joint County Industrial Park  
Between Newberry County and Lexington County Dated as of July 28, 1998**

All that certain piece, parcel or tract of land situate, lying and being in the County of Newberry, State of South Carolina fronting on Mawson Way and being more particularly shown as Parcel D-1 & D-2, at 4.895 acre tract on a plat prepared for F. G. Wilson (USA) LLC by Foard H. Talbert, Jr., SCPLS, dated January 18, 2011, and recorded in the Office of the Clerk of Court for Newberry County in Plat Book C251 at page 7; reference to said plat being had for a more complete and accurate description thereof.

This being a portion of the same property conveyed to Raymond D. Hobby by deed of West/Hobby, LLC recorded in the Office of the Clerk of Court for Newberry County on the 11th day of May, 2005, in Record Book 1054 at page 234 and by deed of West/Hobby, LLC to Billye L. West recorded in the aforesaid office on the 11th day of May, 2005, in Record Book 1054 at page 236 and by deed of Raymond D. Hobby to Billye L. West recorded in the aforesaid office on the 11th day of May, 2005, in Record Book 1054 at page 238.

Tax Map # 451-22-4



## COUNTY OF LEXINGTON, SOUTH CAROLINA

### ORDINANCE #12-1

#### AN ORDINANCE AMENDING THE LEXINGTON COUNTY LANDSCAPE AND OPEN SPACE ORDINANCE

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

Amendments to the Landscape and Open Space Ordinance are to be considered that would update the restrictions contained therein and as a minimum address the following issues:

1. Address the scope of the regulations.
2. Modify and expand the definitions.
3. Update and expand the Landscaping Requirements.
4. Modify the Open Space Requirements.

#### **Make the following changes and additions to:**

#### **Article 1 – Authority**

##### **1.2 Intent**

The purpose of this Ordinance is to protect and enhance the character, appearance, and image of Lexington County through attractive and creative landscape design and open space; to ensure land-use compatibility through proper use of vegetation and open space as transition areas and screening; and to preserve scenic, canopied tree corridors **while balancing the needs and demands of a quickly developing community.**

##### **1.3 Scope of Regulations**

Except as otherwise stated, the regulations set forth herein shall apply to all Residential Attached dwelling units and Mobile Home Parks, as defined within the Lexington County Zoning Ordinance; all residential and nonresidential subdivisions, as defined and regulated within Article 4; and all nonresidential development within the unincorporated area of Lexington County, with the exception of the following development conditions/activities:

- a. Any public road construction or utility construction project, except as described in Article 3, Section 4 Service Areas/Utilities.
- b. Any land used for Crops and Animal Operations, as defined in the Lexington County Zoning Ordinance. These definitions include the raising of trees, vines, field, forage, or other plant crops intended to provide food or fiber. However, processing areas/buildings, transport and warehousing, and retail or wholesale activities related

to crops and animal operations are not exempt from the terms of this Ordinance. Section 3.1.7 Clearcutting, further defines the exemptions allowed for timber harvesting.

- c. ~~Nonresidential development containing a parking lot that is used as a display/storage area greater than 10,000 square feet shall be exempt from the provisions of Article 3, Section 3 Parking Lots, within the display area only (i.e., automobile, boat and craft dealerships; truck terminals; etc.).~~ Advertising signs, as defined and regulated in the Lexington County Zoning Ordinance.

Some of the residential activities, exempted above from the scope of these regulations, must follow the requirements of Article 3, Section 7, Scenic Corridor Protection. Temporary activities that offer seasonal or holiday products that occur for a period of time exceeding 90 calendar days will be required to comply with applicable street frontage tree requirements included in Article 3, Section 6, Road Frontage Trees, and Article 3, Section 7, Scenic Corridor Protection.

## 1.6 Exclusions

~~Because such activities are developed with benefit of public hearings and other input, any facility or activity established or expanded by Lexington County is exempt from the provisions and administrative procedures of this Ordinance. However, the development plan for all such activities shall be devised with a diligent effort to meet the requirements of this Ordinance.~~ In the interest of meeting the public need for services in an efficient and timely manner, and because such activities are developed with the benefit of public hearings and other public input, any facility or activity established or expanded and/or owned and operated by Lexington County is exempt from the administrative procedures found in Article 6 of this Ordinance. However, the development and operation of such activities shall meet all of the requirements of this Ordinance with the authority to vary from any of those provisions residing only with Lexington County Council.

### Make the following changes and additions to:

## Article 2 – Definitions

### 2.2 Definitions

Bioretention Pond – A structure that utilizes soils and woody and herbaceous plants to remove pollutants from stormwater runoff.

Tree, Canopy, Large – Any single- or multi-stem tree of a species which normally reaches a height of 30 feet or more and a crown spread of 20 feet or more at maturity.

Tree, Understory, Small – Any single- or multi-stem tree of a species which normally reaches a height of between 8 and 30 feet and a crown spread of less than 20 feet at maturity.

## Make the following changes and additions to:

### **Article 3 – Landscaping Requirements**

**Sections 1(General), 3(Parking Lots), 4(Service Areas/Utilities), and 6(Road Corridors)**

#### **Section 1 (General)**

##### **3.1.2 Planting and Maintenance**

- c. All newly planted trees and shrubs shall be mulched evenly around each individual plant and extend to the dripline, but no less than a 4-foot radius from the trunk of the tree or shrub. The mulch should be two to three inches in depth. Group plantings, including shrubbery, shall have a defined bed area that shall be mulched. Natural areas with groupings of trees that are preserved to meet provisions of this Ordinance do not require mulch; however, individual trees that are protected will require mulch. The mulched areas should be maintained and kept free of weeds and grass.
- e.d. New trees must be planted properly, to include soil/site preparation and protection of roots. See Appendix.

##### **3.1.3 Species Selection**

- f. To encourage diversity and flexibility of design, no more than ~~60~~ 40 percent of any one species ~~can be used for new tree plantings~~ ~~of tree may be used~~ in the overall development plan.

#### **Section 3 (Parking Lots)**

##### **3.3.3 Trees**

- b. Where overhead utilities exist or are planned, ~~or where space restricts the use of canopy trees~~, understory trees may be required instead of large canopy trees, at a replacement density of ~~three~~ ~~two~~ understory trees for each canopy tree.
- c. The requirements of this Section shall apply only to the perimeter of a parking lot greater than 10,000 square feet that is used as a display/storage area for nonresidential development (i.e., automobile, boat and craft dealerships; truck terminals; etc.). The permit applicant may choose to not follow the requirements of this Section on the interior portion of such a display/storage area.

#### **Section 4 (Service Areas/Utilities)**

##### **3.4.1 Application**

- a. The requirements of this section shall apply to all service areas, equipment, and structures related to garbage collection, utilities and communication, as well as all detention and retention ponds, or other similar stormwater holding areas, to include those in residential subdivisions.
- b. This section shall not be construed to deny access by vehicles and equipment to service areas or for maintenance of detention and retention ponds.

### 3.4.3 Detention/Retention Ponds

- a. Detention and retention ponds, or other holding areas that are part of a storm/surface water system, should be enhanced as an amenity of the development.
- b. Unless designed as an integral part of a landscape plan or features as an amenity (i.e., water features in a wet bottom basin or recreation/open space in a dry bottom basin), all detention ponds, retention ponds, or other similar holding areas shall be screened from view from any existing or future private or public street and from adjoining property.
- c. Bioretention systems will be considered to have met the additional landscape requirements noted in this section of the Ordinance.
- d. The development of any system shall be in accordance with the provisions of the Lexington County Stormwater Management Ordinance, to include the requirement of fencing for safety purposes.

### 3.4.4 Screening

The use of vegetation for screening is strongly encouraged; however, if fencing or a wall is used for screening of service areas, utilities, or ponds, at least 50 percent of the structure shall be softened with shrubbery or other vegetation. The vegetation must be placed on the outside property line of the structure. Access and room for maintenance must be incorporated into the design and placement of the structure and subsequent vegetation. **The substance of the fencing, wall, or other screening structure must be approved by the Landscape Administrator.**

## Section 6 (Road Corridors)

### 3.6.1 Identification of Road Corridors

Any road identified as an Arterial, Collector, or Local Road by the Lexington County Zoning Ordinance shall be considered a road corridor. **When the road, and/or its right-of-way, is located within the boundaries of a municipality, the provisions of this section shall still apply if the parcel is located in the unincorporated portion of Lexington County.** Where any road corridor or portion thereof is also identified as a scenic corridor, the requirements of Section 7 Scenic Corridor Protection shall prevail.

### 3.6.3 Trees

- d. ~~Large canopy trees to provide shade will be required except where there exist overhead utilities.~~ Where overhead utilities exist or are planned, **or where space restricts the use of canopy trees**, understory trees may be required instead of large canopy trees at a replacement density of ~~three~~ **two** understory trees for each canopy tree.

## Make the following changes and additions to:

### **Article 4 – Open Space Requirements**

#### **4.1 Residential Subdivisions**

The purpose of this section is to provide guidelines for the establishment of suitable and useable open space within all proposed residential subdivisions with lot sizes less than 2 acres or which have at least ten lots.

#### 4.1.1 Quantity of Open Space

At least 10 percent of the total gross land area of the subdivision shall be designated as open space. The following shall be counted toward this minimum open space requirement provided they are actually set aside on property separate from the subdivision parcels:

- a. Natural features (riparian areas, wetlands, natural ponds, streams, wildlife corridors, steep slopes, etc.), natural hazard areas (floodplains, floodways, etc.), stormwater features (drainage channels, ditches, ponds, etc.), and land area occupied by Low Impact Development (LID) stormwater devices;
- b. Land designated as open space as a result of the Scenic Corridor Section of this Ordinance;~~and,~~
- c. Land occupied by active and passive recreational uses such as pools, playgrounds, tennis courts, jogging trails, ball fields, and clubhouses used primarily for recreation purposes. However, this category of open space can only encompass up to 50 percent of the required open space; **and,**
- d. **Land occupied by landscaped buffers or landscaped common areas.**

This Ordinance shall take effect September 12, 2012.

Enacted the 11<sup>th</sup> day of September, 2012

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William B. Banning, Sr.  
Chair, Lexington County Council

ATTEST:

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Diana W. Burnett, Clerk

First Reading: January 10, 2012  
Public Hearing: February 14, 2012  
Second Reading: August 28, 2012  
Third & Final Reading: \_\_\_\_\_  
Filed w/Clerk of Court: \_\_\_\_\_