

AGENDA
LEXINGTON COUNTY COUNCIL
Committee Meetings
January 08, 2013
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. - 2:05 p.m. - Economic Development

- (1) Meeting of September 25, 2012 - Approval of Minutes A
- (2) Old Business/New Business
- (3) Adjournment

2:05 p.m. - 2:20 p.m. - Planning and Administration

- (1) New Position Request - Grant Project Manager (Goal 1) - Community Development - Ron Scott, Community Development Director B
- (2) Meeting of September 25, 2012 - Approval of Minutes C
- (3) Old Business/New Business
- (4) Adjournment

2:20 p.m. - 2:30 p.m. - Justice

- (1) Highway Safety Aggressive Impaired Driver Enforcement Unit Grant Application - Sheriff's Department - Col. Allan Paavel D
- (2) Highway Safety Advanced Speed Enforcement Unit Grant Application - Sheriff's Department - Col. Allan Paavel E
- (3) Meeting of September 25, 2012 - Approval of Minutes F
- (4) Old Business/New Business
- (5) Adjournment

2:30 p.m. - 2:35 p.m. - Health and Human Services

- (1) Meeting of September 25, 2012 - Approval of Minutes G
- (2) Old Business/New Business
- (3) Adjournment

2:35 p.m. - 3:00 p.m. - Public Works & Solid Waste Management

- (1) Columbia Avenue (S-48 Chapin) - LPA Agreement - Public Works - Randy Edward, County Engineer H
- (2) S-48 Columbia Avenue (Chapin) Status Update - Randy Edward, County Engineer I
- (3) DHEC Waste Tire Grant Award - Solid Waste Management - Dave Eger, Solid Waste Director J
- (4) Meeting of September 10, 2012 - Approval of Minutes K

- (5) Meeting of September 25, 2012 - Approval of Minutes L
- (6) Old Business/New Business - New Road/Corley Mill/Riverchase Monthly Update; Flooding Issues/Kinley Creek Criteria; Stormwater Utility Fee - Update; Pine Glen Alternate Exit (Emergency Access Road Cost); Listing of Outstanding Bonds, etc.
- (7) Adjournment

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

- (1) Resolution R13-1 - FILOT Distribution From Industrial Parks - Councilman Kinard..... M
- (2) Meeting of September 25, 2012 - Approval of Minutes N
- (3) Possible Executive Session if Time Permits
- (4) Old Business/New Business
- (5) Adjournment

GOALS

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

Economic Development

J. Jeffcoat, Chairman
Vacant, V Chairman
J. Kinard
D. Summers
B. Keisler

Planning & Administration

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

Justice

Vacant, 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

Committee of the Whole

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

**AGENDA
LEXINGTON COUNTY COUNCIL
January 08, 2013**

**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

Elections of Officers

- (1) Chairman; Vice Chairman; Appointment of Parliamentarian

Presentations

- (1) Midlands Workforce Development Board's WorkKeys Award to Lexington County Fire Service - Reggie Murphy, Chairman
- (2) 2012 General Election Recap - Dean Crepes, Director of Voter Registration

Chairman's Report

Administrator's Report

- (1) FY11-12 Audit Report - Ken Prince - Brittingham, Brown, Prince & Hancock, CPA

Employee Recognition - Joe Mergo, County Administrator

- (1) Employee Committee New Officers

Resolution

- (1) Sheriff James R. Metts O

Appointments

- (1) Boards and Commissions P

Bids/Purchases/RFPs

- (1) One (1) Transport Vehicle with Equipment (Addition) - Sheriff's Department Q

Approval of Minutes

- (1) Meeting of November 13, 2012 R

Ordinance(s)

- (1) Ordinance 12-14 - Ordinance Approving the Conveyance of Real Estate From the County of Lexington to the South Carolina Department of Transportation - 3rd and Final Reading S

(2) Ordinance 12-15 - Authorizing the Irmo Chapin Recreation Commission of the Irmo Chapin Recreation District to Issue General Obligation Bonds in the Principal Amount Not Exceeding \$18,000,000 - 3rd and Final Reading T

Committee Reports

Planning & Administration, D. Summers, Chairman

(1) New Position Request - Grant Project Manager (Goal 1) B

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

(1) Columbia Avenue (S-48 Chapin) - LPA Agreement H

(2) DHEC Waste Tire Grant Award J

Budget Amendment Resolutions

OLD BUSINESS/NEW BUSINESS

EXECUTIVE SESSION/LEGAL BRIEFING

MATTERS REQUIRING A VOTE AS A RESULT OF EXECUTIVE SESSION

ADJOURNMENT

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COUNTY OF LEXINGTON

COMMUNITY DEVELOPMENT DEPARTMENT

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

MEMORANDUM

To: Planning and Administration Committee
Through: Joe Mergo, III, County Administrator
From: Ron Scott, Community Development Director
Date: December 28, 2012
Subject: New Position Request – Grant Project Manager

After discussions with County Administration, the Community Development Department is requesting the establishment of a Grade 18 Grant Project Manager position to coordinate Title VI requirements for the County and to provide project management for HUD-funded public facility and infrastructure projects. The justification for this request is outlined below:

County-wide Title VI Requirements

During recent monitoring reviews by SC Department of Transportation (DOT) officials and US Department of Housing and Urban Development (HUD) officials, the County Administrator was made aware that the County must establish and implement a county-wide Title VI Plan. The County must establish a Title VI Coordinator to oversee the establishment and implementation of a county-wide Title VI Program.

The Civil Rights Act of 1964 included a provision named “Title VI” which is purposed to prevent disparate treatment and its impacts/effects. Title VI prohibits discrimination in the access of County programs, activities, services, etc., on the basis of race, color, national origin, sex, disability, and age. As a recipient of large sums of federal funds, the County is required to ensure that public funds are not spent in a way which encourages, subsidizes, or results in discrimination. Additionally, the County must reasonably ensure that programs, services, and facilities are accessible to citizens with disabilities and other barriers.

General Title VI duties will include: preparing and updating the County’s Title VI Plan and ensuring that the plan is available for review when required; managing Title VI programs on a county-wide basis; performance of audit reviews and reviews on sub-recipients for all County grant activities subject to Title VI, including public service activities, public facility activities, preconstruction and construction projects, and consultant services; conducting investigations of external complaints of discrimination as necessary; conducting compliance reviews of specified programs, consultants, planning agencies, and other sub-recipients of federal financial assistance; managing a Limited English Proficiency (LEP) Program; providing training to key county staff responsible for management of grant funds; and coordination with appropriate stakeholders in ensuring the promotion of Title VI requirements.

HUD-Funded Public Facility/Infrastructure Project Management

Annually, the County awards significant grant funds to municipalities, utilities, and/or non-profit organizations for public facility and infrastructure projects. These projects may include the installation of water and sewer lines, road paving, construction of public safety buildings, sidewalk paving projects, public health facilities, and similar projects. Public facility projects are very detailed and require ongoing project management to ensure timely expenditure of federal HUD funds. The County undergoes a federal “timeliness of expenditure” analysis in May of each year.

In the past, the County has allowed project management for public services to be conducted by third party entities (i.e., community development corporations, private engineers, architects, and the Central Midlands COG). However, it is our recommendation that we bring these services in-house to ensure timely project management and expenditure of funds. The County spends a large sum of money on external project management. By bringing these duties and responsibilities in-house we can provide better project management and project timeliness to ensure we meet all federal requirements for our HUD-funded Community Development Block Grant and HOME Investment Partnerships programs.

General public facility/infrastructure project management duties will include: implementing and managing the delivery of public facility, infrastructure, and construction projects, as assigned, in support of the County’s Community Development Block Grant and HOME Investment Partnerships programs; conducting HUD-required environmental reviews; conducting Davis-Bacon wage interviews for construction workers; reviewing certified weekly payrolls per US Department of Labor Standards; serving as the County representative to consult with architects, engineers and general contractors; overseeing implementation of those projects in conjunction with staff of various municipalities and non-profit organizations; representing the County at all CDBG and HOME related meetings (pre-bid, pre-conference, private property and/or general public) and working with the County Procurement Department throughout the bid process; and working with the County Engineer as required on road construction projects.

Requested action: recommendation from the Planning and Administration Committee to approve the creation of Grant Project Manager position to coordinate a county-wide Title VI Program and to manage HUD public facility and infrastructure projects. (50% funded through the CDBG Program and 50% funded through the general fund). Per review from the Human Resources Department, the estimated grade for the position is 18 and must be reviewed by the Archer Company.

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COUNTY OF LEXINGTON Grant Request Summary Form

Title of Grant: HIGHWAY SAFETY AGGRESSIVE IMPAIRED DRIVER ENFORCEMENT (AIDE) UNIT

Fund: NEW HS Aggressive Impaired Driver Enfr. **Department:** 151200 LE/Operations
No. Title No. Title

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

Type of Grant: **Reimbursement** X **Block** _____

Grant Overview: The ultimate goal of the Aggressive Impaired Driver Enforcement Unit in Lexington County is to combine resources to effect a positive change in the collision, injury, and arrest rate of traffic speed violations. By consolidating the resources and expanding knowledge and skills to perform traffic enforcement, the quality of enforcing the traffic laws will result in an effort to reduce severe and fatal traffic collisions. The expertise and knowledge gained from the specialized training will enhance the unit's capability by using technologically sound equipment and techniques to collect and process evidence for court cases for effective discovery, documentation, and judicial prosecution of criminal offenders.

This application is for two AIDE officers salaries, operating supplies, two vehicles and other capital items.

Grant Period: October 1, 2013 to September 30, 2014

Responsible Departmental Grant Personnel: Nandalyn Heaitley, Sheriff's Office Grants Coordinator

Date Grant Information Released: December 4, 2012 **Date Grant Application Due:** February 1, 2013

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

Personnel	\$ 139,194.00		
Operating	\$ 28,844.00	* Application Amount:	\$ 280,910
Capital	\$ 112,872.00	* Award Amount:	
Total	<u>\$ 280,910.00</u>		

Local Match Required: Yes No

If Yes, What is the Percentage / Amount: _____

 % \$ Amount

Requirements at the End of this Grant (please explain in detail):
 This grant must be applied for on an annual basis.

 The funding for this grant is paid 100% by SCDPS/OHS & there are no requirements at the end of the grant.

 Once funding for this grant runs out, the Sheriff's Department plans to continue this program through funds received by the Sheriff's Department from tax revenue and other grant funds as available.

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 Last Updated: 10/12/12 By: AD

Dept. Prepared	NH	12/20/2012
Dept. Approved	AP	12/20/2012
Finance Approved	AD	12/21/2012
	<i>Initials</i>	<i>Date</i>

COUNTY OF LEXINGTON
HIGHWAY SAFETY AGGRESSIVE IMPAIRED DRIVER ENFORCEMENT
Annual Budget
FY 2013-14 Estimated Revenue

Object Code	Revenue Account Title	Requested 2013-14	Recommend 2013-14	Approved 2013-14
*LE - HS Aggressive Impaired Driver Enforcement (AIDE):				
Revenues:				
457000	Federal Grant Income	280,910	280,910	
461000	Investment Interest	0	0	
801000	Op Trn from General Fund/LE	0	0	
	** Total Revenue	280,910	280,910	
	***Total Appropriation	280,910	280,910	
FUND BALANCE				
	Beginning of Year	0	0	
FUND BALANCE - Projected				
	End of Year	0	0	

COUNTY OF LEXINGTON
HIGHWAY SAFETY AGGRESSIVE IMPAIRED DRIVER ENFORCEMENT
Annual Budget
Fiscal Year - 2013-14

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

		<i>BUDGET</i>		
Object Expenditure		2013-14	2013-14	2013-14
Code	Classification	Requested	Recommend	Approved
Personnel				
510100	Salaries & Wages - 2	92,500	92,500	
510199	Special Overtime	6,000	6,000	
511112	FICA - Employer's Portion	7,536	7,536	
511114	Police Retirement - Employer's Portion	12,648	12,648	
511120	Insurance Fund Contribution - 2	15,600	15,600	
511130	Workers Compensation	3,310	3,310	
515600	Clothing Allowance	1,600	1,600	
	* Total Personnel	139,194	139,194	
Operating Expenses				
521000	Office Supplies	500	500	
521200	Operating Supplies	1,000	1,000	
521208	Police Supplies	0	0	
522300	Vehicle Repairs & Maintenance - 2	1,000	1,000	
524100	Vehicle Insurance - 2	1,092	1,092	
524201	General Tort Liability Insurance	1,490	1,490	
524202	Surety Bonds	0	0	
525004	WAN Service Charges - 2	1,200	1,200	
525020	Pagers & Cell Phones - 2	1,200	1,200	
525030	800 MHz Radio Service Changes - 2	1,200	1,200	
525041	E-mail Service Charges - 2	162	162	
525210	Conference, Meeting & Training Expense	2,000	2,000	
525230	Subscription, Dues & Books	0	0	
525400	Gas, Fuel and Oil	18,000	18,000	
525600	Uniforms & Clothing	0	0	
	* Total Operating	28,844	28,844	
	** Total Personnel & Operating	168,038	168,038	
Capital				
540000	Small Tools & Minor Equipment	800	800	
540010	Minor Software	400	400	
	(2) Marked Vehicle w/ Accessories	61,178	61,178	
	(2) 800 MHz Radio w/ Accessories	11,200	11,200	
	(2) In-car Video Cameras w/ Accessories	9,620	9,620	
	(2) In-car Radar Units w/ Accessories	4,384	4,384	
	(2) Digital Cameras w/ Accessories	800	800	
	(2) Ruggedized Laptop w/ Mount	13,000	13,000	
	(2) In-car Thermal Printers w/ Accessories	800	800	
	(2) Lidar Units	10,690	10,690	
	** Total Capital	112,872	112,872	
	*** Total Budget Appropriation	280,910	280,910	

SECTION V. – PROGRAM OVERVIEW

The ultimate goal of the Aggressive Impaired Driver Enforcement Traffic Unit in Lexington County is to combine resources to effect a positive change in the collision, injury, and arrest rate of traffic speed violations. By consolidating the resources and expanding knowledge and skills to perform traffic enforcement, the quality of enforcing the traffic laws will result in an effort to reduce severe and fatal traffic collisions. The expertise and knowledge gained from the specialized training will enhance the unit's capability by using technologically sound equipment and techniques to collect and process evidence for court cases for effective discovery, documentation, and judicial prosecution of criminal offenders.

SECTION VI. A. - SUMMARY OF REVENUES

457000 –FEDERAL GRANT INCOME **\$ 280,910**

Federal funds are awarded to the agency at 100%.

801000 - OPERATING TRANSFER FROM GENERAL FUND **\$ 0**

This account is to cover the cost of grant match funds. The Highway Safety grant does not require a match fund this fiscal year budget.

SECTION VI. B. – LISTING OF POSITIONS

	Positions	Full Time Equivalent		Total	Grade
		General Fund	Other Fund		
Current Staffing Level:					
Traffic Lieutenant	1	1	0	1	20
Traffic Master Deputies	2	2	0	2	13
Traffic Deputies	7	7	0	7	12
DUI Traffic Deputies	2	0	2	2	12
Totals:	<u>12</u>	<u>10</u>	<u>2</u>	<u>12</u>	

	Positions	Full Time Equivalent		Total	Grade
		General Fund	Other Fund		
Requested Staffing:					
AIDE Traffic Deputies	2	0	2	2	12
Totals:	<u>2</u>	<u>0</u>	<u>2</u>	<u>2</u>	

SECTION VI. C. – OPERATING LINE ITEM NARRATIVES

521000 - OFFICE SUPPLIES **\$ 500**

Items to be purchased include, but are not limited to pens, file jackets, folders, DVDs, DVD holders, clip boards, chair mats, envelopes, calendars and other general supplies used daily.

The estimated cost of all office supplies is \$500.

521200 - OPERATING SUPPLIES **\$ 1,000**

Items to be purchased include traffic supplies such as video and audio tapes, computer cleaning pads, OSHA kits, traffic books, disks, batteries etc. are required for operational purposes for the traffic officers.

The estimated cost of all operating supplies is estimated at \$ 1,000.

522300 - VEHICLE REPAIRS AND MAINTENANCE **\$ 1,000**

Vehicle repairs and maintenance is needed for the grant vehicles.

The amount budgeted is an estimate of \$1,000.

524100 - VEHICLE INSURANCE **\$ 1,092**

Vehicle insurance is required for the grant vehicles.

The estimated cost provided by the County Risk Manager for Vehicle Insurance is \$546 per vehicle.

524201 - GENERAL TORT LIABILITY INSURANCE **\$ 1,490**

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

The estimated cost provided by the County Risk Manager is \$745 per employee per year.

525004 – WAN SERVICE CHARGES **\$ 1,200**

Air card service will allow the traffic officers to have wireless access to the web GNET and other databases from other counties as well as LCSO to obtain immediate information on the person in question.

The cost is estimated at \$50/month x 2 traffic officers x 12 months = \$1,200.

525020 - PAGERS AND CELL PHONES **\$ 1,200**

Mobile telephones will allow the traffic officers to communicate effectively with each other and to make contact to those individuals that are involved in traffic situations.

The cost is estimated at \$50/month x 2 traffic officers x 12 months = \$1,200.

525030 – 800 MHz RADIO SERVICE CHARGES **\$ 1,200**

The 800 MHz radio fees plus roaming fees is required for the operation of the two 800 MHz radios.

The cost is estimated at \$50/month x 2 traffic officers x 12 months = \$1,200.

525041 – E-MAIL SERVICE CHARGES **\$ 162**

The email service is required for immediate communication and immediate transfer of documents for investigative purposes.

The cost is estimated at \$6.75/month x 2 traffic officers x 12 months = \$162.

525210 – CONFERENCE, MEETING AND TRAINING EXPENSE **\$ 2,000**

The grant requires that each grant funded person attend at least two training seminars per grant year. The registration fees are required to secure attendance to training classes which will be announced in the upcoming year. The training will be in state at a time and location that will be announced later. These training seminars will teach the most current technological approaches to DUI, vehicle inspections, laws, and investigations that will allow the traffic officers to present cases in court for prosecution purposes.

The cost budgeted is an estimate.

525400 - GAS, FUEL, AND OIL **\$ 18,000**

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

The cost budgeted is an estimate based on miles traveled for existing traffic officers.

SECTION VI. D. –CAPITAL LINE ITEM NARRATIVES

540000 – SMALL TOOLS AND MINOR EQUIPMENT **\$ 800**

Each officer will need various small tools and minor equipment to perform his job duties effectively and efficiently.

The cost is estimated.

540010 – MINOR SOFTWARE **\$ 400**

Office software and flash drives will be required for the traffic officers to easily download information and for the storing and the collecting of information in the computer.

The cost of the software is \$ 400.

(2) MARKED VEHICLES W/EQUIPMENT, INSTALLATION AND ACCESSORIES **\$ 61,178**

The Aggressive Impaired Driver Enforcement Traffic vehicles to be purchased must meet the standards established by the Office of Highway Safety. Each vehicle will be equipped the same to ensure uniformity and consistency with all traffic stops. Emergency lighting and audio is required for the safety of all motoring public during a traffic stop or checkpoints. Push bumpers are required on each vehicle to assist a disabled motorist from the highway without damaging the vehicle. Vehicle safety partitions are required for safe transport of prisoners to jail.

The cost for the following items is estimated to include tax and any applicable shipping charges.

(2) Marked Vehicles	\$ 50,388
(2) Light Bars	\$ 2,516
(2) Siren Speakers	\$ 204
(2) Push Bumpers	\$ 450
(2) Power Control Centers	\$ 856
(2) Vehicle Safety Partition	\$ 928
(2) Emergency Lighting	\$ 2,300
(2) Center Consoles	\$ 536
(2) LCSD Patrol Car Marking	\$ 3,000

(2) 800 MHZ RADIO AND ACCESSORIES **\$ 11,200**

The 800 MHz Digital Encrypted radios are required for each officer. The digital encryption allows all law enforcement agencies to communicate over a secure network and for the safety of the traffic officers.

The cost is \$5,600 X 2 = \$11,200.

(2) IN-CAR VIDEO CAMERAS AND ACCESSORIES **\$ 9,620**

The use of digital in-car video is paramount for evidentiary purposes, which will assist in successful prosecution of each case. The video medium is regarded as the most effective tool to prosecute traffic cases.

The cost is estimated.

(2) IN-CAR RADAR UNITS **\$ 4,384**

The radar units enable the apprehension of traffic violators.

The cost is estimated.

(2) DIGITAL CAMERAS AND ACCESSORIES **\$ 800**

The use of digital photography for traffic scenes will greatly enhance traffic investigations and court presentations. Some of the benefits are:

- Instantaneous in camera review to confirm the incident was correctly documented.
- The speed at which images can be used and disseminated.
- Cost savings over film systems.
- More images are taken and scenes are documented more thoroughly due to the absence of film.

The cost is estimated.

(2) RUGGADIZED LAPTOP COMPUTERS AND ACCESSORIES **\$ 13,000**

These computers will be used for recording data in the field. The laptop will also be used to pull information from the in-house system needed for the investigation.

The cost is estimated.

(2) IN-CAR THERMAL PRINTERS AND ACCESSORIES **\$ 800**

Mobile printers and accessories will be used to print search warrants, photographs and other documents needed to process the case at the scene.

The cost is estimated.

(2) LIDAR **\$ 10,690**

The LIDAR units enable the apprehension of traffic violators. These particular LIDAR units record a digital photograph of the violator's vehicle with the speed, time, date, and location stamped on the picture. This will assist in the prosecution of speed cases.

The cost is estimated.

COUNTY OF LEXINGTON Grant Request Summary Form

Title of Grant: HIGHWAY SAFETY ADVANCED SPEED ENFORCEMENT (ASE) UNIT

Fund: NEW HS Advanced Speed Enforcement **Department:** 151200 LE/Operations
No. Title No. Title

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

Type of Grant: **Reimbursement** X **Block** _____

Grant Overview: The ultimate goal of the Advanced Speed Enforcement Unit in Lexington County is to combine resources to effect a positive change in the collision, injury, and arrest rate of traffic speed violations. By consolidating the resources and expanding knowledge and skills to perform traffic enforcement, the quality of enforcing the traffic laws will result in an effort to reduce severe and fatal traffic collisions. The expertise and knowledge gained from the specialized training will enhance the unit's capability by using technologically sound equipment and techniques to collect and process evidence for court cases for effective discovery, documentation, and judicial prosecution of criminal offenders.

This application is for two ASE officers salaries, operating supplies, two vehicles and other capital items.

Grant Period: October 1, 2013 to September 30, 2014

Responsible Departmental Grant Personnel: Nandalyn Heaitley, Sheriff's Office Grants Coordinator

Date Grant Information Released: December 4, 2012 **Date Grant Application Due:** February 1, 2013

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

Personnel	\$ 139,194.00		
Operating	\$ 28,844.00	* Application Amount:	\$ 280,910
Capital	\$ 112,872.00	* Award Amount:	
Total	<u>\$ 280,910.00</u>		

Local Match Required: Yes No

If Yes, What is the Percentage / Amount: _____

 % \$ Amount

Requirements at the End of this Grant (please explain in detail):
 This grant must be applied for on an annual basis.

 The funding for this grant is paid 100% by SCDPS/OHS & there are no requirements at the end of the grant.

 Once funding for this grant runs out, the Sheriff's Department plans to continue this program through funds received by the Sheriff's Department from tax revenue and other grant funds as available.

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 Last Updated: 10/12/12 By: AD

Dept. Prepared	NH	12/20/2012
Dept. Approved	AP	12/20/2012
Finance Approved	AD	12/21/2012
	<i>Initials</i>	<i>Date</i>

**COUNTY OF LEXINGTON
HIGHWAY SAFETY ADVANCED SPEED ENFORCEMENT UNIT
Annual Budget
FY 2013-14 Estimated Revenue**

Object Code	Revenue Account Title	Requested 2013-14	Recommend 2013-14	Approved 2013-14
*LE - HS Advanced Speed Enforcement (ASE) Unit:				
Revenues:				
457000	Federal Grant Income	280,910	280,910	
461000	Investment Interest	0	0	
801000	Op Trn from General Fund/LE	0	0	
	** Total Revenue	280,910	280,910	
	***Total Appropriation	280,910	280,910	
FUND BALANCE				
	Beginning of Year	0	0	
FUND BALANCE - Projected				
	End of Year	0	0	

COUNTY OF LEXINGTON
HIGHWAY SAFETY ADVANCED SPEED ENFORCEMENT UNIT
Annual Budget
Fiscal Year - 2013-14

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

Object Expenditure Code Classification	<i>BUDGET</i>		
	2013-14 Requested	2013-14 Recommend	2013-14 Approved
Personnel			
510100 Salaries & Wages - 2	92,500	92,500	
510199 Special Overtime	6,000	6,000	
511112 FICA - Employer's Portion	7,536	7,536	
511114 Police Retirement - Employer's Portion	12,648	12,648	
511120 Insurance Fund Contribution - 2	15,600	15,600	
511130 Workers Compensation	3,310	3,310	
515600 Clothing Allowance	1,600	1,600	
* Total Personnel	139,194	139,194	
Operating Expenses			
521000 Office Supplies	500	500	
521200 Operating Supplies	1,000	1,000	
521208 Police Supplies	0	0	
522300 Vehicle Repairs & Maintenance - 2	1,000	1,000	
524100 Vehicle Insurance - 2	1,092	1,092	
524201 General Tort Liability Insurance	1,490	1,490	
524202 Surety Bonds	0	0	
525004 WAN Service Charges - 2	1,200	1,200	
525020 Pagers & Cell Phones - 2	1,200	1,200	
525030 800 MHz Radio Service Changes - 2	1,200	1,200	
525041 E-mail Service Charges - 2	162	162	
525210 Conference, Meeting & Training Expense	2,000	2,000	
525230 Subscription, Dues & Books	0	0	
525400 Gas, Fuel and Oil	18,000	18,000	
525600 Uniforms & Clothing	0	0	
* Total Operating	28,844	28,844	
** Total Personnel & Operating	168,038	168,038	
Capital			
540000 Small Tools & Minor Equipment	800	800	
540010 Minor Software	400	400	
(2) Marked Vehicle w/ Accessories	61,178	61,178	
(2) 800 MHz Radio w/ Accessories	11,200	11,200	
(2) In-car Video Cameras w/ Accessories	9,620	9,620	
(2) In-car Radar Units w/ Accessories	4,384	4,384	
(2) Digital Cameras w/ Accessories	800	800	
(2) Ruggedized Laptop w/ Mount	13,000	13,000	
(2) In-car Thermal Printers w/ Accessories	800	800	
(2) Lidar Units	10,690	10,690	
** Total Capital	112,872	112,872	
*** Total Budget Appropriation	280,910	280,910	

SECTION V. – PROGRAM OVERVIEW

The ultimate goal of the Advanced Speed Enforcement Traffic Unit in Lexington County is to combine resources to effect a positive change in the collision, injury, and arrest rate of traffic speed violations. By consolidating the resources and expanding knowledge and skills to perform traffic enforcement, the quality of enforcing the traffic laws will result in an effort to reduce severe and fatal traffic collisions. The expertise and knowledge gained from the specialized training will enhance the unit's capability by using technologically sound equipment and techniques to collect and process evidence for court cases for effective discovery, documentation, and judicial prosecution of criminal offenders.

SECTION VI. A. - SUMMARY OF REVENUES

457000 –FEDERAL GRANT INCOME **\$ 280,910**

Federal funds are awarded to the agency at 100%.

801000 - OPERATING TRANSFER FROM GENERAL FUND **\$ 0**

This account is to cover the cost of grant match funds. The Highway Safety grant does not require a match fund this fiscal year budget.

SECTION VI. B. – LISTING OF POSITIONS

	Positions	Full Time Equivalent		Total	Grade
		General Fund	Other Fund		
Current Staffing Level:					
Traffic Lieutenant	1	1	0	1	20
Traffic Master Deputies	2	2	0	2	13
Traffic Deputies	7	7	0	7	12
DUI Traffic Deputies	2	0	2	2	12
Totals:	<u>12</u>	<u>10</u>	<u>2</u>	<u>12</u>	

	Positions	Full Time Equivalent		Total	Grade
		General Fund	Other Fund		
Requested Staffing:					
ASE Traffic Deputies	2	0	2	2	12
Totals:	<u>2</u>	<u>0</u>	<u>2</u>	<u>2</u>	

SECTION VI. C. – OPERATING LINE ITEM NARRATIVES

521000 - OFFICE SUPPLIES **\$ 500**

Items to be purchased include, but are not limited to pens, file jackets, folders, DVDs, DVD holders, clip boards, chair mats, envelopes, calendars and other general supplies used daily.

The estimated cost of all office supplies is \$500.

521200 - OPERATING SUPPLIES **\$ 1,000**

Items to be purchased include traffic supplies such as video and audio tapes, computer cleaning pads, OSHA kits, traffic books, disks, batteries etc. are required for operational purposes for the traffic officers.

The estimated cost of all operating supplies is estimated at \$ 1,000.

522300 - VEHICLE REPAIRS AND MAINTENANCE **\$ 1,000**

Vehicle repairs and maintenance is needed for the grant vehicles.

The amount budgeted is an estimate of \$1,000.

524100 - VEHICLE INSURANCE **\$ 1,092**

Vehicle insurance is required for the grant vehicles.

The estimated cost provided by the County Risk Manager for Vehicle Insurance is \$546 per vehicle.

524201 - GENERAL TORT LIABILITY INSURANCE **\$ 1,490**

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

The estimated cost provided by the County Risk Manager is \$745 per employee per year.

525004 – WAN SERVICE CHARGES **\$ 1,200**

Air card service will allow the traffic officers to have wireless access to the web GNET and other databases from other counties as well as LCSO to obtain immediate information on the person in question.

The cost is estimated at \$50/month x 2 traffic officers x 12 months = \$1,200.

525020 - PAGERS AND CELL PHONES **\$ 1,200**

Mobile telephones will allow the traffic officers to communicate effectively with each other and to make contact to those individuals that are involved in traffic situations.

The cost is estimated at \$50/month x 2 traffic officers x 12 months = \$1,200.

525030 – 800 MHz RADIO SERVICE CHARGES **\$ 1,200**

The 800 MHz radio fees plus roaming fees is required for the operation of the two 800 MHz radios.

The cost is estimated at \$50/month x 2 traffic officers x 12 months = \$1,200.

525041 – E-MAIL SERVICE CHARGES **\$ 162**

The email service is required for immediate communication and immediate transfer of documents for investigative purposes.

The cost is estimated at \$6.75/month x 2 traffic officers x 12 months = \$162.

525210 – CONFERENCE, MEETING AND TRAINING EXPENSE **\$ 2,000**

The grant requires that each grant funded person attend at least two training seminars per grant year. The registration fees are required to secure attendance to training classes which will be announced in the upcoming year. The training will be in state at a time and location that will be announced later. These training seminars will teach the most current technological approaches to DUI, vehicle inspections, laws, and investigations that will allow the traffic officers to present cases in court for prosecution purposes.

The cost budgeted is an estimate.

525400 - GAS, FUEL, AND OIL **\$ 18,000**

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

The cost budgeted is an estimate based on miles traveled for existing traffic officers.

SECTION VI. D. –CAPITAL LINE ITEM NARRATIVES

540000 – SMALL TOOLS AND MINOR EQUIPMENT **\$ 800**

Each officer will need various small tools and minor equipment to perform his job duties effectively and efficiently.

The cost is estimated.

540010 – MINOR SOFTWARE **\$ 400**

Office software and flash drives will be required for the traffic officers to easily download information and for the storing and the collecting of information in the computer.

The cost of the software is \$ 400.

(2) MARKED VEHICLES W/EQUIPMENT, INSTALLATION AND ACCESSORIES **\$ 61,178**

The Advanced Speed Enforcement Traffic Unit vehicles to be purchased must meet the standards established by the Office of Highway Safety. Each vehicle will be equipped the same to ensure uniformity and consistency with all traffic stops. Emergency lighting and audio is required for the safety of all motoring public during a traffic stop or checkpoints. Push bumpers are required on each vehicle to assist a disabled motorist from the highway without damaging the vehicle. Vehicle safety partitions are required for safe transport of prisoners to jail.

The cost for the following items is estimated to include tax and any applicable shipping charges.

(2) Marked Vehicles	\$ 50,388
(2) Light Bars	\$ 2,516
(2) Siren Speakers	\$ 204
(2) Push Bumpers	\$ 450
(2) Power Control Centers	\$ 856
(2) Vehicle Safety Partition	\$ 928
(2) Emergency Lighting	\$ 2,300
(2) Center Consoles	\$ 536
(2) LCSD Patrol Car Marking	\$ 3,000

(2) 800 MHZ RADIO AND ACCESSORIES **\$ 11,200**

The 800 MHz Digital Encrypted radios are required for each officer. The digital encryption allows all law enforcement agencies to communicate over a secure network and for the safety of the traffic officers.

The cost is \$5,600 X 2 = \$11,200.

(2) IN-CAR VIDEO CAMERAS AND ACCESSORIES **\$ 9,620**

The use of digital in-car video is paramount for evidentiary purposes, which will assist in successful prosecution of each case. The video medium is regarded as the most effective tool to prosecute traffic cases.

The cost is estimated.

(2) IN-CAR RADAR UNITS **\$ 4,384**

The radar units enable the apprehension of traffic violators.

The cost is estimated.

(2) DIGITAL CAMERAS AND ACCESSORIES **\$ 800**

The use of digital photography for traffic scenes will greatly enhance traffic investigations and court presentations. Some of the benefits are:

- Instantaneous in camera review to confirm the incident was correctly documented.
- The speed at which images can be used and disseminated.
- Cost savings over film systems.
- More images are taken and scenes are documented more thoroughly due to the absence of film.

The cost is estimated.

(2) RUGGADIZED LAPTOP COMPUTERS AND ACCESSORIES **\$ 13,000**

These computers will be used for recording data in the field. The laptop will also be used to pull information from the in-house system needed for the investigation.

The cost is estimated.

(2) IN-CAR THERMAL PRINTERS AND ACCESSORIES **\$ 800**

Mobile printers and accessories will be used to print search warrants, photographs and other documents needed to process the case at the scene.

The cost is estimated.

(2) LIDAR **\$ 10,690**

The LIDAR units enable the apprehension of traffic violators. These particular LIDAR units record a digital photograph of the violator's vehicle with the speed, time, date, and location stamped on the picture. This will assist in the prosecution of speed cases.

The cost is estimated.

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COUNTY OF LEXINGTON
PUBLIC WORKS DEPARTMENT
ENGINEERING

MEMORANDUM

DATE: January 2, 2013
TO: Joe Mergo, County Administrator
FROM: Randy Edwards, P.E., County Engineer
RE: Columbia Avenue (S-48) LPA Agreement

Lexington County Engineering anticipates receipt of the Local Participation Agreement from SCDOT to manage the Columbia Avenue (S-48) project on January 4, 2012. We hereby request that County Council approve this agreement, contingent upon review and approval by the Lexington County Attorney, Jeff Anderson. Upon approval and signature of this agreement, Lexington County Engineering staff will initiate the procurement process for a design consultant.

Please present this to the Public Works Committee for their consideration and approval. We respectfully request that this item be reported out to full Council.

Attachments via email



COUNTY OF LEXINGTON
PUBLIC WORKS DEPARTMENT
ENGINEERING

MEMORANDUM

DATE: January 2, 2013
TO: Joe Mergo, County Administrator
FROM: Randy Edwards, P.E., County Engineer
RE: S-48 Columbia Avenue Status Update

On December 11, 2012, County Council requested a status update on the Columbia Avenue (S-48 Chapin) project being developed through the SCDOT Local & Public Agency (LPA). Below is an outline of the project history and the future milestones of the project. All projected dates are subject to agency reviews and the anticipation that no significant impact will be found as part of the NEPA process.

History:

1/12 – Initial draft application for LPAA is made to SCDOT
4/17/12 – Lexington County (LC) received comments on draft application
7/12/12 – SCDOT Letter for “Conditional” qualification
7/26/12 – LC staff attended information meeting w/ SCDOT LPA staff
8/9/12 – LC held scoping meeting w/ SCDOT.
- SCDOT Traffic department did not attend.
- Discussion centered on the 2006 S-48 Columbia Ave Corridor Study
- Agreed to collect traffic counts around Chapin High School at SCDOT to determine the impact of the school on the various count data.
Aug/Sept – LC collected traffic data prior to and after school opens. Submit results to SCDOT for review.
10/1/12 – LC attended 2nd scoping meeting (address items needed to complete a comprehensive RFQ). SCDOT commented regarding the complexity of the traffic corridor.
10/24 to 11/27 – LC developed comprehensive RFQ
10/31/12 - LC Administration confirms need to include right-of-way acquisition component.
11/27/12 – Submitted final RFQ to SCDOT for approval.
12/4/12 – SCDOT staff forwarded final RFQ to SCDOT procurement for review and approval.
1/2/13 – SCDOT stated that agreement would be finalized January 4, 2013.

Future Milestones:

- 1/2013 – Receive LPA Agreement from SCDOT
- 2/2013 – Advertise RFQ (Request for Qualifications)
- 5/2013 - Select design consultant (30-day negotiation)
- 7/2013 – Begin EA (Environmental Assessment) process
- 10/2013 – Hold public information meeting
- 3/2014 – Complete EA draft document; submit to FHWA
- 5/2014 – Public Hearing (2 weeks for comments)
- 8/2014 – Submit to FHWA for FONSI (Finding of no significant impact)
- 11/2014 – *Proceed to Right-of-Way acquisition phase; Plans are 65% complete.
- 9/2015 – Construction Documents Completed

*Prior to beginning Right-of-way acquisition phase, a certain amount of construction funds are to be in place.

Please present this to the Public Works Committee for their review.

County of Lexington

Department of Solid Waste Management

498 Landfill Lane

Lexington, South Carolina 29073

Telephone: (803) 755-3325

Facsimile: (803) 755-3833

To: Adam DuBose, County Grants Manager

Through: Dave Eger, Solid Waste Director

From: Amanda St. John, Recycling Coordinator

Date: December 27, 2012

Re: DHEC Waste Tire Grant

Solid Waste Management is requesting Council committee approval to accept \$33,750 of funding from DHEC through its waste tire grant.

This grant funding will be used to expand and modify the tire loading dock at the Edmund Landfill. Funding for professional development and public education are also being requested.

We ask that the award be considered by Committee and Full Council at the January 8 meeting.

We appreciate your understanding and consideration of this matter. If you have any questions, please let me know.

**COUNTY OF LEXINGTON
SOLID WASTE TIRE GRANT
Annual Budget
Fiscal Year - 2012-13**

Object Code	Revenue Account Title	Actual 2010-11	Received Thru May 2011-12	Amended Budget Thru May 2011-12	Projected Revenues Thru Jun 2011-12	Requested 2012-13	Approved 2012-13	Awarded 2012-13
* Waste Tire Grant 5721:								
- Reimbursement Grant -								
Revenues:								
458000	State Grant Income	1,027	1,927	3,750	3,750	79,950	79,950	33,750
461000	Investment Interest	1	0	0	0	0	0	0
** Total Revenue		1,028	1,927	3,750	3,750	79,950	79,950	33,750
***Total Appropriation					3,750	82,950	79,950	33,750
FUND BALANCE								
Beginning of Year								
					215	215	215	215
FUND BALANCE - Projected								
End of Year								
					215	(2,785)	215	215

Fund: 5721
Division: Public Works
Organization: 121207 - Solid Waste / Recycling

Object Expenditure Code	Classification	2010-11 Expend	2011-12 Expend (May)	2011-12 Amended (May)	2012-13 Requested	BUDGET	
					2012-13 Requested	2012-13 Approved	2012-13 Awarded
Operating Expenses							
520400	Advertising & Publicity	0	0	2,450	3,000	0	0
521213	Public Education Supplies	1,027	550	550	3,000	3,000	3,000
525210	Conference, Meeting & Training Expenses	0	667	750	750	750	750
* Total Operating		1,027	1,217	3,750	6,750	3,750	3,750
**Total Personnel & Operating		1,027	1,217	3,750	6,750	3,750	3,750
Capital							
5AD289	Engineering (Tire Loading Dock)				16,200	16,200	0
5AD290	Construction (Tire Loading Dock)				60,000	60,000	30,000
**Total Capital		0	0	0	76,200	76,200	30,000
** Total Appropriation		1,027	1,217	3,750	82,950	79,950	33,750

SECTION V – PROGRAM OVERVIEW

Summary of Program

DHEC Waste Tire Grant

Objective:

This program is a grant through the South Carolina Department of Health and Environmental Control (DHEC).

The funds will be used to educate the public about proper tire disposal and provide funding to expand the existing tire loading dock.

Funds will also be used to send staff to the Carolina Recycling Annual Conference or the SWANA Annual conference to promote professional development.

SECTION VI. – LINE ITEM NARRATIVES

SECTION IV. A – SUMMARY OF REVENUES

458000 – STATE GRANT INCOME	\$ 33,750
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SECTION VI. C - OPERATING LINE ITEM NARRATIVES

521213 - PUBLIC EDUCATION SUPPLIES	\$ 3,000
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Funds to cover the purchase of educational supplies, brochures, etc.

525210 – CONFERENCE, MEETING & TRAINING EXPENSES	\$ 750
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Funds to cover the cost for staff to attend the Carolina Recycling Association's annual conference or other professional development.

SECTION VI. D – CAPITAL LINE ITEM NARRATIVES

5AD290 - CONSTRUCTION (TIRE LOADING DOCK) **\$ 30,000**

Funds will be used in conjunction with Solid Waste funds (Fund 5700) to modify and construct a new tire loading dock at the landfill.



Catherine B. Templeton, Director

Promoting and protecting the health of the public and the environment

December 10, 2012

Joe G. Mergo, III
Lexington County
212 S. Lake Drive
Lexington, SC 29072

Dear Mr. Mergo:

The Office of Solid Waste Reduction and Recycling is pleased to inform you that Lexington County has been awarded a FY2013 Waste Tire Grant. Enclosed please find the original grant agreement. This must be signed and returned to our Office within ten days.

Please pay particular attention to the scope section of the grant agreement. This portion details the expenses that can be reimbursed. In addition, note carefully the information contained in the special terms and conditions section. This section provides guidelines specific to this grant program.

To accept the offer of this award, please sign the original grant agreement and return the original to our office. You may not begin work under the terms of your grant until the office is in possession of the signed original grant agreement. The office will mail you a notification when we receive the signed agreement.

Please send your signed original grant agreement to Jana White; DHEC Office of Solid Waste Reduction and Recycling; 2600 Bull St.; Columbia, SC 29201.

Congratulations on your award. Please call me at 803-896-4221 or Stefanie Vandiver at 803-896-4229 if you have questions concerning this or any other grant. We look forward to working with you this coming year.

Sincerely,

Jana White

cc: Amanda St. John
Adam DuBose



Catherine B. Templeton, Director

Promoting and protecting the health of the public and the environment

WASTE TIRE/AUTOMOBILE DISMANTLER RECYCLING GRANT AGREEMENT

Section 44-96-170, S.C. Code of Laws

GRANT NOTIFICATION INFORMATION

Grantee: Lexington County
Mailing Address: 212 S. Lake Drive
Lexington, SC 29072

Grant Number: 32 wt 13

Grant Execution Date: The later of January 1, 2013 or upon obtaining the final signature on this grant agreement.

Grant Ending Date: June 30, 2013

Grant Amount: \$33,750.00

Authorized Representative: Joe G. Mergo, III
Phone Number: (803) 785-8100
Fax: (803) 785-8101

Contact Person: Amanda St. John
Address: 498 Landfill Lance
Lexington, SC 29073
Phone: (803) 785-3340
Fax: (803) 755-3325

Financial Officer: Adam DuBose
Address: 212 S. Lake Dr.
Lexington, SC 29072
Phone: (803) 785-8379
Fax:

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

OFFICE OF SOLID WASTE REDUCTION & RECYCLING

GRANT INSTRUMENT
PART ONE

I. SCOPE OF SERVICES STATEMENT

A. INTRODUCTION

The Department of Health and Environmental Control (DHEC), Office of Solid Waste Reduction and Recycling (hereinafter referred to as the Office), is the administrative agency for waste tire recycling projects approved for expenditure of funds under the Waste Tire Recycling Grant Program. The Waste Tire Recycling Grant Program is mandated under the South Carolina Solid Waste Policy and Management Act of 1991. Lexington County submitted to the Office on or before October 24, 2012 an application for Waste Tire recycling funds.

A maximum of \$33,750.00 will be granted for this project to the government of Lexington County (hereinafter referred to as the Grantee).

B. SCOPE OF WORK

Public education funds will be limited to activities that promote the proper management of waste tires to include design, printing, and distribution of informational materials as approved by the Office.

Funds will be used for professional development including travel to recycling conferences or trainings. Professional development must be requested in writing and may be approved up to the limits described below.

Funds will be used toward the construction of a tire loading dock to be used in the county's waste tire collection program. The loading dock will be placed at the Lexington County landfill.

All purchases made under the scope of the grant, with the exception of contractor costs and professional development, must be requisitioned, purchased or procured by March 31, 2013 unless otherwise approved by the Office.

County staff will ensure that all materials collected in this program are recycled or reused. End markets and total annual tonnages for all materials collected as a result of this grant will be reported in the quarterly progress reports.

Budget:

Public Education	\$ 3,000.00
Professional Development	\$ 750.00
Other Direct Costs	\$30,000.00
Tire Loading Dock	

C. REPORTING REQUIREMENTS

The Grantee shall submit Quarterly Grant Progress Reports in accordance with the timeline detailed below. Quarterly Grant Progress Report forms will be provided by the Office.

Quarterly reports shall be submitted beginning April 15, 2013 and the 15th of the month after each quarter ends thereafter.

Quarter	Dates	Quarterly Report Due
1	Start Date – Mar. 31	April 15
2	Apr. 1 – June 30	July 15
3	Jul. 1 – Sept. 30	October 15
4	Oct. 1 – Dec. 31	January 15

In addition, the Grantee shall submit an Annual Progress Report in accordance with the S.C. Solid Waste Policy and Management Act detailing the tonnages of recyclable materials recovered.

D. PAYMENTS

Payment will be made on a reimbursement basis. All reimbursements must be requested with the reimbursement request form, which will be supplied by the Office. Appropriate invoices and documentation must accompany each payment request. Payments will be made in accordance with the recipient's approved budget requirements as submitted and approved herein. Reimbursements shall not be requested until the goods have been delivered to the grantee or the services have been provided, unless otherwise approved by the Office.

All final payment requests must be made within 45 days of the end of the grant period. At the end of the 45-day period, the balance of the grant will be closed and no additional payments will be allowed. Failure to comply with the terms of this agreement shall result in refusal of payment of grant funds to the Grantee.

Reimbursements for contractor costs associated with the recycling of waste tires will be made on a per tire or per ton basis. Reimbursement requests must include verification of tonnage received by the approved tire recycling facility.

II. SPECIAL TERMS AND CONDITIONS

- A. The Grantee's authorized representative, financial representative and contact person must sign the grant instrument and return the original to the Office.
- B. Grants shall not be provided to any local government or region that does not demonstrate a good faith effort to meet the requirements of the Solid Waste Policy and Management Act of 1991.
- C. The Grantee must submit the appropriate reports as required under the guidelines of the Solid Waste Policy and Management Act of 1991 to participate in the program. All recycling projects must be consistent with the county or region plan submitted to DHEC.

- D. The Grantee must maintain a file with copies of related documents including, but not limited to, copies of both the application and the grant agreement, all expenditure information, vouchers, receipts, solicitation notices, contracts, subcontracts, leases, travel and public education approvals, agreements and legal documents for inspection and review by the Office.
- E. Records with respect to all matters covered by this Grant Agreement shall be retained by the Grantee for 6 years after the end of the grant period, and shall be available for audit and inspection for any time such audit is deemed necessary by DHEC. If audit has begun but is not completed at the end of the 6-year period, or if audit findings have not been resolved at the end of the 6-year period, the records shall be retained until resolution of the audit findings.
- F. The Grantee shall assure that these records are available at all reasonable times for inspection, review or audit by Office personnel and other personnel authorized by the Office. The inspection will be conducted during regular business hours and with 24-hour notification to the Grantee. The Office reserves the right to unilaterally cancel this grant for refusal by the grantee to allow public access to all documents, papers, letters, or other material subject to this grant.
- G. Grantee shall obtain all necessary state, federal and/or local permits required for construction and/or operation of collection facilities.
- H. The Grantee's travel expenses, including room and board, incurred in connection with the services described in the Scope of Services will be limited to reimbursement at the standard State rate in effect during the period of this agreement and will be included within the maximum amount of the contract.

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

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

- I. The Grantee shall not provide any DHEC grant funds to the private sector unless specifically contracting for goods or services.
- J. Obligations on any outstanding Waste Tire grants must be fulfilled before any reimbursements are made on a new Waste Tire Grant unless otherwise approved by the Office.
- K. All signs and educational material must be pre-approved by the Office prior to production or printing. Draft signs and educational materials must be submitted using the Promotional/Educational Verification Form supplied by the Office. The Office reserves the right to deny reimbursement for any material that has not

been pre-approved. Approval for activities described in the grant application does not constitute approval of specific educational materials.

- L. The Grantee must provide documentation that the county owns or has a signed lease agreement for any land that may be used in conjunction with the project before any equipment can be purchased.
- M. Equipment and/or supplies having a value of \$1,000.00 or greater will remain the property of the Grantee.
- N. Equipment is defined as items of a permanent nature that can be used continuously and with a useful life of two years, and a cost over \$1,000.00. Transportation, installation charges and sales tax on equipment are a part of the cost of equipment. Equipment purchased is to be utilized during the sub-recipient grant agreement period and maintained per manufacturer's recommendations. Equipment is to be utilized for the full manufacturer's life expectancy.
- O. Any change to this Grant Agreement is considered an amendment to the grant agreement, which must be mutually agreed to and executed in the same manner as the grant agreement.
- P. The term of this grant is upon execution through June 30, 2013. Grantees may apply for one 90-day extension. Extensions must be requested in writing and approved by the Office thirty days before the end of the Grant period. Allowable costs may be charged to this agreement only during the term of this agreement.
- Q. None of the work or services covered by this Contract shall be subcontracted without the prior written approval of DHEC.
- R. Grantees shall provide the Office with a copy of any new or revised recycling technology accomplished as a direct or indirect result of the grant.
- S. The Office shall have the right to terminate a grant award and demand refund of grant funds for noncompliance with federal, state or local regulation, the terms of the grant award or these guidelines. The Office shall declare the local government or region ineligible for further participation in the program until the local government or region complies with the regulations, the terms of the grant award or these guidelines.
- T. The Grantee is prohibited from using grant funds for the purpose of lobbying the Legislature or a State Agency.
- U. All facilities constructed, equipment purchased and education material produced with grant funds must credit DHEC's Office of Solid Waste Reduction and Recycling grant program.
- V. DHEC shall have sole ownership and copyright for any tangible product (report, survey, film, etc.) developed under this grant.
- W. By signing this agreement, the Grantee certifies that he/she is not now nor has been within the last two years an employee of a South Carolina State Agency.

for, participate personally through decision, approval, disapproval, the completion of the application, or be directly involved or responsible for the implementation of the grant project.

2. Appearance: In the use of these grant funds, officials or employees of local governments and non-government subgrantees shall avoid any action which might result in or create the appearance of:

- 1) Using his official position for private gain;
- 2) Giving preferential treatment to any person;
- 3) Losing complete independence or impartiality;
- 4) Making an official decision outside official channels, or
- 5) Affecting adversely the confidence of the public in the integrity of the State government or the program.

E. Disputes

The Agreement, any dispute, claim, or controversy relating to the agreement and all the rights and obligations of the parties shall, in all respects, be interpreted, construed, enforced and governed by and under the laws of the State of South Carolina, except its choice of law rules. All disputes, claims, or controversies relating to the Agreement shall be resolved in accordance with the South Carolina Procurement Code, Section 11-35-10 et seq., or in the absence of jurisdiction, only in the Court of Common Pleas for, or a federal court located in Richland County, South Carolina.

F. Termination of Grant

Subject to the provisions contained below this Grant may be terminated by the Office providing written notice of that intent to the Grantee thirty (30) days in advance.

1. Funds for this Grant are payable from State fees. In the event the sufficient funds are not available to pay the charges under this Grant, it shall terminate without any further obligation by DHEC.
2. DHEC may terminate this Grant for cause, default or negligence on the part of the Grantee at any time without thirty days advance written notice.
3. The Office shall have the right to terminate a grant award and demand refund of grant funds for noncompliance with federal, state or local regulation or the grant agreement.

G. Tort Liability

The grantee agrees that neither the grantee, its employees, nor agents are covered by any professional or tort liability insurance maintained by DHEC.

H. Liability

Neither party shall be liable for any claims, demands, expenses, liabilities and losses, (including reasonable attorney's fees), which may arise out of any unauthorized acts or failures to act by the other party, its employee or agents, in connection with the performance of services pursuant to this grant.

- I. Insurance
Each of the parties agrees to maintain professional and general liability insurance, and may be required to provide the other with satisfactory evidence of such coverage. Neither party will provide individual coverage for the other party's employees, with each party being responsible for coverage of its respective employees.
- J. Debarment
Contractor certifies that they have not been debarred or suspended under OMB Circular A-133 Compliance Supplement or otherwise from doing business with any governmental entity.
- K. Drug-Free Workplace
Grantee certifies that, if awarded a grant, they will comply with all applicable provisions of The Drug-free Workplace Act, Title 44, Chapter 107 of the South Carolina Code of Laws, as amended.
- L. Discrimination
No person shall be excluded from participation in, be denied the benefits of, or be subjected to discrimination in relation to activities carried out under this contract on the grounds of race, age, health status, handicap, color, sex, religion or national origin. This includes the provision of language assistance services to individuals of limited English proficiency eligible for services provided by DHEC.
- M. Utilization of Minority Businesses.
Grantee must agree to make positive efforts to use small and minority owned businesses and individuals. DHEC Form 128 is for use in providing this information.
- N. Reimbursements to DHEC
In the event Grantee fails to perform the services described herein and has previously received financial assistance from DHEC, Grantee shall reimburse DHEC to the full extent of payments made. However, if the services described herein are partially performed, and Grantee has previously received financial assistance from DHEC, Grantee shall proportionally reimburse DHEC for payments made.
- O. Preventing and Reporting Fraud, Waste and Abuse
DHEC has procedures and policies concerning the prevention and reporting of fraud, waste and abuse (FWA) in agency-funded programs, including but not limited to those funded by federal grants such as Medicaid. No agency employee, agent, or contractor shall direct, participate in, approve, or tolerate any violation of federal or state laws regarding FWA in government programs.

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

fraud scheme or to obtain money or services by false representations. Additional information regarding the federal and state laws prohibiting false claims and DHEC's policies and procedures regarding false claims may be obtained from the agency's Contract Officer or Bureau of Business Management.

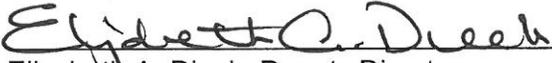
Any employee, agent, or contractor of DHEC who submits a false claim in violation of federal or state laws will be reported to appropriate authorities.

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

IV. OFFER AND ACCEPTANCE

The State of South Carolina, acting by and through the Office of Solid Waste Reduction and Recycling (DHEC), hereby offers assistance to the local government of Lexington County for all allowable costs incurred up to and not exceeding \$33,750.00.

THE OFFICE OF SOLID WASTE REDUCTION AND RECYCLING (DHEC):

 _____

Elizabeth A. Dieck, Deputy Director
Environmental Quality Control

12/3/12 _____

Date

BY AND ON BEHALF OF THE DESIGNATED LOCAL GOVERNMENT:

Signature of Authorized Representative

Date

Signature of Contact Person

Date

Signature of Financial Representative

Date

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RESOLUTION

R13-1

THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA, MEETING IN GENERAL SESSION THE 8TH DAY OF JANUARY, TWO THOUSAND AND THIRTEEN, ADOPTED THE FOLLOWING:

WHEREAS, Lexington County Council has, as part of its Strategic Planning process, determined that Economic Development is to be a priority in Lexington County; and

WHEREAS, there are a limited number of strategically located, high visibility, high demand sites available for development that can provide quick exposure and sale within Lexington County; and

WHEREAS, Lexington County Council has utilized bonding for economic development which are to be repaid by the levy of a countywide debt millage; and

WHEREAS, it is the desire of the Lexington County Council to assist all five school districts located in Lexington County by providing additional funding and, thereby reduce the need for routine annual millage increases.

NOW THEREFORE, BE IT RESOLVED by the Lexington County Council:

1. To share the designated school portion of the respective FILOT payments from projects located in the designated industrial parks among all five school districts located within Lexington County no matter where the actual project is located.
2. Each project will be accounted separately regarding expenses and disbursements.
3. Expenditures by the County to develop each project must be recovered prior to the commencement of the disbursements.
4. The division of the school district portion of the FILOT payments will be in accordance to Ordinance 07-18 adopted December 11, 2007.
5. An economic development fund will be established going forward from the date of this resolution where five percent of the County ordinary portion of each FILOT payment will be set aside for future economic development projects with the goal being to avoid future bonding needs. Disbursements from this account must be approved by a majority of Lexington County Council.
6. The Lexington County Treasurer will disburse the qualifying FILOT payments, after verification of the satisfaction of expenses by the Finance Department, within 60 days of receipt of said FILOT payments.
7. The Lexington County Finance Department will furnish the Lexington County Council, in January of each year, a 10-year projection of all current projects which are in qualifying Industrial Parks and which are subject to the FILOT payments in a project by project format.

William B. Banning, Sr., Chairman

Johnny W. Jeffcoat, Vice Chairman

James E. Kinard, Jr.

Frank J. Townsend, III

Debra B. Summers

Bobby C. Keisler

K. Brad Matthews

M. Todd Cullum

ATTEST:

Diana W. Burnett, Clerk

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RESOLUTION

THE COUNCIL FOR THE COUNTY OF LEXINGTON, SOUTH CAROLINA, MEETING IN GENERAL SESSION THE 8TH DAY OF JANUARY, TWO THOUSAND AND THIRTEEN, ADOPTED THE FOLLOWING:

WHEREAS, James R. Metts first took the oath of office as sheriff of Lexington County on December 15, 1972 in order to complete the unexpired term of his predecessor; and

WHEREAS, Sheriff Metts led the effort in 1975 to build a Lexington County Law Enforcement Complex at 521 Gibson Road, Lexington, to house the Lexington County Detention Center and headquarters for the Lexington County Sheriff's Department; and

WHEREAS, Sheriff Metts is an innovative law enforcement administrator who was the first sheriff in South Carolina to hire school resource officers, victims' assistance officers, and certified female law enforcement officers and to create a team that is dedicated to conducting traffic enforcement patrols to arrest motorists who drive under the influence of alcohol and drugs; and

WHEREAS, Sheriff Metts led the effort to attain national accreditation for the Sheriff's Department from the Commission on Accreditation for Law Enforcement Agencies for the first time in 1999 by demonstrating compliance with 446 professional standards in the areas of policies and procedures, administration and operations; and

WHEREAS, Gov. David Beasley in 1998 awarded Sheriff Metts the Order of the Palmetto, the highest civilian honor that a governor can bestow in South Carolina, and Gov. Mark Sanford in 2004 awarded Sheriff Metts the Order of the Silver Crescent, the highest civilian honor awarded in South Carolina for community service; and

WHEREAS, Sheriff Metts led the effort to create the Lexington County Criminal Domestic Violence Court, the first court in South Carolina to be dedicated to handling criminal domestic violence cases, and hired two specially trained detectives to investigate domestic violence cases as well as a lawyer to prosecute such cases in court; and

WHEREAS, the South Carolina Law Enforcement Officers Association presented the organization's Lifetime Achievement Award to Sheriff Metts in 2011 in recognition of his nearly four decades of service as the chief law enforcement officer in Lexington County as well as his innovative accomplishments as a law enforcement administrator; and

WHEREAS, Sheriff Metts received the Advocate of the Year award for 2009 from the South Carolina National Safety Council in recognition of the leadership role that he played in promoting the Alive at 25 driver-safety program for young drivers and enlisting Lexington County sheriff's deputies to serve as instructors for the program; and

WHEREAS, Sheriff Metts earned national recognition in 1985, when he led the largest manhunt in South Carolina history and coordinated a law enforcement task force that included three state agencies and the FBI in the search for serial killer Larry Gene Bell, who kidnapped and later killed two girls in Lexington and Richland counties; and

WHEREAS, Sheriff Metts, who is an Eagle Scout, received the Silver Beaver Award, the highest civilian honor bestowed by the Boy Scouts of America, and started the first Boy Scouts of America Explorer Post at the Sheriff's Department, providing hundreds of teenagers with a chance to learn about a career in law enforcement; and

WHEREAS, Sheriff Metts led the effort to build the Nancy K. Perry Children's Shelter, which houses abused and neglected children in Lexington County, and supported construction of the Dickerson Center for Children, which provides psychological treatment for children who have been physically and sexually abused and assists law enforcement in gathering forensic evidence in abuse cases.

NOW, THEREFORE, BE IT RESOLVED that we, the members of Lexington County Council, honor **Sheriff James R. Metts** for his four decades of distinguished service as Lexington County's chief law enforcement officer.

William B. Banning, Sr., Chairman

Johnny W. Jeffcoat, Vice Chairman

James E. Kinard, Jr.

Frank J. Townsend, III

M. Kent Collins

Debra B. Summers

Bobby C. Keisler

K. Brad Matthews

M. Todd Cullum

ATTEST:

Diana W. Burnett, Clerk



APPOINTMENTS BOARDS & COMMISSIONS

January 8, 2013

BOBBY KEISLER

- **Assessment Appeals Board** - Sabrina Rogers; term expired 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*

BRAD MATTHEWS

- **Accommodations Tax Board** - William Teague; term expired 12/31/12; not eligible for reappointment

BILL BANNING

- **Board of Zoning & Appeals** - Morris K. Phillips; term expired 12/31/12; eligible for reappointment; *confirmed desire to serve another term*

TODD CULLUM

- **Assessment Appeals Board** - William Power; term expired 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*

Central Midlands Council of Government

- **Jim Kinard** - term expired 12/31/12; eligible for reappointment
- **Smokey Davis** - term expired 12/31/12; not eligible for reappointment
- **Johnny Jeffcoat** - term expired 12/31/12; eligible for reappointment
- **Bill Banning** - term expired 12/31/12; eligible for reappointment
- **Todd Cullum** - term expired 12/31/12; eligible for reappointment

Midlands Transitions Housing

- **Carol Addy** - term expires 12/31/14; resigned due to relocation out of town, see attached; nomination form for Tonnya Kennedy Kohn attached

Midlands Workforce Development Board

- **SC Department Employment & Workforce (SCDEW)** - Felicia Ragland; term expires 06/20/13; no longer employed with SCDEW; pending qualified board nominee

Stormwater Advisory Board

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

Busbee, Judy

From: Burnett, Diana
Sent: Monday, December 03, 2012 10:28 AM
To: Busbee, Judy
Subject: FW: Lexington County Board Appointment / My Relocation from the county

From: Craig Currey [<mailto:ccurrey@transitionssc.org>]
Sent: Tuesday, November 27, 2012 5:17 PM
To: Burnett, Diana
Cc: Jim Lehman (jim.lehman@nelsonmullins.com); Folsom, Johnny (John.Folsom@colliers.com)
Subject: FW: Lexington County Board Appointment / My Relocation from the county

Diana,

As you requested, here is Carol Addy's email that states she will no longer be on the Midlands Housing Alliance (Transitions)Board. You can see that she sent it to Bill Banning as well, and Jim Lehman (our Board Chair) accepted this email, also notifying Bill Banning. We are now trying to replace her with Ms. Tonnya Kohn. Thank you for helping us. Please let me know if you need anything else. Please also note for the Lexington Council that Carol Addy did an outstanding job for us.

VR,
Craig

From: Jim Lehman
Sent: Friday, September 07, 2012 4:14 PM
To: 'Addy, Carol'; chris@novingerqtr.com; bbanning@lex.co.com
Subject: RE: Lexington County Board Appointment / My Relocation from the county

Carol, we are so happy that you have this new opportunity, but so disappointed you will be leaving Lexington and even more disappointed you cannot continue to serve on the MHA board. You have been a model board member, doing more than we could ask of you and doing so with such a great spirit. We are really going to miss you, but wish you the best in your new endeavor.

From: Addy, Carol [<mailto:Carol.Addy@amerisbank.com>]
Sent: Friday, September 07, 2012 4:10 PM
To: Jim Lehman; chris@novingerqtr.com; bbanning@lex.co.com
Subject: Lexington County Board Appointment / My Relocation from the county

All,

I have attached my resignation for the board appointment above. I hope this is sufficient in terms of documentation. It is my first board appointment resignation.

As my letter states, I am relocating to Charleston, SC as part of the new position and will no longer maintain a residence in Lexington County upon the sale of my home.

I have enjoyed working with each of you and wish you much success with Transitions in the days ahead.

Please let me know if I can be of further assistance to you or the organization.



LEXINGTON COUNTY COUNCIL

BOARD/COMMISSION NOMINATION FORM

Name of Board/Commission: Midlands Housing Alliance Transitions Board

Nominee: Tonny Kennedy Kohn

Address: _____

Employed by: The Kohn Law Firm of S.C., LLC

Address: 1722 Marion Street

Home Telephone: _____ Business Telephone: 803-730-0329

Mobile Phone: _____ Fax Number: 803-740-5842

Email Address: KennedyKohnLaw@aol.com

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

Background information (include education, community service activities, previous service on county boards/commissions or any other boards/commissions on which you are currently serving):

see attached

Office use only
Submitted by: _____
Council District Number: _____
Date: _____

Please return completed form to:
Lexington County Council
212 South Lake Drive, Suite 601
Lexington, SC 29072
Or Fax to 803-785-8101
For questions call 803-785-8103

TONNYA KENNEDY KOHN
1722 Marion Street
Columbia, SC 29201
803.730.0329 (phone) · 803.740.5842(fax)
KennedyKohnLaw@aol.com

EXPERIENCE

THE KOHN LAW FIRM OF SOUTH CAROLINA, LLC August 2012 - current
Attorney

Primarily represent corporate, small business and entrepreneurial clients

- Represent clients in litigation and provide counsel on a wide range of matters including real estate, employment, and business operation
- Negotiate, draft and review contracts and other business documents
- Organize small businesses

SOUTH CAROLINA JUDICIAL DEPARTMENT August 2011 - August 2012
Law Clerk to the Honorable Clifton B. Newman, Circuit Court Judge

- Drafted orders and other court documents
- Researched legal issues
- Reviewed orders and other documents for the Judge's consideration
- Advised the Judge on relevant law and court rules
- Managed the Richland County General Sessions Docket
- Communicated with attorneys and court personnel on court-related matters

JOHNSON, TOAL & BATTISTE P.A., Columbia, SC June 2010 – April 2011
Law Clerk

- Researched legal issues
- Drafted memoranda of law and motions
- Interviewed clients
- Attended court and administrative law proceedings

THE STATE, Columbia, SC April 2003-July 2008
Managing Editor

VIRGINIAN-PILOT, Norfolk, VA December 1999-March 2003
Deputy Managing Editor

LEXINGTON HERALD-LEADER, Lexington, KY April 1998-November 1999
Assistant Managing Editor

NASHVILLE BANNER, Nashville, TN August 1992-March 1998
Managing Editor, Region Editor, Assistant Business Editor

DAILY PRESS, Newport News, VA May 1989-May 1990
Business Writer

NASHVILLE BANNER, Nashville, TN August 1987-May 1989
Business Writer

BAR ADMISSION
South Carolina

EDUCATION

UNIVERSITY OF SOUTH CAROLINA, School of Law, Columbia, SC
Juris Doctor, May 2011

MURRAY STATE UNIVERSITY, Murray, KY
Master of Science, Journalism, 1992

VANDERBILT UNIVERSITY, Nashville, TN
Bachelor of Science, Biology (major) and Chemistry (minor), 1987

ADDITIONAL INFORMATION

THE BROOKLAND FOUNDATION, Columbia, SC 2009-2012
Board Member

SOUTH CAROLINA PRESS ASSOCIATION, Columbia, SC 2006-2008
Executive Board Member

PULITZER PRIZE IN JOURNALISM, Columbia University, New York, NY
Juror

- 2006 – Judged the “Explanatory Reporting” category
- 2007 – Judged the “Breaking News Reporting” category

COUNTY OF LEXINGTON

Procurement Services

MEMORANDUM

(O) 785-8319

(F) 785-2240

DATE: December 27, 2012

TO: Joe Mergo, III
County Administrator

THROUGH: Jeffrey A. Hyde
Procurement Manager

FROM: Angela M. Seymour
Procurement Officer

**SUBJECT: One (1) Transport Vehicle with Equipment- Addition
Sheriff's Department**

We are in receipt of four (4) requisitions for the purchase of an additional unmarked Chevrolet one (1) ton van with equipment including any emergency equipment/installation and accessories for the Sheriff's Department. This vehicle is being purchased from Love Chevrolet through South Carolina state contract number 4400005818. The accessories will be purchased from Dana Safety Supply and West Chatham Warning Devices in accordance with the proper Lexington County Procurement Policy. 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 this vehicle is \$47,322.46. It is recommended that the awards be made to multiple vendors as follows:

Love Chevrolet	\$45,151.00
Dana Safety Supply	\$1,314.76
West Chatham Warning Devices	\$856.70

The funds are appropriated in the following account:

<u>Account Number</u>	<u>Account Description</u>	<u>Account Balance</u>	<u>Requisitions Amount</u>
1000-151300-5AD194	(1) Transport Vehicle with Equipment	\$74,485.00	\$47,322.46

I concur with the above recommendation and further recommend that these purchases be placed on County Council's agenda for their next scheduled meeting on January 8, 2013.

copy: Randy Poston, Interim Director of Finance
Chief Keith Kirchner, Assistant Sheriff
Colonel Alan Paavel, Sheriff's Department
Sylvia Dillon, Sheriff's Department

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

COUNTY OF LEXINGTON, SOUTH CAROLINA

ORDINANCE NO. 12-14

AN ORDINANCE APPROVING THE CONVEYANCE OF REAL ESTATE FROM THE COUNTY OF LEXINGTON TO THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION.

WHEREAS, the County of Lexington (hereinafter “the County”) has been asked by South Carolina Department of Transportation (hereinafter “SCDOT”) to deed certain property (approximately .32 acres) shown as Parcels A (0.29 acres) and B (0.03 acres) on the plat attached hereto to SCDOT in order to widen Columbia Avenue; and

WHEREAS, the County owns certain property located on Columbia Avenue in Lexington; and

WHEREAS, the County and SCDOT have agreed upon the sum of One Hundred Thirty-Five Thousand and no/ 100 (\$135,000.00) Dollars as a reasonable purchase price for the subject property; and

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

Section 1. The Lexington County Council hereby approves the sale, transfer and conveyance of the aforesaid parcel of land, containing 0.29 acres and 0.03 acres, shown as Parcels A and Parcels B on the plat attached hereto, to SCDOT for the consideration of One Hundred Thirty-Five Thousand and no/ 100 (\$135,000.00) Dollars.

Section 2. The Chairman of the Lexington County Council is authorized and directed to execute and deliver to SCDOT all appropriate documents for the conveyance of such property, including but not limited to a limited warranty Deed to SCDOT upon receipt of the

purchase price of One Hundred Thirty Five Thousand and no/100 (\$135,000.00) Dollars. The conveyance shall be subject to easements and restrictions of record and to all governmental ordinances and statutes.

Enacted this _____ day of _____, 2012.

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

ATTEST:

Diana Burnett, Clerk

First Reading: _____

Second Reading: _____

Public hearing: _____

Third & Final Reading: _____

Filed w/Clerk of Court: _____



LOCATION MAP
SCALE 1" = 500'

WEST MAIN STREET (US-1) (R/W VARIES)

PARCEL A
0.29 ACRES

PARCEL B
0.03 ACRES

N/F
BTB EQUITIES LP
TMS# 004325-02-030

N/F
COUNTY OF LEXINGTON
TMS# 004325-02-017

N/F
RMJJ S C GENERAL PARTNERSHIP
TMS# 004325-02-026

BLACK AVE. EXTENSION
TOWN OF LEX. (66' R/W)

Curve Table

Curve #	Length	Radius	Delta	Chord Direction	Chord Length
C1	32.65'	30.00'	62.35	N82° 18' 40"W	31.06'
C2	200.22'	2812.81'	4.08	N65° 11' 35"E	200.17'
C3	15.87'	30.00'	30.31	N35° 58' 50"W	15.68'

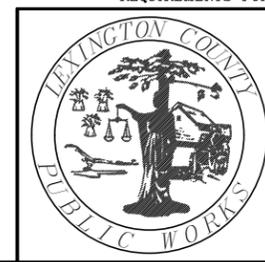
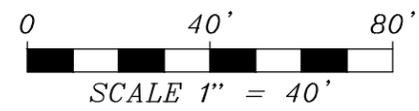
SOUTH CAROLINA
LEXINGTON COUNTY
-- SURVEY FOR --
COUNTY OF LEXINGTON

LOCATED IN THE TOWN OF LEXINGTON
THIS TRACT BEING A PORTION OF LEXINGTON COUNTY TMS# 004325-02-017

I HEREBY STATE THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF THE SURVEY SHOWN HEREON WAS MADE IN ACCORDANCE WITH THE REQUIREMENTS OF THE MINIMUM STANDARDS MANUAL FOR THE PRACTICE OF LAND SURVEYING IN SOUTH CAROLINA AND MEETS OR EXCEEDS THE REQUIREMENTS FOR A CLASS A SURVEY AS SPECIFIED THEREIN.

NOTE:
I.O. = IRON OLD
CAL PT = CALCULATED POINT
I.N. = IRON NEW # 5 REBAR

- REFERENCE PLATS
- BOOK 230 PAGE 161
 - BOOK 221 PAGE 161
 - BOOK 240 PAGE 38
 - SLID 254 PAGE 3B
 - SCDOT (US 378) FILE# 32.255B



DONALD H. RUMBAUGH PLS# 10888
DRAWN BY: PD DATE: 8/14/2012
LEXINGTON COUNTY
PUBLIC WORKS
ENGINEERING DIVISION
440 BALL PARK ROAD
LEXINGTON, SOUTH CAROLINA 29072
(803) 785-8201

ORDINANCE NO. 12-15

AUTHORIZING THE IRMO CHAPIN RECREATION COMMISSION OF THE IRMO CHAPIN RECREATION DISTRICT TO ISSUE GENERAL OBLIGATION BONDS IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$18,000,000; AND OTHER MATTERS RELATING THERETO.

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

Section 1. Findings. The County Council (“*County Council*”) of Lexington County, South Carolina (“*County*”), hereby finds and determines:

(a) The Irmo Chapin Recreation Commission (“*Commission*”) is the governing body of the Irmo Chapin Recreation District (“*District*”), a body politic and special purpose district created and established pursuant to Act No. 329 of the Act and Joint Resolutions of the General Assembly of the State of South Carolina, Regular Session of 1969, as amended (“*Act*”).

(b) Pursuant to the Act, the corporate powers and responsibilities of the District are performed by the Commission, including, specifically, the power to acquire, by gift, purchase, or through exercise of eminent domain, lands, or interests therein whereupon to establish general recreational facilities.

(c) The Commission plans to undertake the following: (i) acquire certain real property and related improvements; and (ii) make other capital improvements, including repairs, within the District, to its various facilities and equipment (collectively, “*Projects*”) at an approximate cost of \$18,000,000.

(d) The Commission has determined it is in the best interest of the District to finance all or a portion of the Projects through the issuance of general obligation bonds of the District.

(e) Pursuant to the provisions of Article X, Section 14 of the Constitution of the State of South Carolina, 1895, as amended, and Title 6, Chapter 11, Article 5 (“*Issuing Act*”), Code of Laws of South Carolina, 1976, as amended (“*Code*”), the commission of a special purpose district may petition the county board of the county in which a special purpose district is located for authorization to issue bonds of the special purpose district, the principal proceeds of which shall be used in furtherance of any power of the special purpose district.

(f) The Issuing Act requires the county board of the county in which the special purpose district is located to order a public hearing to be held upon the question of the issuance of bonds of such special purpose district prior to the county board authorizing the issuance of the bonds of the special purpose district.

(g) The County Council constitutes a “county board”; the District constitutes a “special purpose district”; the Commission constitutes a “commission”; and the undertaking of the Projects constitutes a “power” committed to the District, as such quoted terms are defined in the Issuing Act.

(h) The Commission submitted a petition dated October 24, 2012, to County Council requesting authorization to issue not exceeding \$18,000,000 aggregate principal amount general obligation bonds of the District (“*Bonds*”) for the purpose of financing all or a portion of the Projects.

(i) After due notice thereof (Exhibit A), a public hearing was held by County Council on December 11, 2012, on the question of the issuance of the Bonds.

Section 2. Authorization to Issue Bonds. Pursuant to the aforementioned constitutional and statutory provisions, the Commission, on behalf of the District, is hereby authorized to issue the Bonds of the District. The Bonds may be issued at one time or from time to time. The Bonds shall be dated, shall mature, shall be in such denominations, shall bear such interest, shall be subject to redemption, shall be executed and shall contain such other provisions as the Commission shall determine.

Section 3. Security for and Payment of Bonds; Pledge of Credit. For the payment of the principal of and interest on the Bonds as they respectively mature and for the creation of such sinking funds 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 by the Auditor of the County and collected by the Treasurer of the County, in the same manner as property taxes are levied and collected, a tax without limit on all taxable property in the District sufficient to pay the principal of and interest on the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

Section 4. General Authorization to Commission. The Commission is authorized to do all things necessary or convenient in accordance with applicable law to effect the issuance and sale of the Bonds at such time as it deems necessary and in the interest of the District.

Section 5. General Repealer. All orders, resolutions, ordinances and parts thereof, procedural and otherwise, in conflict herewith or the proceedings authorizing the issuance of the Bonds are, to the extent of such conflict, hereby repealed and this Ordinance shall take effect and be in full force from and after its passage and approval.

Section 6. Codification. This Ordinance shall forthwith be codified in the Code of County Ordinances in the manner prescribed by law.

THEREFORE, be it ORDAINED by the Lexington County Council, this 8th day of January 2013.

LEXINGTON COUNTY, SOUTH CAROLINA

Chair, Lexington County Council

(SEAL)

ATTEST:

Clerk, Lexington County Council

First Reading:
Second Reading:
Public Hearing:
Third Reading:

EXHIBIT A

[Affidavit of Publication of Notice of Public Hearing]