

**MINUTES**  
**LEXINGTON COUNTY COUNCIL**  
**AUGUST 22, 2006**

Lexington County Council held its regular meeting on Tuesday, August 22, 2006 in Council Chambers, beginning at 4:30 p.m. Mr. Cullum presided. Mr. Jeffcoat gave the Invocation and Mr. Kinard led the Pledge of Allegiance.

Members attending: M. Todd Cullum                      James E. Kinard, Jr.  
                                 William C. Billy Derrick                      George H. Smokey Davis \*  
                                 Debra B. Summers                              Bobby C. Keisler  
                                 Johnny W. Jeffcoat                              John W. Carrigg, Jr.

Absent:                              Joseph W. Owens

Also attending: Katherine Doucett, County Administrator; Larry Porth, Finance Director/Deputy County Administrator; John Fechtel, Director of Public Works/Deputy County Administrator; Jeff Anderson, County Attorney; other staff members, citizens of the county and representatives of the media.

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, and posted on the bulletin board located in the lobby of the County Administration Building.

**Employee Recognition - Katherine Doucett, County Administrator** - Ms. Doucett recognized Col. Mel Seboe, Major George Brothers, and Investigator Thomas Hamilton of the Sheriff's Department for their assistance with the Cayce Department of Public Safety with K-9 tracking of a robbery.

Several members of the Sheriff's Department and Public Safety/EMS were recognized for assisting a fellow employee who had collapsed during work. Those recognized were: Chief Keith Kirchner, Det. Duane Peake, Lt. Jim Crawford, Sgt. Ken Correll, Det. Traci Barr, Det. Eddie Prestigiacommo, Det. Kevin Collins, Capt. Darren Amick employees of the Sheriff's Department and Stephanie Braithwaite, Sr. Paramedic and Natalie Rowell and Bryan Hartney, Paramedic Students in Public Safety/EMS.

Dep. Chad Redding, Sheriff's Department, was recognized for the invaluable service he provides to the U.S. Marshals Service and the citizens of Lexington County.

Mark Lybrand, a volunteer firefighter, with Lexington County Fire Service was recognized for his courageous actions during the rescue of a 21-year-old handicapped adult trapped in her burning

home.

Chris Broome, Engineering Associate II, in Public Works was recognized for his assistance to a developer who was appreciative of the extra time Chris spent in helping him obtain plat approval.

Tim Cox and Corbett Tackett, Custodians in Building Services, were recognized for their assistance to Veteran's Affairs in preparation of their van dedication ceremony. Tim and Corbett were also commended for the outstanding job they do in in keeping the Veteran's Affairs Office and the Department of Health and Human Services offices cleaned.

Johnny Waters, Building Inspector in Community Development was recognized for identifying a problem during an inspection before it became too expensive to correct for a very pleased citizen.

**Presentation of Resolution - Gilbert Baseball Team Presented by Councilman Derrick -** Councilman Derrick presented a framed resolution to Coach Ashley Burnett in recognition of the Gilbert Baseball Team winning the Class 2A State Championship on May 10, 2006.

**Appointments - Planning Commission - Mr. Robert L. Spires, Sr. -** A motion was made by Mr. Keisler, seconded by Mr. Jeffcoat to appoint Mr. Robert Spires, Sr. to the Planning Commission. Mr. Spires replaces Mr. Billy Irwin.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Keisler
	Mr. Jeffcoat	Mr. Kinard
	Mr. Derrick	Mr. Davis
	Ms. Summers	Mr. Carrigg

**Midlands Workforce Development Board - Mr. Roy Hewett -** A motion was made by Mr. Derrick, seconded by Mr. Jeffcoat to appoint Mr. Roy Hewett to the Midlands Workforce Development Board. Mr. Hewett replaces Mr. Todd Blake.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Derrick
	Mr. Jeffcoat	Mr. Kinard
	Mr. Davis	Ms. Summers
	Mr. Keisler	Mr. Carrigg

**Children's Shelter - Suzanne Clark and Planning Commission - Warren L. Cope -** A motion was made by Mr. Kinard, seconded by Mr. Derrick to reappoint Ms. Suzanne Clark to the Children's Shelter and to reappoint Mr. Warren Cope to the Planning Commission.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Kinard
	Mr. Derrick	Mr. Davis
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	Mr. Carrigg

**Bids/Purchases/RFPs** - Prior to the vote on Bids/Purchases/RFPs, Mr. Cullum noted that Tab Z (New 2007 Chevrolet Tahoe - Sheriff's Department) had been removed from the agenda.

A motion was made by Mr. Jeffcoat, seconded by Mr. Keisler that the following Bids/Purchases/RFPs (Tab V, W, X, Y, 1, 2, and 13) be approved.

**Dell Poweredge Server with Linux Operating System - Clerk of Court** - Staff recommended the purchase of one (1) Dell Poweredge Server with Linux Operating System for the Clerk of Court from the manufacturer, Dell, through State Contract Number 05-S6656-A11104. The cost of the system including sales tax is \$8,437.92.

**Fleet Vehicle Replacement - Public Safety/EMS** - Staff recommended the purchase of one (1) new 2007 Ford Crown Victoria patrol sedan for Public Safety/EMS from Vic Bailey Ford through State Contract Number 05-S6673-A11156. The vehicle will replace the 1992 Crown Victoria currently used by the EMS Coordinator which has met or exceeded the expected capital recovery period. The cost of the vehicle including sales tax is \$20,978.00

**Fleet Vehicle Replacements - Public Safety/Fire Service** - Staff recommended the purchase of one (1) new 2007 Ford E-350 Club Wagon and two (2) new 2007 Ford F-450 cab and chassis trucks equipped with emergency lighting for Public Safety/Fire Service through various suppliers. The Ford E-350 Club Wagon will replace a 1997 Ford Taurus and the (2) Ford F-450 cab and chassis trucks will be used for transporting specialized equipment and personnel to emergency scenes. The Ford E-350 Club Wagon will be purchased from Benson Ford Mercury through State Contract Number 05-S6673-A11160 at a cost of \$18,262 including tax and the two (2) Ford F-450 cab and chassis trucks will be purchase from Burns Automotive through State Contract Number 05-S6667-A11151 for a cost including sales tax of \$92,323.58.

Quotations for the emergency lighting and accessories to be installed were obtained. Staff recommended the following low bidders: West Chatham Warning Devices - \$10,772.97; Hansens Gold Leaf - \$1,367.40; Motorola, Inc. - \$3,416.88; Carolina Rim & Wheel - \$579.82; and Slagle's Fire Equipment & Supply - \$931.68. Cost of the emergency lighting and accessories is \$17,068.75. Total cost including tax is \$127,654.33.

**Roadway Improvements Roscoe Road - "C" Funds - Public Works** - Bids were advertised and solicited from qualified contractors for improvements to Roscoe Road. The project includes the construction of approximately 1.5 miles of asphalt roadway and other appurtenances. There is an

estimated 2,259 L.F. of 18", 208 L.F. of 24", 1,056 L.F. of 30", 140 L.F. of 36" and 112 L.F. of 54" R.C. pipe, 14,000 C.Y. of excavation, 335 S.Y. rip rap for headwalls, 24,617 S.Y. compacted macadam base and 23,770 S.Y. of Type 1 asphalt surface course. Eight (8) bids were received. Staff recommended that the contract be awarded to CBG, Incorporated as being the lowest responsive bidder. Total project cost based on estimated quantities is \$922,563.32.

**Accurate Compactors - Sole Source Procurement - Solid Waste Management** - Staff recommended the purchase of two (2) Accurate compactors for Solid Waste Management to the sole source provider, Amick Equipment Company, as they are the only authorized dealer for South Carolina. The compactors will be installed at the Bailey Collection station. The cost of the compactors is \$59,237.04 including shipping, installation, sales tax, and one-year manufacturers warranty.

**Pyramat Matting - Sole Source Procurement - Solid Waste Management** - The Department of Solid Waste Management submitted a purchase request for the purchase of Pyramat Matting to include sod staples in an ongoing effort to abate erosion problems in the landfill. The Pyramat matting and component supplies are necessary to meet South Carolina Department of Health and Environmental Control requirements for sediment and erosion control in the landfill. This purchase has deemed a sole source through Pennington Seed Incorporated, as they are the sole authorized dealer for South Carolina. Cost including sales tax and shipping is \$34,296.30.

Mr. Cullum opened the meeting for discussion.

Mr. Derrick asked for additional information on the purchase of \$579.82 from Carolina Rim & Wheel.

Chief Russell Rawl, Fire Service Coordinator, replied they are trim rings that go on the wheels to improve the appearance of the truck.

Mr. Derrick asked if the trim rings serve any functional purpose.

Chief Rawl replied, no sir. The truck would operate the same but from the appearance, we think it would make it look better. Particularly when you start swapping wheels around for realignment, remounting, etc. It is a cosmetic item that does improve the appearance of the truck. He said the County does try to balance those items as the trucks are built.

Mr. Derrick asked if all County trucks have trim rings.

Chief Rawl replied that he could not speak for all of them, but said many of them do. He said some of the trucks in Fire Service have them and feels other similar vehicles may have them as well.

Mr. Derrick asked how many helmets or bunker gear can be purchased for \$579.82? He said he was unaware that chrome trim rings were being purchased.

Mr. Cullum agreed the trim rings were for esthetics.

Mr. Jeffcoat asked if the trim rings would increase the value of the vehicle at the time of resale?

Chief Rawl replied that he was not sure how it would change the value, but is sure that it makes the truck look better.

Mr. Jeffcoat asked, what is the cost of the truck that the trim rings would be installed on?

Chief Rawl replied, the truck is about \$53,000 including accessories.

Mr. Jeffcoat stated he did not have a problem with the purchase and said as long as we are a progressive County, we should look that way and feels that when the time comes to sale the truck, it (trim rings) would make a difference in the resale value.

Mr. Davis asked if the trim rings are purchased on State Contract.

Chief Rawl replied, those particular items are not part of the State Contract. He said what Fire Service does instead of writing a Fleet specification for a truck and putting it out for bid and getting a bid from a fire department manufacturer, Fire Service has been working closely with the Fleet Manager to build the trucks for considerable savings. He said the typical price for trucks put out on bid run around \$100,000 and said he feels the County is getting a good buy by building the trucks this way.

Mr. Davis asked, what is the purchase of \$1,367.40 from Hansens Gold Leaf?

Chief Rawl, replied, it is the name of the company. He said the purchase is for the reflective stripes that are required on all trucks by NFPA to make the vehicle more visible.

Mr. Cullum asked staff to continue to monitor the purchase of esthetic options when purchasing trucks.

Mr. Cullum asked for the total budget allocated for the construction of the South Region Service Center (tab 13).

Mr. Ron Scott, Director of Community Development, replied the original amount budgeted for the South Region Service Center was \$664,249.

Mr. Cullum asked for the date of the original budgeted amount.

Mr. Scott replied, from program year 2005.

Mr. Cullum responded, 2005/2006 budget year; about a year old.

Mr. John Derrick, Architect of Derrick and Dunlap, Architects, Inc. replied that the budgeted amount was based on the cost to build the North Lake Service Center plus an additional 20 percent on a per square foot basis.

Mr. Cullum said in addition to the original cost of \$664,229, there was a discussion of adding a service bay for approximately \$150,000 which would bring the amount to \$814,229.

Mr. Derrick replied that an additional \$25,000 - \$30,000 was added for a sprinkler.

Mr. Cullum said the current bid amount for the South Region Service Center is \$1,070,700 and asked where the additional \$200,000 is coming from.

Mr. Derrick replied, price increases of construction. He said the cost per square foot for the Fish Hatchery Fire Station was exactly the same; \$107 a square foot.

Mr. Cullum asked if the \$107 includes land.

Mr. Derrick replied, no. That does not include site cost, but the \$1,070,700 does.

Mr. Cullum stated, the \$107 a square foot is for the pad up.

Mr. Derrick replied, yes; the foundation up.

Mr. Cullum asked how the South Region Service Center will be paid for, if Council votes to approve the bid, since the additional funds were not budgeted.

Mr. Carrigg replied, an option as submitted by staff, is that \$300,000 would be from next years allocation of CDBG funds.

Mr. Cullum asked whether Council needed to reconsider the cost of the South Region Service Center. He said the cost continues to increase in increments of \$100,000 to \$150,000 to now \$200,000 every time it is discussed.

Mr. Carrigg stated if the County wants to construct the South Region Service Center then it may be time to act.

Mr. John Derrick said he is afraid if Council waits another six or eight months, there will be another price increase.

Mr. Ron Scott replied that the County has the ability to request pre-approval from HUD to expend \$300,000 from next year's allocation. He said it is not an advance of those funds, but allows the

County to be reimbursed for expending those funds at this point and time.

Mr. Cullum responded, then the County would be starting out next year's CDBG funding short \$300,000.

Mr. Scott replied, yes if Council voted to do so. Three-hundred thousand (\$300,000) would already be committed from next year's allocation.

Mr. Cullum asked if the proposed bid included the service bay.

Mr. John Derrick, replied, yes.

Ms. Doucett, County Administrator, replied that Option 2 of staff's recommendation does not include the service bay so the amount short would then be approximately \$200,395 plus the cost of the land.

Mr. Cullum asked, the service bay is designed for the housing of a fire truck, correct?

Mr. John Derrick replied that it can be used for a number of apparatus that is used there. Fire trucks there, ambulances, etc.

Mr. Cullum asked, if we don't add the additional service bay, we are still going to have room for service vehicles to be parked, right?

Mr. John Derrick replied, in all probability they will be parked outside unless they can make arrangements with some of the hangars at the airport. He said as he understands, the property is being purchased from "ourselves."

Mr. Cullum stated during his meeting with the FAA, he got a very clear understanding that hangar space cannot be used for anything other than planes.

Mr. John Derrick replied, then the apparatus would have to be parked in the open.

Mr. Scott stated, if Council chooses to go with Option 1, then Council would need to identify a project under this year's CDBG funding to deduct the additional \$25,395 needed for the shortage.

Mr. Cullum asked if there were any remaining funds from the CDBG Annual Action Plan that had not been appropriated.

Mr. Scott said the majority of the remaining funds were used to supplement the Economic Development position.

Mr. Davis reiterated then Council must ask for a \$300,00 advance in next year's CDBG allocation

and then find the appropriate item to deduct the additional \$25,395.

Mr. Scott replied, yes. That is correct. It is not an advance of the funds but the advance approval to spend funds before we actually receive them. Mr. Scott said if it is Council's desire to use Option 1 then Council would have to identify which project(s) would have to be amended. Then the County would have to amend the plan and submit a letter to HUD reflecting that change.

Mr. Cullum said in addition, Council needs to find \$25,395 of current money that has been appropriated.

Ms. Doucett responded that the \$19,000 for the cost of the land needed to be included as HUD has indicated that the cost of the land can be included in this particular project. Ms. Doucett stated the FAA has indicated that in order for the County to take the land purchase out of aeronautical use, the County will have to reimburse the airport fund for the amount of money that is the value of the land since the land was purchased using airport improvement funds in the past. She stated that Airport Improvement Funds (AIP) were used by the Town of Pelion to purchase the land for the airport. Ms. Doucett also pointed out that the bids for the Construction of the South Region Service Center would expire before Council meets again on September 26, 2006.

Mr. John Derrick stated that the contractor was asked to hold the bid for 45 days and indicated the bid date was July 11, 2006.

Mr. Cullum stated he understands the County's CDBG funds are shrinking by the year as Council was informed by staff during last year's budget process not to expect the amount of funds we received last year because this year had been cut. Now we are \$300,000 in the hole and will have to go back and find an additional \$25,395 from the current funds. He said he does not know if there has been any effort to contain cost or restrict the size to try to keep the number where it is workable. The number has not stabilized, but has consistently gone up, up, up and cannot believe that construction cost are racing that fast.

Mr. Scott informed Council that the timeliness of expending HUD funds is looked at every year around the month of May and this project is one that has lingered on for a period of time and it would put the County in danger of being out of compliance if we do not expend or commit some of these funds to other projects to be spent between now and May. We have approximately \$900,000 that needs to be spent by May in order to meet compliance with HUD's timeliness and standards. He said he believes if we fail that for two years in a row, we (County) could be forced to repay the funds. He said other than pointing out that timeliness is a factor, we need to come to some decision on this in order to stay in compliance.

Mr. Jeffcoat said the longer we wait, the price will rise and feels it may not be beneficial to wait.

Mr. Kinard stated this facility will be in the southern end of the County so he has a vested interest to make sure that the project moves forward because it will provide additional service in the south

end of the County. He said he was in no rush to spend the additional monies than we have to, but if there is a way to scale back the project, i.e. leaving off the bay, then he would suggest approving Option 2 so as not to cut back on other projects. He said then we could include the land purchase without going back to “reinvent the wheel” with the CDBG funding.

Mr. Jeffcoat asked, if we need the bay, then what is it going to cost to go back and add the bay?

Mr. Cullum replied, it may cost a little more, but maybe we could use other funding. Mr. Cullum said when you begin taking money out of CDBG areas, there are some of us who represent areas that CDBG funding really means whether or not those portions of the County either comes up to the rest or it doesn't. He said without that funding, some of the areas in this County would never get any infrastructure or any investment in their areas and is concerned about the least among us. He said we are starting out in the negative \$300,000 and have been told by staff not to expect \$1 million this coming year. He said he thinks that the bay is needed, but is it absolutely needed that we park equipment outside versus parking it inside.

Mr. Carrigg asked Chief Rucker to come forward to address the need for the service bay.

Chief Rucker, Director of Public Safety, Assistant Sheriff, replied that the bays were asked to be added to house some of the equipment not only for the Sheriff's Department, but for the JET Team as well as the negotiators' van/truck, helicopter, fire truck, and the ambulance that the JET Team uses.

Mr. Carrigg replied, this is no small bay?

Chief Rucker, replied, no sir. Chief Rucker stated most of the equipment is housed in one of the hangars.

Mr. Cullum asked Chief Rucker if the plan is to vacate the hangar completely.

Chief Rucker replied that their intentions were to vacate the hangar so the County would be able to lease that hangar.

Mr. Kinard asked, if the County does not build the bay then the equipment will remain in the hangar until a bay is built, correct?

Chief Rucker replied, if that is the wishes of County Council, we will leave the equipment there.

Mr. Cullum stated after meeting with the FAA, the FAA will require that the County pay itself fair-market value for the space.

Mr. Davis asked that staff put on the September 26 agenda a review of next year's CDBG funding projects for Council to determine which project(s) need to be reduced or deleted.

Mr. Derrick asked for the total construction cost, including land, etc. for the South Region Service Center that Council will be asked to vote on.

Mr. John Derrick stated he has no idea of the land cost as that has been negotiated outside his realm of expertise. The low bid was \$1,070,700 including tap fees.

Mr. Derrick asked, do you have contingency already included?

Mr. John Derrick replied, yes.

Mr. Derrick asked, your fees are in there?

Mr. John Derrick replied, not in the \$1,070,700, no.

Mr. Derrick asked, somewhere else, right?

Mr. John Derrick replied, right.

Mr. Derrick replied it was somewhere else, in a previous year and asked, the construction cost is \$1,090,700, right?

Mr. Larry Porth, Finance Director, stated that the architects fees would have to be included because it is part of the construction cost; it wasn't all paid last year.

Mr. Cullum asked, what is the architect fee?

Mr. John Derrick replied, 6 percent. He said it is less than 6 percent of \$1 million because it was a lump sum fee. He said it started out at 6 percent, but is probably slightly less than 5 percent now.

Mr. Cullum replied the architectural fees are approximately \$45,000- \$50,000 and said with the cost of construction rapidly escalating, it is sad to see that no effort was put in place to reduce the cost i.e. reduce the size, etc.

Mr. Derrick said he would like to see the Construction of the South Region Service Center (tab 13) be voted on separately once a total cost has been established and have staff present possible funding options. He said he knows this year's funding in the CDBG list of projects included Code Enforcement officers (2) and asked Chief Rucker if he is willing to forego those officers (or one) in order to fund the project based on this year's budget.

Mr. Davis made a motion, seconded by Mr. Derrick to amend the motion to delete the Construction of the South Region Service Center (Tab 13) to be reconsidered later in the evening.

Vote on Amendment:

In Favor	Mr. Cullum	Mr. Davis
	Mr. Derrick	Mr. Kinard
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	Mr. Carrigg

Mr. John Derrick interjected to say that he had just been informed that the A&E fees were \$44,460.00.

Vote on Motion as Amended:

In Favor:	Mr. Cullum	Mr. Jeffcoat
	Mr. Keisler	Mr. Kinard
	Mr. Derrick	Mr. Davis
	Ms. Summers	Mr. Carrigg

**Chairman’s Report** - No report.

**Administrator’s Report** - Ms. Doucett said in Community Development’s effort to continue to assist builders/developers, etc. as they go through the development process, two additional brochures have been developed. They are: **Understanding Zoning in Lexington County and Subdivision Guidelines: Subdividing Property in Lexington County.**

**Approval of Minutes - Meeting of July 25, 2006** - A motion was made by Mr. Carrigg, seconded by Mr. Derrick to approve the minutes of July 25, 2006 as submitted.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Carrigg
	Mr. Derrick	Mr. Kinard
	Mr. Davis	Ms. Summers
	Mr. Keisler	Mr. Jeffcoat

**Zoning Amendments - Zoning Text Amendment T05-11 - Article 2 - Application of Regulations; Chapter 3, Buffering Restrictions - (Height Regulations) - 3<sup>rd</sup> and Final Reading** - Mr. Davis made a motion, seconded by Mr. Kinard that Zoning Text Amendment T05-11 receive third and final reading

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Davis
	Mr. Kinard	Mr. Derrick
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	Mr. Carrigg

**Zoning Text Amendment T06-04 - Article 2 - Application of Regulations; Buffering Restrictions (Golf Courses) - 3<sup>rd</sup> and Final Reading** - Mr. Jeffcoat made a motion, seconded by Mr. Derrick that Zoning Text Amendment T06-04 receive third and final reading.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Jeffcoat
	Mr. Derrick	Mr. Kinard
	Mr. Davis	Ms. Summers
	Mr. Keisler	Mr. Carrigg

**Zoning Map Amendment M06-12 - West Side of Charter Oak Road Between US 1 and US 378 - Announcement of 1<sup>st</sup> Reading** - Mr. Cullum announced first reading of Zoning Map Amendment M06-12.

**Ordinances - Ordinance 06-05 - County General Obligation Bond - Not to Exceed \$13 Million - 3<sup>rd</sup> and Final Reading** - A motion was made by Mr. Jeffcoat, seconded by Mr. Davis that Ordinance 06-05 be given third and final reading.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Jeffcoat
	Mr. Davis	Mr. Kinard
	Mr. Derrick	Ms. Summers
	Mr. Keisler	Mr. Carrigg

**Ordinance 06-09 - An Ordinance to Impose the Provisions as Allowed by South Carolina Code Section 12-37-670 so as to Allow Improvements that are Completed on or Before June 30<sup>th</sup> to be Taxable for the Period for July 1<sup>st</sup> to December 31<sup>st</sup> of That Property Year - 1<sup>st</sup> Reading** - A motion was made by Mr. Davis, seconded by Mr. Derrick that Ordinance 06-09 receive first reading.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Davis
	Mr. Derrick	Mr. Kinard
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	Mr. Carrigg

**Ordinance 06-06 - Amend the Multi-County Industrial Park with Calhoun County to add Loxscreen Property - 3<sup>rd</sup> and Final Reading** - A motion was made by Mr. Davis, seconded by Mr. Kinard that Ordinance 06-06 be given third and final reading.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Davis
	Mr. Kinard	Mr. Derrick
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	Mr. Carrigg

**Ordinance 06-07 - Approving the Agreement Between the County of Lexington and Ribeau Entertainment, LLC Regarding Relocation of Hockey Team and Construction of Arena - 3rd and Final Reading** - A motion was made by Mr. Kinard, seconded by Mr. Keisler that Ordinance 06-07 be given third and final reading.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Kinard
	Mr. Keisler	Mr. Derrick
	Mr. Davis	Ms. Summers
	Mr. Jeffcoat	Mr. Carrigg

Mr. Davis made a motion to take a five-minute recess in preparation for the dedication of the Council Chambers.

In Favor:	Mr. Cullum	Mr. Davis
	Mr. Kinard	Mr. Derrick
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	Mr. Carrigg

Mr. Cullum reconvened the meeting in open session.

**Presentation of Plaque - Dedication of the Dorothy K. Black Council Chambers** - In honor of Dorothy "Dot" K. Black, the first Clerk to Council who retired after 32 years of service, Council dedicated and unveiled the plaque naming the Council Chambers as the Dorothy K. Black Council Chambers. Members of Council reminisced fondly of Dot and how she took care of them when they first became elected to Council.

**Committee Reports - Committee of the Whole, T. Cullum, Chairman - Joint Resolution Approving the Application of the Town of South Congaree to Join the Lexington County Joint Municipal Water and Sewer Commission** - Mr. Cullum reported his committee met to discuss and consider approval of a joint resolution from the Town of South Congaree to become a member of the Lexington County Joint Municipal Water and Sewer Commission. Mr. Cullum reported the committee voted unanimously to recommend to full Council for approval.

Mr. Derrick made a motion, seconded Mr. Keisler to adopt the resolution approving the application

for the Town of Congaree.

Mr. Cullum opened the meeting for discussion.

Mr. Davis commented that he felt it was “in direct violation to the legislation that set up the Joint Water and Sewer Commission that all those who were going to be on the governing body had to appropriate assets to the Council of Commission” and stated for that reason would be voting against the adoption of the resolution approving the application for the Town of South Congaree.

Mr. Carrigg responded that Mr. Davis was correct and replied, “every member violated it.”

Mr. Derrick withdrew his motion; Mr. Keisler withdrew his second.

Mr. Cullum stated the adoption of the resolution would go back to Committee for further review.

**Economic Development, J. Jeffcoat, Chairman - Project First Park - Adoption of Inducement Resolution** - Mr. Jeffcoat reported his committee met to discuss and consider the adoption of an Inducement Resolution between Lexington County and Project First Park whereby the committee voted to recommend that Council approve the Inducement Resolution.

Mr. Jeffcoat made a motion, seconded by Mr. Carrigg to approve the adoption of the Inducement Resolution between Lexington County and Project First Park.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Jeffcoat
	Mr. Carrigg	Mr. Kinard
	Mr. Derrick	Mr. Davis
	Ms. Summers	Mr. Keisler

**Ordinance 06-11 - An Ordinance to Develop a Joint Industrial/Business Park in Conjunction with Saluda County - 1<sup>st</sup> Reading** - Mr. Jeffcoat made a motion, seconded by Mr. Derrick that Ordinance 06-11 receive first reading.

Mr. Cullum opened the meeting for discussion.

Mr. Derrick asked if Council has an opportunity to reciprocate with Saluda County that he would be greatly appreciative.

Mr. Jeffcoat replied, we certainly will.

In Favor:	Mr. Cullum	Mr. Jeffcoat
	Mr. Derrick	Mr. Kinard

Mr. Davis                      Ms. Summers  
Mr. Keisler                     Mr. Carrigg

**Health & Human Services, J. Carrigg, Jr., Chairman - Grant-in-Aid Program Fiscal Year 2007 - Public Safety/EMS** - Ms. Summers, Vice Chairman, Health & Human Services reported the Committee met to consider a request from Public Safety/EMS to apply for a grant-in-aid grant in the amount of \$47,372. The grant is 94.5 percent state funded with a 5.5 percent County match. The County match will be \$2,662. The Committee recommended that full Council approve staff's request to move forward with the grant application.

Mr. Keisler made a motion, seconded by Mr. Derrick to approve staff's request to move forward with the grant application.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:            Mr. Cullum                      Mr. Keisler  
                          Mr. Derrick                     Mr. Kinard  
                          Mr. Davis                       Ms. Summers  
                          Mr. Jeffcoat                    Mr. Carrigg

\* Mr. Davis left following the vote to attend a prior commitment.

**6:00 P.M. - Public Hearings - Zoning Map Amendment M06-06 - Road Classification of Indian River Drive from Local (L) to Residential Local Four (RL4) Road** - Mr. Cullum stated the purpose of the hearing is to receive feedback in support or in opposition to the application for zoning change. He asked that each speaker provide name and mailing address and that comments be limited to three (3) minutes. He asked that if there was anyone present who had signed up to speak but chose not to speak, but wanted to concur with what had been said, it was acceptable to indicate concurrence. Mr. Cullum added that no one would be denied the opportunity speak.

Mr. Cullum opened the public hearing and recognized Mr. Bruce Hiller, Development Administrator, Community Development.

Mr. Hiller stated that the applicant Mr. Joe Mergo, III has requested a change in road classification of Indian River Drive from Local (L) to Residential Local Four (RL4). He stated that Mr. Mergo indicated on the application that the reason for the request is to keep the character of the immediate area to single family residential only. Mr. Hiller reviewed the maps and area by using a Power Point presentation.

Mr. Cullum opened the meeting for comments from those in favor of Zoning Map Amendment M06-06.

**Mr. Joe Mergo, 112 Pinehurst Court, West Columbia, SC 29170** - Mr. Chairman members of

Council thank you for letting us be here to speak. What we want to do is that the residences that most of live in are the most important asset that most of us have in an investment. I was the third house built in that subdivision at the time. The area is definitely growing. We have been enjoying the increase in property values of our houses since we have invested; we want to maintain that property value. There is that one strip of land that I have heard from some developers that they had looked at possibly putting duplexes, condos, things like that. And currently, under the current zoning, that can happen. What we want to do is just limit it to maintain the integrity of the neighborhood, meaning single-family dwellings. May it be a house or a patio home and that's the only thing that we are asking. You all know that Council has addressed issues that once a builder has finished building in a neighborhood, the neighbors and the people that live there in the community are left to sustain that neighborhood. Maintain the integrity of it, keep the community involvement in there. Our neighborhood is fortunate to be growing; very committed folks that are there to maintain the integrity and that's all we are asking that we continue to maintain the integrity of the neighborhood with just single-family homes. On the other side of our neighborhood, they are looking at putting almost \$350,000 homes in on the other side of the fairways by another developer. We want to make sure that everything stays consistent all the way through our neighborhood and their neighborhood. At the front entrance that you saw, there is a home already under construction. There are two that are already built. One is by the folks that own Daniel Furniture; folks that own Corbitts Meat Market live in our neighborhood. There are good community-minded citizens there and we just want to maintain that integrity.

**Curtis Martin, 225 Highgrove Circle, West Columbia, SC 29170** - I concur with what Joe said.

**Daniel McKinney, 132 Highgrove Circle, West Columbia, SC 29170** - I also concur with Mr. Mergo.

**Ron Kyanko, 158 Indian River Drive, West Columbia, SC 29170** - Mr. Chairman and Council members, this is my first public meeting that I have been to. Probably out of all the homeowners here that are in favor of it, I'm the one that is mostly impacted. Because I live on Indian River Drive. I'm not familiar with the local zoning or anything until I happen to see the maps and what locals are, RL4 and things like that. Obviously, from my accent, I'm not from around here. But, anyway looking down what the Indian River Drive currently is, I can have a zoo on Indian River Drive. Or I can have a mining (limited) as well as veterinarian services or mini-warehouses. I have a very nice home and down the street where there is some vacant property, I don't want a mini-warehouse down there. I don't want to see duplexes; I don't want to see condos. I have invested a lot of money in my home, and I would like to keep it that way as well as the neighborhood. Since the neighborhood, all the neighborhoods around are RL4, I don't know why this cannot be changed to RL4 also. Why is it the only one that's out there as a Local. And, it is my understanding it is because of the golf course being at the end of the street and the way it was zoned earlier and evidently, that has been changed and now we have the request to change it to a RL4. I would appreciate your concurrence and everything on this and thank you for your time.

**Dick Cruchley, 104 Highgrove Court, West Columbia, SC 29170** - I think a home that you invest

in is one of the most important things that you can maintain, and I think is very important that we make sure that we cannot lose the value of the homes that we now have. And to see that this one street is going local and everything is RL4 doesn't make sense to me, but I don't do zoning. So, I am just asking you guys to look at it and be fair and support us. Thank you.

**Rebecca Kukla, 200 Highgrove Circle, West Columbia, SC 29170** - The house is in my name and I just want to tell one other little thing and that is that we live up at the top of the circle, but there is traffic already that is coming in to go to the golf course. Sometimes I walk in the morning before I head out, and there is a quite a bit of traffic coming in and if there were places to that they could have multiple family dwellings and things like that, I just don't know exactly that one road coming in could handle a big influx of traffic. Because it is only the one way in and the one way out. And, also because there are not, right now, sidewalks or anything like that so that children when they go around on their bicycles and things like that, for me, it is also a safety issue because if there were dwellings where there could be more of a population back in there, I just think that it would take away from the safety of it being just a community where families could raise young children and things like that. Also where we can walk and don't have to worry about the traffic on getting out onto Ramblin Road. Thank you so much for letting us come.

**Sarah Jones, 100 Pinehurst Court, West Columbia, SC 29170** - I concur with what everyone is saying.

**Lori Lee, 112 Highgrove Court, West Columbia, SC 29170** - I also concur with what has been said.

**Patty & Russ Larimore, 215 Highgrove Circle, West Columbia, SC 29170** - We both concur with what everyone is saying about the property values issues.

**Kevin Phillips, 228 Highgrove Circle, West Columbia, SC 29170** - I concur with everything that everyone has said. Thank you.

**Paul Dunnivant, 220 Highgrove Circle, West Columbia, SC 29170** - I concur with everything else that has been said. Thank you.

**Jim Michael, 224 Highgrove Circle, West Columbia, SC 29170** - I, too, concur with what has been said.

Mr. Cullum asked if there was anyone else who wished to speak in favor of the amendment. No response. Mr. Cullum closed that portion of the hearing.

Mr. Cullum opened the hearing for those in opposition of the Zoning Map Amendment M06-06.

**Steve Hendrix, 2704 Dogwood Trail, Lexington, SC 29072** - I represent my family, which owns the remaining undeveloped property adjacent to the present, Indian River Development.

I am here to speak against the request to change the classification from its original status of Local (L) to Residential Local Four (RL4). My family purchased this area from the Jeff Hunt family and used its own funds to bring water and sewer to the area and also completed the previous developer's obligation to install a permanent road to the Indian River club house with no other financial assistance except our own, money out of our own pocket.

Phase I of Indian River was started around the year 2000 with sixty-five lots averaging over four tenths of an acre. That's a density of 2.5 lots per acre. The resolution before you today, is to limit to a maximum of four per acre, but we are presently building in there at 2.5 per acre. This phase is approximately 97 percent built on right now. As mentioned earlier in the presentation by Planning and Development, Phase II of thirty-two lots was recently granted approval just last week by Lexington County Planning and Development and a preliminary plat has been submitted. This phase continues the lot size of almost a half an acre of lot and the development pattern of the earlier phase with similar houses are planned.

I may also add that with the development that is going around there, there will be changes in work done to the entrance. I'd be interested in working with the golf course there as far as upgrading the entrance, but that entrance will be a good bit of construction from neighboring communities. We will be moving the pump stations so that has been deferred until the spring of next year. But, we anticipate doing that when we bring on Phase II of thirty-two lots.

The specifics for the area next to the club house, that is the principle reason for this meeting tonight is there has not been any specific design of any particular lot size, specific product has not been determined engineered yet as I have been working on permits on the next phase which is just been permitted of thirty-two lots.

Indian River Drive will continue around the front nine of Indian River golf course, and this amendment will affect not just the existing road but will affect the road that runs through the 100 acres that surround the front nine. The development is underway and permitted across Lake Francis as earlier commented for development and most of that is much denser than four per acre. Is it fair to allow such a community right across the water a higher density than one side, but not the other? Many older buyers, empty nesters and singles, prefer homes that would be precluded by this request. People who would like to enjoy living in the Indian River area, but do not need a lot size of almost a half acre in size. If the concerns of those bringing this initiative to Council to deny my development plans, which are not specified right now, but I hope to work on in sometime, this may encourage that a little faster than I had anticipated. If their concerns are that if sold or developed that it will devalue their existing properties, that is not true. I would anticipate a higher per square foot per cost or equal, if not higher construction standards for this area. There would be proper screening and segmentation from existing phases as is quite common in large communities. I was recently cutting grass at my house the other day and I asked my son who was helping me and I said, what is the one thing that people want to have when they cut grass now days? He said, a lawnmower. I said, no, it's not a lawnmower. He said its got to be a weed eater. No, I said it is not a weed eater. It is a telephone because people don't want to cut grass anymore. They want to call someone else to cut

it.

In closing, the size of this community suggest that the possibility of various properties which compliment, and I say do not, I repeat, do not devalue anyone's hard worked home is worthy and appropriate idea. I ask that you consider voting no for this initiative, and I would also be happy to talk with any of the residents after this meeting. Thank you.

Mr. Cullum asked if there was anyone else who wished to speak in opposition of Map Amendment M06-06. No response. Mr. Cullum closed the public hearing.

**Zoning Text Amendment T06-05 - Article 2 - Application of Regulations; Schedule of Permitted Uses, General Requirements, Buffering Restrictions (Kennels)** - Mr. Cullum opened the public hearing for comments in favor of Zoning Text Amendment T06-05. No comments were received.

Mr. Cullum opened the public hearing for comments in opposition of Zoning Text Amendment T06-05. No comments were received.

Mr. Cullum closed the public hearing.

**Zoning Text Amendment T06-09 - Section 21.10 (Description of Principal Activities) of Article 2, Application of Regulations, and Section 71.20 (Definitions) of Article 7, Mobile Home Parks** - Mr. Cullum opened the public hearing for comments in favor of Zoning Text Amendment T06-09. No comments were received.

Mr. Cullum opened the public hearing for comments in opposition of Zoning Text Amendment T06-09. No comments were received.

Mr. Cullum closed the public hearing.

**Ordinance 06-04 - Authorizing the Acceptance of the Transfer of Authority for Conducting Municipal Elections in Municipalities within the County of Lexington to the Lexington County Voter Registration and Election Commission** - Mr. Cullum opened the public hearing for comments in favor of Ordinance 06-04. No comments were received.

Mr. Cullum opened the public hearing for comments in opposition to Ordinance 06-04. No comments were received.

Mr. Cullum closed the public hearing.

**Committee of the Whole, T. Cullum, Chairman - Joint Resolution Approving the Application of the Town of South Congaree to Join the Lexington County Joint Municipal Water and Sewer Commission** - Mr. Keisler made a motion, seconded by Mr. Carrigg to remove the item from

the Table. (For the record, the item was not previously tabled).

Mr. Cullum asked that the issue be delayed until after Executive Session.

Mr. Keisler withdrew his motion, Mr. Carrigg withdrew his second.

**Planning & Administration, J. Owens, Chairman - Community Development Block Grant (CDBG) Program - Amendment 2006 Action Plan - Community Development** - Mr. Jeffcoat, Vice Chairman, Planning & Administration reported the Committee met and discussed amending the 2006 Community Development Block Grant (CDBG) Action Plan to allocate \$27,163 for the new Economic Development position. The Committee voted to recommend to full Council for approval.

Mr. Jeffcoat made a motion, seconded by Mr. Keisler to approve amending the 2006 CDBG Action Plan.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Jeffcoat
	Mr. Keisler	Mr. Kinard
	Mr. Derrick	Ms. Summers
	Mr. Carrigg	

**CDBG Community Advisory Committee - Community Development** - Mr. Jeffcoat, Vice Chairman, Planning & Administration reported the Committee met and discussed staff's request to establish an advisory committee for the Community Development Block Grant (CDBG) program. The role of the advisory committee will be to assist the CDBG staff in making recommendation(s) to the Committee for consideration. In addition, staff was directed to include local citizens as a part of the advisory board. The Committee voted to recommend to full Council for approval.

Mr. Jeffcoat made a motion, seconded by Mr. Keisler to approve staff's request to establish an advisory committee for the CDBG program.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Jeffcoat
	Mr. Keisler	Mr. Kinard
	Mr. Derrick	Ms. Summers
	Mr. Carrigg	

**CDBG Minor Housing Repair Program Policies - Community Development** - Mr. Jeffcoat, Vice Chairman, Planning & Administration reported the Committee met to discuss and consider staff's proposed policies and procedures for the CDBG Minor Housing Repair Program. The purpose of the

Minor Repair Program is to provide assistance to low and moderate-income residents for minor household repairs to their homes. The Committee voted to recommend to full Council for approval.

A motion was made by Mr. Jeffcoat, seconded by Mr. Derrick to approve the CDBG Minor Housing Repair Program Policies and Procedures.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Jeffcoat
	Mr. Derrick	Mr. Kinard
	Ms. Summers	Mr. Keisler
	Mr. Carrigg	

**Public Works, B. Derrick, Chairman - Lexington County Recreation Request** - Mr. Derrick reported that the Public Works Committee convened on Tuesday, July 25, 2006 to consider a request by Jay Criscione, Executive Director of the Lexington County Recreation and Aging Commission.

Mr. John Fechtel, Director of Public Works, stated that he received a letter from Mr. Criscione requesting permission to use a small portion (310' by 310') of county property located on the back southwest corner of the County maintenance facility located at Ball Park Road to establish a ball field that will link to their existing park.

Mr. Fechtel stated that this site may be on top of an old landfill and recommended that the County not allow any permanent structures such as light posts, fencing, etc. be installed.

If permanent structures are needed by the Lexington County Recreation and Aging Commission, it is understood that the Lexington County Recreation and Aging Commission will have to formally request from County Council that they be allowed to procure engineering services to conduct a study of the conditions of the site for SCDHEC approval.

The Public Works Committee voted to recommend that Council approve the request and that the County follow the County Zoning Ordinance for set back requirements.

Mr. Derrick made a motion, seconded by Mr. Keisler to approve the Lexington County Recreation and Aging Commission's request to use a 310' by 310' piece of County-owned property on Ball Park Road and that the County follow the County Zoning Ordinance for set back requirements.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Derrick
	Mr. Keisler	Mr. Kinard
	Ms. Summers	Mr. Jeffcoat
	Mr. Carrigg	

**Legal Closing of a Portion of Clover Road - Public Works** - Mr. Derrick reported his committee met during the afternoon to discuss and consider a request for the legal closing of a portion of Clover Road. The portion of Clover Road requested to be closed is the road between Saber Drive and Little Creek Drive that is approximately 969 feet in length. Mr. Derrick reported that the Committee voted to recommend that full Council approve the request and that the petitioner, Mr. Phillip D. Rodgers, will be responsible for all legal costs.

Mr. Derrick made a motion, seconded by Mr. Kinard to approve the legal closing of a portion of Clover Road at no cost to the County.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Derrick
	Mr. Kinard	Ms. Summers
	Mr. Keisler	Mr. Jeffcoat
	Mr. Carrigg	

**Ordinance 06-10 - Stormwater Management Ordinance - 1<sup>st</sup> Reading** - Mr. Derrick reported his committee met to discuss the proposed draft of the Stormwater Management Ordinance and voted to recommend to full Council that Ordinance 06-10 receive first reading.

A motion was made by Mr. Derrick, seconded by Mr. Keisler that Ordinance 06-10 receive first reading.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Derrick
	Mr. Keisler	Mr. Kinard
	Ms. Summers	Mr. Jeffcoat
	Mr. Carrigg	

**Committee of the Whole, T. Cullum, Chairman - Joint Resolution Approving the Application of the Town of South Congaree to Join the Lexington County Joint Municipal Water and Sewer Commission** - After discussions on whether or not a motion had been made earlier in the meeting during the discussion of this item, Mr. Carrigg asked the Clerk, Diana Burnett, if a motion had been made and voted on.

Ms. Burnett responded that a motion had been made and seconded, but had been withdrawn and the item was referred back to committee.

Mr. Keisler made a motion, seconded by Mr. Kinard to approve the Joint Resolution Approving the Application of the Town of South Congaree as recommended unanimously by the Committee.

Mr. Cullum opened the meeting for discussion.

Mr. Cullum asked Jeff Anderson, County attorney if the Town of South Congaree can join the Lexington County Joint Municipal Water and Sewer Commission.

Mr. Anderson replied, all the rest of them have. You voted for them, correct?

Mr. Cullum stated that all the rest have joined and have not committed their assets to this commission.

Mr. Carrigg replied, except one, Lexington County.

Mr. Jeffcoat replied that it was assumed that everyone who joined would put their assets in, but he has been unable to find anything in writing that says that they would have to put their assets in, so they didn't, but we did. He said it was a verbal agreement.

Mr. Cullum asked what purpose does it serve for South Congaree to join the Lexington County Joint Water and Sewer Commission.

Mr. Carrigg replied, it gives them a vote. Yet another party has a vote without bringing anything to table.

Mr. Kinard replied that he understood what Mr. Davis' objection was, but felt it would not be fair to hold South Congaree accountable for everybody else's "sins."

Mr. Carrigg asked, if South Congaree is going to put no assets in the system or make no contribution, why should they have a vote?

Mr. Keisler replied that they are getting into the water business. They have just been approved to get in.

Mr. Derrick stated that he asked South Congaree that specific question and was told the reason why they wanted to get in is because then they would be in the water business and would be able to apply for grants to contribute toward the Lexington Joint Water and Sewer Commission, otherwise they would have no authority to apply for grants, etc. Mr. Derrick asked, if we have to grant each individual municipality the authority to become a member, can we vote to remove members from the Lexington County Joint Water and Sewer Commission?

Mr. Carrigg replied, no.

Mr. Derrick asked, why does Council have the authority to grant them permission to join?

Mr. Carrigg replied, we don't have the singular authority. Every governing body that is a member

has to agree. We are just one vote of many. Every other members' governing body has to vote.

Mr. Cullum replied, but we have the authority to determine service districts.

Mr. Carrigg replied, yes.

Mr. Cullum asked if there was any municipality that is not a member.

Messrs. Jeffcoat and Carrigg replied that neither Chapin or Irmo was a member.

Mr. Derrick called for the question.

In Favor:	Mr. Cullum	Mr. Keisler
	Mr. Kinard	Mr. Derrick
	Ms. Summers	Mr. Jeffcoat
	Mr. Carrigg	

**Executive Session/Legal Briefing** - Mr. Kinard made a motion, seconded by Ms. Summers to enter into Executive Session to discuss contractual and legal matters.

Mr. Cullum stated Executive Session will consist of one Economic Development issue, four contractual issues, and seven legal matters; one property matter and legal briefings.

In Favor:	Mr. Cullum	Mr. Kinard
	Ms. Summers	Mr. Derrick
	Mr. Keisler	Mr. Jeffcoat
	Mr. Carrigg	

Mr. Cullum reconvened the meeting in open session

**Matters Requiring a Vote as a Result of Executive Session** - Chairman reported Council received the legal briefings and discussed contractual matters during the Executive Session and indicated four motions were to be considered.

**Loxcreen Contract** - Mr. Jeffcoat made a motion, seconded by Mr. Kinard to grant a 30-day extension on the Contract of Sale with Loxcreen Company.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Jeffcoat
	Mr. Kinard	Mr. Derrick
	Ms. Summers	Mr. Keisler
	Mr. Carrigg	

**S&T Lawsuit** - Mr. Jeffcoat made a motion, seconded by Mr. Derrick authorizing the County attorney to move forward with the appeals process that involves S&T Landfill located on Hwy. 378.

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Jeffcoat
	Mr. Derrick	Mr. Kinard
	Ms. Summers	Mr. Carrigg

Opposed      Mr. Keisler

**Ordinance 06-12 - An Ordinance Authorizing Pursuant to Chapter 44 of Title 12, South Carolina Code of Laws, 1976, as Amended, the Execution and Delivery of a Fee Agreement and Amendments to Existing Fee Agreements Between Lexington County, South Carolina and a particular Company (Project First Park), its Affiliates and/or Financing Entities of the Company; and Matters Relating Thereto - 1<sup>st</sup> Reading by Title** - Mr. Cullum stated the Public Hearing and Second Reading will be held on Tuesday, September 26 at which time the name of the company will be announced.

Mr. Jeffcoat made a motion, seconded by Ms. Summers that Ordinance 06-12 receive first reading

Mr. Cullum opened the meeting for discussion; no discussion occurred.

In Favor:	Mr. Cullum	Mr. Jeffcoat
	Ms. Summers	Mr. Kinard
	Mr. Derrick	Mr. Keisler
	Mr. Carrigg	

**Construction of South Region Service Center - Public Safety** - Mr. Jeffcoat made a motion, seconded by Mr. Kinard to approve Option 1 (Bid Proposal Options) and to revert back to the original contribution previously committed by the Sheriff's Department.

Mr. Carrigg made a motion, seconded by Mr. Derrick to amend the CDBG Annual Action Plan to delete the Demolition Projects in the FY06-07 CDBG Demolition and Clearance Program to offset the overruns.

Vote on Amendment:

In Favor:	Mr. Cullum	Mr. Carrigg
	Mr. Derrick	Mr. Kinard
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	

Prior to the Vote on the Motion as Amended, Ms. Doucett restated, for clarification, the total construction cost for the South Region Service Center - Building Cost - \$1,070,700; Architect Fees - \$44,460; and Land Cost - \$19,000 for a total project cost of \$1,134,160. The \$19,000 would be HUD funds that would then be paid to the airport for the purchase of the property (CIP fund).

Vote on Motion as Amended:

In Favor:      Mr. Cullum                      Mr. Jeffcoat  
                    Mr. Kinard                      Mr. Derrick  
                    Ms. Summers                  Mr. Keisler  
                    Mr. Carrigg

**OLD BUSINESS/NEW BUSINESS** - None.

**Budget Amendment Resolutions** - The following BAR's were distributed and signed:

A supplement appropriation increase in the amount of \$1,916,216 to appropriate carryover funds for federal grants:

- 2400 Urban Entitlement Comm Development
- 2414 Bulletproof Vest Program
- 2416 11<sup>th</sup> Circuit LE Network
- 2435 Live Scan Fingerprint System
- 2453 FY04 Local Law Enforcement Block Grt
- 2471 Transportation Enhancement Program
- 2472 Landscape & Scenic Beautification
- 2476 State Homeland Security Grant
- 2478 Firefighter Safety Grant Equip
- 2479 SCDOT Rise Program
- 2480 Citizens Corps Grant
- 2492 Justice Assistance Grant

A supplement appropriation increase in the amount of \$5,675,303 to appropriate carryover funds for special revenue funds for County Council:

- 2000 Economic Development
- 2001 Rural Development Act
- 2140 Temp Alcohol Beverage License Fee

A supplement appropriation increase in the amount of \$3,498,834 to appropriate carryover funds for special revenue funds:

- 2410 Clk of Court Title IV-D Child Support
- 2411 LE/Title IV-D Process Server
- 2501 Sol/Community Juvenile Arbitration
- 2600 Clk of Crt/Professional Bonds Fees
- 2605 Emergency Telephone System E-911
- 2613 Solicitors Worthless Check Unit

2630 LE/Narcotics Forfeiture Funds  
2632 Le/Inmate Services  
2637 LE/Federal Narcotics Forfeiture Funds  
2638 LE/Civil Process Server  
2930 Personnel/Employee Committee  
2950 Treasurer/Delinquent Tax Collections  
2990 Finance/Grants Administration

A supplemental appropriation increase in the amount of \$6,430,232 to appropriate carryover funds of capital and operating items. County Ordinary - \$2,848,536; Fire Service - \$2,672,425; and Law Enforcement - \$909,271.

A supplemental appropriation increase in the amount of \$2,086,851 to appropriate carryover funds for capital items for Library Services.

A supplemental appropriation increase in the amount of \$5,964,401 to appropriate carryover funds for capital items in Schedule "C" Funds.

A supplemental appropriation increase in the amount of \$195,539 appropriate carryover funds for capital items for Solid Waste Management.

A supplemental appropriation increase in the amount of \$177,003 to appropriate carryover funds for capital items and a supplemental appropriation increase in the amount of \$30,202 to appropriate interest earned on EMS HealthCare Delivery Systems.

A supplemental appropriation increase in the amount of \$60,216 to appropriate carryover funds for capital items and a supplemental appropriation increase in the amount of \$1,269 to appropriate interest earned for the CAMA & ROD Systems Development.

A supplemental appropriation increase in the amount of \$1,513 to appropriate carryover funds for capital items and a supplemental appropriation increase in the amount of \$37 to appropriate interest earned for the Lexington Bar Association.

A supplemental appropriation increase in the amount of \$1,327,888 to appropriate carryover funds for capital items for the Lexington County Airport at Pelion.

A supplemental appropriation increase in the amount of \$6,964,673 to appropriate carryover funds for capital items and a supplemental appropriation increase in the amount of \$267,990 earned on the DSS & Fire Service construction fund.

A supplemental appropriation increase in the amount of \$65,501 to appropriate funds for the addition of a Criminal Domestic Violence (CDV) prosecutor for the Solicitor that will be paid for with State Supplement Funds.

A supplemental appropriation decrease in the amount of \$1,028 to reduce the DHEC/EMS Grant-in-Aid budget to the amount allocated for Lexington County.

A supplemental appropriation increase in the amount of \$10,600 to appropriate donated funds for the Judicial Center Fountain Project.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett  
Clerk

M. Todd Cullum  
Chairman