

**MINUTES**  
**LEXINGTON COUNTY COUNCIL**  
**OCTOBER 10, 2006**

Lexington County Council held its regular meeting on Tuesday, October 10, 2006 in Council Chambers, beginning at 4:30 p.m. Mr. Cullum presided. Prior to the invocation, Mr. Davis announced that Mr. Wilson Howard, a life-long citizen of Lexington County has passed away and expressed his condolences to his family. Mr. Davis 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.  
Joseph W. Owens

Also attending: Katherine Doucett, County Administrator; Larry Porth, Finance Director/Deputy County Administrator; John Fachtel, 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.

**Special Guests** - Ms. Summers introduced her daughter, Misty, and twin grandsons, Jackson and Tradd Burton.

**Employee Recognition - Katherine Doucett, County Administrator** - Ms. Doucett recognized Frankie Ripley, Records Room Clerk; Ana Marin, Intake Window Clerk; and Joyce McLane, Intake Window employees of the Clerk of Court's office for their willingness to reach out to assist citizens who visit the Clerk of Court's office. Due to an emergency, Ms. Ripley was not present.

Pat Corley, Shift Supervisor; Jennifer Leighton, Asst. Shift Supervisor; and Telecommunicators Dana Whitstone, Michelle Mills, Chris Jackson, Robert Hook, Ginger Wilkerson, Crystal Faulkner, Nate Nienhius, and Jeff Brazell were recognized for providing outstanding pre-service training in the Communications Department for two new employees from the Sheriff's Department.

Terry DeFee, Recording Clerk II and Anna Lusk, Customer Service Clerk I in the Register of Deeds office were recognized for their outstanding and stellar customer service.  
Ralph Ford, Senior Cartographer, Planning & GIS; Robbie Derrick, Zoning Assistant, Community

Development; and Ron Suber, Supervisor and Donna Hover, Senior MO Clerk in the Assessor’s office were recognized for their assistance to a citizen who wrote to say these individuals were very courteous, efficient, pleasant and helpful.

Carla McClain, Appraiser I, Assessor’s office was recognized for her competency and generosity as she assisted an individual through some very difficult tax records on an estate matter.

Doug Reed, Animal Control Officer, Animal Control was recognized for going the “extra mile” to help a citizen locate a stray and her pups that had taken up residency under their shed.

**Appointments - Assessment Appeals Board - Beth Dorn Linhardt** - A motion was made by Mr. Jeffcoat, seconded by Mr. Keisler to appoint Ms. Beth Linhardt to the Assessment Appeals Board.

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

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

**Bids/Purchases/RFPs** - A motion was made by Mr. Keisler, seconded by Mr. Jeffcoat that the following Bids/Purchases/RFPs (Tab L, M, N, and O) be approved.

**Secure Socket Layer Appliance - Information Services** - Information Services requested the purchase of Secure Socket Layer Appliance with installation. The appliance is needed as a partial replacement and augmentation of the existing Firewall Virtual Private Network (VPN) connections for users of individual PC’s and laptops that need remote access to County network resources and applications. The appliance will be purchased directly from the manufacturer, Dell, through State Contract Number 05-S6656-A11104.

Total cost including tax and installation is \$13,749.76,

**Router/Firewall System - Library Services** - Library Services requested the purchase of one (1) Router/Firewall System. With the State replacing their present network for internet access, the new router will be faster and more efficient to provide the necessary access to the internet for the library using the State’s new network. The Router/Firewall System will be purchased with State Aid funds directly from the manufacturer, Data Network Solutions, through State Contract Number 05-S6850-A11536.

Total cost including tax is \$7,950.

**Association of Public Safety Communication Officials (APCO) Software and Interface** -

**Public Safety/Communications - Sole Source** - Staff recommended the purchase of the Association of Public Safety Communication Officials (APCO) Software and Interface for Public Safety/Communications to the sole source provider, APCO Institute. The software is being purchased to add CAD and mapping licenses to ten (10) 911-console stations in the Communications Center. The new software and interface will replace the National Academy of Emergency Medical Dispatch (NAEMD) currently in place in the Communications Center. This purchase has been deemed a sole source from APCO Institute, as they are the only vendor that will allow the County to perform in-house modifications. The technical services for interfacing the software will be performed by Emergency Service Integrators (ESI) Acquisitions, Incorporated through County Contract Number P99010-06/09/99H.

The cost of the APCO software is \$21,275 and the cost of the interface development is \$8,938 for a total project cost of \$30,213 including testing, onsite support, installation, and tax.

**Rock Well, Storage Tank and Appurtenances for Future Site of Cedar Grove Fire Station - Public Safety/Fire Service** - Bids were advertised and solicited from qualified contractors for a rock well, storage tank, and appurtenances for the future site of the Cedar Grove Fire Station for Public Safety/Fire Service. The project includes rock well, storage tank, and appurtenances for an estimated depth of 200 feet. The project will need to be completed to see if water is available on the future site for the Cedar Grove Fire Station prior to the acquisition of the property.

Two (2) bids were received. Staff recommended the award to E.L. Frick and Sons as being the lowest responsive bidder. Total bid cost is \$6,230.

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
	Mr. Owens	

**Chairman's Report** - Mr. Cullum reported Council attended a Strategic Vision Workshop at Clarks Hill Training Center on October 1 and 2, 2006 and noted during the workshop, Council was able to define a Mission Statement, a Vision Statement, and three Goals for the County to meet. The Vision statement is "the County will provide quality services to our citizens at a reasonable cost"; the Vision statement is "for planned growth for our communities with abundant opportunities for all in a quality environment"; and the three Goals are (1) provide for public service to citizens of Lexington County, (2) manage growth to meet needs of Lexington County, and (3) appropriate required funding to meet Strategic Plan.

On Friday, October 6, Mr. Cullum attended the announcement and signing of the Automatic Aid Agreements with the City of Cayce, the City of West Columbia, and Lexington County.

**November and December 2006 Schedule** - Mr. Jeffcoat made a motion, seconded by Mr. Keisler to cancel November 28 and December 26, 2006 Council meetings and continue with the regular schedule meetings of November 14 and December 12, 2006. It is noted that should the need arise, the Chairman may call a special called meeting.

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

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

**Administrator's Report** - Ms. Doucett stated the tax rolls are on line ahead of schedule and the tax notices were mailed out today. In addition, the implementation and issuance of decals by the Treasurer's office have been successful.

**Committee Reports - Planning & Administration, J. Owens, Chairman - Zoning Map Amendment M06-06 - Road Classification of Indian River Drive from Local (L) to Residential Local Four (RL4) Road - 2<sup>nd</sup> Reading** - Mr. Keisler made a motion, seconded by Mr. Jeffcoat that Zoning Map Amendment M06-06 receive second reading approving the road classification of Indian River Drive from Local (L) to Residential Local Four (RL4).

Mr. Cullum stated during the Planning & Administration Committee meeting, the Committee voted unanimously to recommend to Full Council that Zoning Map Amendment M06-06 receive second reading. In addition, he said Mr. Steve Hendrix had requested during the Committee meeting that he be allowed to provide additional information to Council, however, he was not granted the request and was informed that he could present his information during the Council meeting. Mr. Cullum stated a public hearing on Zoning Map Amendment M06-06 was held on August 22.

**Mr. Steve Hendrix** - Prior to his presentation, Mr. Hendrix presented to Council a drawing that he said was not part of the package that was presented by Planning and Development at the Public Hearing.

Mr. Hendrix said this is an overall layout of the property and, as the sole developer of the property, I am the one that is impacted by this. I do feel like I have a vested interest in what is taking place here based on the design criteria. There was earlier comment about when you discussed sewer tap fees, and indeed at the time, ten years ago when this property was purchased, there was a change in the climate with all utilities where instead on a one-on-one basis, as an incident occurred, that taps fees were required to be paid for up front for the entire development. The sections that you see there in orange and green were paid for up front and there was a tremendous investment by myself and my family to bring sewer to this area, which has subsequently been a catalyst for more development up and down Ramblin Road. There is a good bit of development in there. That would not be taking

place if it had not been for the investment of, I dare say millions of dollars of infrastructure that we installed there. We did purchase this from the Hunt family with the preconceived idea that we would be able to do some type of denser development that would be compatible for the whole community. My family's last thought is to do something in a negative manner to propose to existing homeowners and the future homeowners. One thing that is interesting about this as you can see, Indian River Drive will loop through the entire property so this change does not affect just the 2000 feet that is effected here presently, part of the road which I paid for to install and then deeded to the County. The effect here will be for the entire 177 plus acres. I just feel that locking it into one type of planning is a disservice to senior citizens and others that may be interested in living in the community but cannot afford a quarter to a half acre. As you see, that green section is an area that I'm presently developing, continuing that trend. This is the master plan that has been submitted to Lexington County. If the road change is in fact changing the zoning use of my property, then I feel like that is an unfortunate after-the-fact consideration. I thought by putting that, I have some vested interest in that and I would disagree with the proposal to change that. Thank you very much.

Mr. Owens asked, when the people that bought in these two subdivisions, was it not alluded to that whatever is built on the property would be compatible and not put them in the position where they would have their property/homes devalued?

Mr. Hendrix replied, I did not represent that. I would not do anything that would devalue their property. That, again, I have not made any specific plans as to specific product there yet.

Mr. Owens replied, what you are asking for is to leave the road like it is where you can put, what's tantamount to anything you want to put there.

Mr. Hendrix replied, some courtyard homes and something that I would be happy with, in fact, I've already initiated some conversation with a member of the community to talk with them to work together on something that is mutually beneficial. That would be suicidal for me to put something in there that would be detrimental for the community and for myself.

Mr. Owens asked, why do you object to the road being changed?

Mr. Hendrix replied, that would limit my density to four per acre.

Mr. Owens asked, what is the current classification?

Mr. Hendrix replied, the classification which was recommended to the County, whenever I recorded the plat. I specifically remember the phone call they said, how do you want the road classification? I deferred to the administration on the fifth floor at the time.

Mr. Carrigg asked, do you own all the property that is designated for future development?

Mr. Hendrix replied, all the property except for the portion that Ms. Hunt owns, a small piece of

property there that is now formerly Macky. So, yes.

Mr. Carrigg replied, where you have all these lots drawn, all the future area.

Mr. Hendrix replied, that's right. That is what I submitted and that is where four per acres would be quarter acre lots there, that outline you see for the vast majority of the property is four tenths and some instances above half an acre.

Mr. Carrigg asked, what is the density of that, that is developed and have approved?

Mr. Hendrix replied, that is two, to an acre, and a lot of instances two or three to an acre.

Mr. Carrigg replied, even four an acre would be more dense than what you've got there now.

Mr. Hendrix replied, yes. As you can see the vast majority of the property, I am exceeding even the most restrictive. I'm exceeding even the most restrictive area there. I'm just looking at one specific area that is contiguous to the clubhouse. Again thinking in terms of senior citizens and others who don't need half an acre to four tenths of an acre to keep up. I dare say if you look at the majority of the developments being submitted to the County right now, a half acre lot, four tenths of a lot is an aberration in terms of most development in Lexington County. There is not a lot of that going on.

Mr. Davis indicated the date on the map (master plan) is 11/15/1999 and asked if that was when it was submitted to Lexington County.

Mr. Hendrix replied, I don't know the exact submittal of this to Lexington County, this was drawn whenever we did the first phase, it was definitely submitted whenever we resubmitted the green section to Lexington County. All previous engineering drawings that we had received from the Hunt family, and their preliminary engineering have that designated on it and that's what was represented to us.

Mr. Owens asked, you own all the undeveloped property, correct?

Mr. Hendrix replied, that is correct.

Mr. Owens asked, why would you even consider putting something less on the area marked in purple and why would it not be compatible to that area. By leaving the road like it is, it is actually giving an exception to that area because in the plans, you have already given "blessing" to the same size lots where the discussion is about changing the road.

Mr. Hendrix replied, that's really just the idea of not "cookie cutter" not saying trying to put in terms of a buying public and those that want an experience out at the golf course having to put a round peg in a square hole for everything. Basically, every person that comes there, with this layout as being said, you have to buy at a price point that is four tenths to a half acre lot. Now actually the

development that I would be doing in this area would be a higher per square foot development than the half acre to four tenths of an acre lot. The fact is that with an aging population and more older people, those people cannot keep up necessarily with that large of a lot.

Mr. Cullum noted that the orange section, the center section of the master plan dated 1999 would be most affected by any change on the purple section, which is the large tract, and asked Mr. Hendrix when he was developing the center section, was it disclosed to the individuals that high density is across the street from them.

Mr. Hendrix replied, that was discussed many times, yes. I've had members of the community even talk about relatives coming in there.

Mr. Cullum replied, so they were told that it was going to be used for high density.

Mr. Hendrix replied, that possibility was there.

Mr. Owens asked, they were told that?

Mr. Hendrix replied, yes. They were told that. I did not give them any type of document. I know a lot of times that this particular drawing was in my sales center when I did have one. Could I have done a better job of disclosing that in hindsight? Possibly.

Mr. Owens replied, yes. It might have affected their decision not to buy there.

Mr. Cullum asked, when you met with some members of the community over there, have you disclosed to them what kind of product you intend to put there?

Mr. Hendrix replied, no. I am willing to work to that point but that takes a little time. Really your first decision on your density has to be the product. What will the product be? The product has to be something that will be compatible and enhance the community and I have agreed to that. There is other golf course development right in this same district that is a tenth of an acre on the golf course. A tenth of an acre. I don't see doing anything that small.

Mr. Carrigg replied, on a tenth of an acre, one can barely get a house and park a car.

Mr. Hendrix replied, that is correct, but there are people living in those. I don't anticipate doing anything nearly that dense.

Mr. Derrick stated since Council has gone so far out of the realm of normal operating procedures that Council should afford the applicant who submitted the application the opportunity to speak.

Mr. Cullum stated that this is something that is outside the general procedures.

Mr. Derrick replied that it is not because these issues should have been addressed during the public hearing.

Mr. Cullum stated the reason for the discussion is that he wanted to give everybody every opportunity they have before their property is impacted and those who would be most affected by the change. He said if we are outside the bounds of where we generally operate, he stands guilty. But wants to make sure that Council makes accurate and well-informed decisions.

**Joe Mergo, 112 Pinehurst Court, West Columbia, SC 29169** - This was actually filed on behalf of the entire neighborhood. The issue is that a lot of us, especially before me, because most of those folks in that community are a lot older than I am, have lived in areas where promises have been made by builders. Nothing was ever written in stone only to come to find out that when the right person came along with the right dollar figure, it got sold and then there were no controls and the neighbors were left with a business or anything unbecoming of the neighborhood.

The concern here is that all the other roads currently in the neighborhood are RL4. All the other development that he has on the map is not going to be affected by RL4. In fact, this is half of what RL4 would allow him. It is that one strip of property on Indian River Drive that is of concern. You have a resident that it's in his back yard. Right behind his house who was never told that it would be a high density development behind him. He owns Carolina Rebath. We have several company business owners that live in that community who are in business that know what it is like if you don't put something in a contract or in writing what may or may not happen. We have no problem with later on, Mr. Hendrix coming back here and saying this is exactly what we want to do. This is what we want to build. This is the product that's going to be to keep and maintain the integrity of the neighborhood. And at that time, come to the neighbors and say this is what I want to do. It's filed; it's firm; it can't be changed. It is in stone. And for us to come back and support it or a planned development agreement that could be done since he owns more than 25 acres could be done, we would be okay with that. But to leave it open and for him to say he doesn't know what he wants to do with it yet, for us not to act would be foolish on our part. For most of us this is the largest investment that we have in our community. To be honest, nobody really wants to move so that's why we are here. So that is why we are here just to protect what's there and later on if he wants to come back when he knows what he wants to do with it and it is in the best interest of the 80 folks that are already there, then we would entertain that. But, not knowing is what the biggest concern is now.

Mr. Davis called for the question.

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

**Zoning Text Amendment T06-05 - Article 2 - Application of Regulations; Schedule of Permitted Uses, General Requirements, Buffering Restrictions - (Goal #2) - 2<sup>nd</sup> Reading** - Mr. Owens made a motion, seconded by Mr. Jeffcoat that Zoning Text Amendment T06-05 be given second reading.

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

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

**Zoning Text Amendment T06-09 - Application of Regulations and Section 71.20 (Definitions) of Article 7, Mobile Home Parks - (Goal #2) - 2<sup>nd</sup> Reading** - Mr. Owens made a motion, seconded by Mr. Kinard that Zoning Text Amendment T06-09 be given second reading.

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

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

**Amendment to 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** - The Planning and Administration Committee met on Tuesday, September 26, 2006 to consider an amendment to 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. Jeff Anderson, County Attorney, spoke on behalf of Lexington County Registration and Elections to answer any questions that the Committee had about the amendment. Mr. Anderson said the amendment is a minor change that the City of Cayce requested that would allow them the ability to keep their Municipal Election Commission intact in case they ever need them.

The Planning and Administration Committee voted unanimously to recommend that Council approve Ordinance 06-04 as amended.

Mr. Owens made a motion, seconded by Mr. Kinard to approve Ordinance 06-04 as amended.

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

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

**Health & Human Services, J. Carrigg, Jr., Chairman - 2006 State Homeland Security Program (SHSP) Grant Application** - On behalf of Mr. Carrigg, Ms. Summers reported during the afternoon Committee meeting, the committee met to consider the 2006 State Homeland Security Program Grant and a \$7,000 budget appropriation (not covered under the grant) for additional operating expenses for Public Safety/EMS. The grant in the amount of \$325,000 requires no County match. As the host county, Lexington County EMS will be responsible for developing and implementing a team of personnel from throughout the Midlands region that will respond to an emergency and will be required to store and maintain equipment in a state of readiness to respond to a mass casualty. The grant will be used for medical supplies and equipment, F750 chassis with panel box body, F350 pickup with camper body, four laptop computers and accessories, ten 800 MHz portable radios and related communication equipment, a multifunction printer, copier, and fax. The \$7,000 budget appropriation is for vehicle maintenance and employee training for FY2006-07.

Mr. Keisler made a motion, seconded by Mr. Owens that staff be allowed to move forward with the grant application and that the \$7,000 budget appropriation be approved.

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

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

**Public Works, B. Derrick, Chairman - “No Through Trucks” Signage Policy** - Mr. Derrick reported the Public Works Committee met on Tuesday, September 26, 2006 to consider a recommendation from John Fechtel, Director of Public Works, for a “No Through Trucks” Signage Policy.

Mr. Fechtel presented the following suggestions made by staff on a basic policy for County Council to consider for placing or requesting signage on County or SCDOT maintained roads.

1. Petition - A valid citizen group (crime watch, community club, etc.) or 51% of the homeowners along a road may petition Public Works with their request. Petition should state the reasons for the request.

2. Public Works and/or SCDOT will evaluate the road from a safety (width of pavement, curves, etc) and a maintenance standpoint (condition of pavement).
3. Some type of traffic evaluation shall be placed on the road at various locations for several days to determine magnitude of truck traffic (number of trucks, time of day/night trucks are using the road, speed, etc.)
4. Public Works/SCDOT shall try to establish where feasible alternate routes are located to establish that the alternate route would be more acceptable to truck traffic, either by safety and/or maintenance.
5. Once the above is accomplished, a report to County Council will be submitted to County Council for their consideration. ***Notify the council member for the district of the road to be posted.***
6. ***A vote will have to be made by full Council to post road.***

The Committee unanimously voted to amend the proposed “No Through Trucks” Signage Policy to add additional verbiage to Item #5 and to add Item #6. Item #5 - “notify the council member for the district of the road to be posted” and Item #6 - “that a vote will have to be made by full Council to post road.”

The Committee voted unanimously to recommend that full Council approve the amended “No Through Trucks” Signage Policy.

Mr. Derrick made a motion, seconded by Mr. Owens to approve the “No Through Trucks” Signage policy.

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

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

**Gilbert-Summit Rural Water District Request** - Mr. Derrick reported that during the afternoon committee meeting, the Public Works Committee considered a grant application for the Gilbert-Summit Rural Water District to apply for a pass-through grant from the State Budget and Control Board in the amount of \$290,000. The grant is for a water treatment project to remove radium from an existing well. No matching funds are required. The Committee voted to recommend to Council that the grant application be approved

Mr. Derrick made a motion, seconded by Mr. Owens that the grant application be approved.

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

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

**Economic Development, J. Jeffcoat, Chairman - Ordinance 06-15 - To Amend the Agreement for Development of Joint County Industrial Park Dated December 11, 1995 by and Between Lexington County and Calhoun County, Providing for the Development of a Joint Industrial/Business Park so as to Include Additional Property in that Portion of the Joint County Industrial Park - (Goal #2) - 1<sup>st</sup> Reading** - A motion was made by Mr. Jeffcoat and seconded by Mr. Davis that Ordinance 06-15 receive first 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
	Mr. Owens	

**Ordinance 06-16 - Authorizing the Execution and Delivery of an Infrastructure and Real Estate Improvements Financing Agreement Between Lexington County and Allied Air - (Goal #2) - 1<sup>st</sup> Reading** - A motion was made by Mr. Jeffcoat, seconded by Mr. Kinard that Ordinance 06-16 receive first reading.

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

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

**Ordinance 06-17 - An Ordinance Approving the Option and Contract for the Sale of Certain Real Property from the County of Lexington to Agri-Ethanol Products, LLC - 1<sup>st</sup> Reading by Title** - Mr. Jeffcoat made a motion, seconded by Mr. Davis that Ordinance 06-17 receive first reading by title.

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
	Mr. Owens	

**Resolution Declaring the Intention of Lexington County, South Carolina to Reimburse itself for Certain Expenditures with the Proceeds of Debt to be Incurred by Lexington County, South Carolina** - Mr. Jeffcoat made a motion, seconded by Mr. Derrick to approve the resolution.

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
	Mr. Owens	

**Ordinances - 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 - 3<sup>rd</sup> and Final Reading** - Mr. Owens made a motion, seconded by Mr. Derrick that Ordinance 06-04 be given third and final reading.

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

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

**Ordinance 06-12 - An Ordinance Authorizing a Fee-in-Lieu of Tax Arrangement and the Amendment of Certain Existing Fee-in-Lieu of Tax Arrangements Between Lexington County and SCANA Corporation or of South Carolina Electric and Gas Company, or an affiliate of SCANA Corporation or South Carolina Electric & Gas Company and/or a financing entity of SCANA Corporation or South Carolina Electric & Gas Company - 3<sup>rd</sup> and Final Reading** - Mr. Kinard made a motion, seconded by Mr. Owens that Ordinance 06-12 be given third and final reading.

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

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

Abstaining:   Mr. Cullum \*

\* Mr. Cullum abstained from voting because his spouse is an employee of SCE&G.

**Ordinance 06-13 - An Ordinance Approving the Conveyance of Real Estate from the County of Lexington to Accurate Therapeutic Supply, Inc. dba Accurate Mfg. Inc. - 2<sup>nd</sup> Reading** - A motion was made by Mr. Owens, seconded by Mr. Kinard that Ordinance 06-13 be given second reading.

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

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

**Ordinance 06-14 - To Amend Ordinance 95-12 as Amended by Subsequent Ordinances Relating to the Joint County Industrial Park of Lexington and Calhoun Counties so as to Enlarge the Park - 2<sup>nd</sup> Reading** - A motion was made by Mr. Davis, seconded by Mr. Jeffcoat that Ordinance 06-14 be given second reading.

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

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

Mr. Cullum stated Executive Session will consist of one personnel matter and five contractual matters.

In Favor:     Mr. Cullum             Mr. Owens  
                  Mr. Kinard            Mr. Derrick  
                  Mr. Davis             Ms. Summers

Mr. Keisler  
Mr. Carrigg

Mr. Jeffcoat

Mr. Cullum reconvened the meeting in open session.

**Matters Requiring a Vote as a Result of Executive Session** - Mr. Cullum stated Council received some of the legal briefings and contractual matters during the Executive Session and reported there were no motions to be considered.

**6:00 P.M. - Public Hearings - Zoning Map Amendment M06-10 - 178 St. Andrews Road, Columbia** - 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. Chris Barrett (for Steven Mungo) has requested a change in road classification of 178 St. Andrews Road from Low Density Residential (R1) to General Commercial (C2). Mr. Hiller did note that under Residential(R1) it does have limited activities or allowable activities and indicated churches are one of the allowable activities. He also noted the rezoning of General Commercial (C2) will certainly open the area to considerable other allowable commercial type activities.

He stated that Mr. Barrett indicated on the application that the reason for the request is the applicant wishes to construct general office space.

Mr. Hiller reviewed the maps and area by using a Power Point presentation.

Mr. Cullum opened the meeting for comments from those in opposition of Zoning Map Amendment M06-10.

**Ms. Heather Ross-Boyd, 109 St. Andrews Court, Irmo, SC 29212** - I relocated here from Connecticut a year ago. Presently the property on lot #6, lot #8, a vacant home which is going up for sale through Russell & Jeffcoat Realty. My concern in the development of this area is not just for this one lot, but what it means for the future development of the entire area, residentially. This is a cul-de-sac, there are about five homes on the cul-de-sac at this time and right now we are disturbed as it is with overhead lighting, security lighting from the church, but I would rather they had the security lighting on the property than having a darkened facility. But, what it means to the community and the development of this as a whole, we've already got two blank lots here

(referring to the map) that are owned by the church. They take over this and when we first bought the property, actually they had offered us a settlement for purchasing a portion of the property which would have cut off this (referring to the map) so I can see the intent was there that there is probably future development beyond the scope of what they are defining in this public hearing and my concern is that this property in addition to the property being mentioned tonight, is going to come up at some point in the near future. And, though I endorse the church's wishes to expand and to provide for the spiritual growth of members of the community, I don't see that developing, broadening with parking or additional buildings on that property is the way that the community needs to extend themselves for the long run and that's basically all I would like to present to you.

Mr. Cullum stated Ms. Ross-Boyd was the only person who had signed up to speak in opposition and asked if there was anyone else who wished to speak in opposition of Zoning Map Amendment M06-10.

**Ms. Wanda Jefferson, 166 St. Andrews Road, Irmo, SC 29212** - My concerns are like Ms. Boyd. When you take that property and you turn it commercial, you are just sort of like wiping out that whole St. Andrews Road. When I moved there, there were two houses there. The house wasn't vacant, there were people living in it and then I guess maybe three or four months after we moved in, the house became vacant and then one morning, I say about 3:30- 4:00 in the morning, the house is being moved and there was no notification that the house was being moved and then the next thing you know, the other house is moved and no one said anything about it and now you are going to build an office building, or office whatever is that you want to build there, it should be a residential area. That is why we moved there to raise our kids in a residential not in an office building space. So, yes, I am opposed to it also.

Mr. Cullum asked if there was anyone else who wished to speak in opposition of Zoning Map Amendment M06-10.

No response. Mr. Cullum closed that portion of the hearing.

Mr. Cullum opened the meeting for comments from those in favor of Zoning Map Amendment M06-10

**Mr. Greg Lehman, 441 Western Lane, Irmo, SC 29212** - I am here to represent Steven Mungo. This application is being made in order to prepare this property to be given to St. Mary's Episcopal Church as a gift. Chris Barrett, right now is handing you a copy of the elevation of the church that is proposed on this property. It is an addition or extension to the existing Episcopalian Church that is there presently. The church wishes to expand. It presently has a chapel that will hold 350 people. They wish to expand and this new addition will allow them to seat 450 people. As you can see, it's a very beautiful plan that they have prepared. We have the architect's rendering here for you to see. This is what they are proposing to do. This is what the property presently looks like. They are proposing to add approximately 56 additional parking

spaces. The plans changed no access points. The access point to Tram Road and the access point to St. Andrews will stay exactly as they are.

Bill Shirey is also here. He is a member of the St. Mary's Church. He is here to speak on behalf of the church. I am here to answer any questions that you may have, that I can. He will do as well. I don't really know what else to tell you other than as the church expands, the population grows, and they wish to be able to expand their church and Steven Mungo wishes to be able to gift this property to them.

Mr. Derrick replied, with R1, churches are allowed and asked, why are we changing it to C2?

Mr. Lehman replied, my understanding is the reason for the zoning change is to actually help the church by improving the property value of the property. The church needs to use that property as equity toward the construction of the new facility and so they are wanting to increase the property value and by zoning it commercial, you can do such. And that is why Steven Mungo was requesting that the property value or that zoning be changed.

Mr. Derrick replied, so you don't need a zoning change in order to do what you plan on doing with this church.

Mr. Lehman replied, according to Lexington County's zoning regulations that would be correct.

Mr. Derrick asked, you agree Mr. Hiller?

Mr. Hiller replied, yes, sir.

Mr. Davis stated it is his understanding that Mr. Mungo, Sr. lives catacorner from the property and asked if he would have any problem with this change.

Mr. Lehman replied, no, sir he does not.

Mr. Owens stated about approximately one to two years ago a citizen came before Council with a request to change the area to commercial and it was turned down and he lived directly across from Mr. Mungo. Mr. Mungo came here and made an impassioned speech about not doing it and wondered what the difference was.

Mr. Carrigg replied, that zoning involves potential uses but, what Mr. Mungo was talking about are the covenants, which actually do prevent certain uses and the covenants would prevent any commercial activity in that area. However, he said they want a church there and the church actually borders all of the borders with the property.

Mr. Cullum asked, the Mungo's could construct the church as presented with the zoning that is in place now, correct?

Mr. Hiller replied, that's correct.

Mr. Cullum asked if there are any plans to sell any or part of the property?

Mr. Lehman replied, no sir.

Mr. Cullum asked, then you are going to improve everything from St. Andrews Road all the way back down Tram Road to the railroad track, correct?

Mr. Lehman asked, when you say improve, what ...

Mr. Cullum replied, you are going to construct on?

Mr. Lehman replied, there is an existing building.

Mr. Cullum asked, you are going to build the sanctuary that will be facing St. Andrews, correct?

Mr. Lehman replied, the structure will be built from this part of the church (the picture being shown is from Tram Road).

Mr. Cullum replied, from the plat it looks like the front of the structure will face St. Andrews Road, right?

Mr. Lehman replied, correct.

Mr. Cullum replied, so you can construct that site with the current zoning.

Mr. Lehman replied, that is correct.

**Mr. William "Bill" Shirey, 212 Ascot Glen, Irmo, SC 29212** - I just want to reiterate what Greg had to say is that we do plan to put a church there. We have been working for some time and over the course of the last few years, we have been able to obtain the other two properties. The property there why Mr. Mungo, not to speak for him, may have spoken out against it in the past was that the gentlemen who we have been in communication with for some time prior to obtaining the opportunity to get that property, did want to put an office building of some type on there and we just want to expand to what we are doing now. My understanding is, and I'm here on behalf of the Rector who was suppose to be here but, my understanding is the reason for the request for the rezoning has to do with the church getting the loan that we need through the church, itself. We go through the Episcopal Church to get some of the loan and the greater the value, there is a benefit for us in that end. So that's the request. Yes, we can do it as it exists now. It's for the church's benefit to have a larger, a different value, and different zone there.

Mr. Carrigg replied, it will help you build a building.

Mr. Sims replied, yes.

Mr. Cullum asked, what is your timeframe?

Mr. Sims replied, right now we are in with the architect. We have gone to the builders and have chosen one and they are coming back to us with the final plans. We are going to build a structure, about a \$2.8 million structure there, and we hope to be there by Easter 2008.

Mr. Owens asked, (referring to rendering of the property) how did the church acquire it? Does it now belong to the church?

Mr. Lehman replied, no, it belongs to Mr. Mungo.

Mr. Owens asked, he is going to donate it to the church?

Mr. Sims replied, that's correct.

Mr. Carrigg asked, didn't Mr. Mungo donate the other two parcels that cross St. Andrews Road to the church already?

Mr. Sims replied, correct. This property, originally the church, itself, was property that was donated by the Mungo family from the beginning.

Mr. Owens asked if the change in classification is contingent upon Mr. Mungo giving the property?

Mr. Sims replied, no sir, the property is ours regardless.

**Mr. Gary Schmidt, 161 St. Andrews Road, Irmo, SC 29212** - Quite frankly, St. Andrews Road is a high traffic street that goes for miles and we are probably talking about roughly 1,000 feet here that is not commercial. I think the whole thing ought to be zoned for offices and small shops. That's all I have to say.

Mr. Cullum asked if there was anyone else who wished to speak in favor of Zoning Map Amendment M06-10.

**Dr. Margaret Amick, 169 St. Andrews Road, Irmo, SC 29212** - I have more questions than I have answers and I have more questions than to know whether I'm for or against. Because I thought it was just going to be a church building. And I'm all for a church expanding and wanting more property, and I see nothing wrong with having a church across the street from me. And, then I heard an office building. I don't know about an office building. Then my other question is, would the covenants have to change? And if it does change, then we would have to have a homeowners' meeting to make that change if I understand correctly the requirements.

Also, if we change this to the commercial listing as the Mungo's would like for us to do, then does that open it up to other commercial listings. Other commercial zoning changes? And, I don't want that. And, I'm hearing you say that they already have the R1 where they could do what they want to do now and they are just trying to get a little bit more money and I understand that part. I'm for the church, but I'm also against turning the whole area into commercial, and I think other people in Whitehall would agree with me. We like Whitehall. It's an old community and we like living there and we like being called Whitehall. Thank you.

**Chris Barrett, 1015 Bent Tree Lane, Columbia, SC 29202** - Just to address the office building, the office building we put in was Steven's way of saying "it's actually the Lord's office because it is a church" so that is why it just said office building in the application. They needed a reason. He is actually a member of that church so I want to lay to rest that we are not trying to pull anything over anyone by zoning it commercial. We don't want to open anything up. There is going to be a \$2.8 million building on it so I don't think we are going to demolish it any time soon to build a Zippy Mart or put any sort of buildings there other than the church. So, I just wanted to dispel any rumor or myth. It is going to be donated no matter what. The reason we are trying this, is just for their financing. I'm not sure how the Episcopal Church financing works, but I assume a lower rate. Just a better investment overall.

Mr. Cullum asked if there was anyone else who wished to speak in favor of Zoning Map Amendment M06-10.

No response. Mr. Cullum closed that portion of the hearing.

Mr. Cullum closed the public hearing.

**Ordinance 06-11- An Ordinance to Develop a Joint Industrial/Business Park in Conjunction with Saluda County** - Mr. Cullum opened the public hearing for comments in favor to Ordinance 06-11. No comments were received.

Mr. Cullum closed the public hearing from those in favor.

Mr. Cullum opened the public hearing for comments in opposition to Ordinance 06-11. No comments were received.

Mr. Cullum closed the public hearing from those in opposition.

Mr. Cullum closed the public hearing.

**Ordinance 06-14 - Amend Ordinance 95-12 as Amended by Subsequent Ordinances Relating to the Joint County Industrial Park of Lexington and Calhoun Counties so as to Enlarge the Park** - Mr. Cullum opened the public hearing for comments in opposition to Ordinance 06-14. No comments were received.

Mr. Cullum closed the public hearing from those in opposition .

Mr. Cullum opened the public hearing for comments in favor to Ordinance 06-14. No comments were received.

Mr. Cullum closed the public hearing.

**Executive Session/Legal Briefing** - Mr. Kinard made a motion, seconded by Mr. Davis to resume Executive Session to continue discussing contractual matters.

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

Mr. Cullum reconvened the meeting in open session.

**Matters Requiring a Vote as a Result of Executive Session** - Mr. Cullum reported Council continued discussing contractual matters during the Executive Session and indicated there were no motions to be considered.

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

A supplemental appropriation increase in the amount of \$5,950 to appropriate donated funds for the Judicial Center fountain project.

A supplemental appropriation increase in the amount of \$186,000 to appropriate funds from the Coordinating Council for Economic Development and Mid-Carolina Electric Cooperative for the Allied Air Enterprises project.

A supplemental appropriation increase in the amount of \$250,000 to appropriate funds from the Coordinating Council for Economic Development and Tri-County Electric Cooperative for the Stock Building Component project.

A supplemental appropriation increase in the amount of \$23,830 to appropriate grant funds awarded from the Department of Public Safety for the project Safe Neighborhoods Anti-Gang Initiative.

A supplemental appropriation increase in the amount of \$290,000 to appropriate pass through funds from the South Carolina Budget and Control Board for the Gilbert-Summit Rural Water District. The funds will be used to remove radium from well #10.

A supplemental appropriation increase in the amount of \$13,182,887 to appropriate funds for the purchase and improvement of land at the Saxe Gotha Industrial Park.

An appropriation transfer of \$80,538 to transfer funds from the demolition and clearance program and architect & engineering accounts to cover the land and increased construction costs and a supplemental appropriation increase in the amount of \$300,000 to appropriate the obligation of Fiscal Year 2007-2008 HUD funds for construction in the current fiscal year.

**OLD BUSINESS/NEW BUSINESS - Lexington County's Website** - Ms. Summers asked that staff include on the "rolling banner" of the County's website the date and start time of the next Committee meetings.

**Groundbreaking of the Swansea and South Congaree Libraries** - Mr. Kinard invited everyone to the groundbreaking ceremonies on Thursday, October 12 for the Swansea and South Congaree libraries. The groundbreaking for the new Swansea Library will be at 9:00 a.m. and the groundbreaking for the South Congaree Library is at 11:00.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett  
Clerk

M. Todd Cullum  
Chairman

**PLANNING and ADMINISTRATION COMMITTEE  
MINUTES  
OCTOBER 10, 2006**

The Planning and Administration Committee met on Tuesday, October 10, 2006 in the Committee Room, located on the second floor of the Administration Building beginning at 1:45 p.m. Mr. Owens, Committee Chairman presided.

Members Attending:

Joseph W. Owens, Chairman	Johnny W. Jeffcoat, V Chairman
William C. Billy Derrick	Debra B. Summers
M. Todd Cullum	

Absent: John W. Carrigg, Jr. \*

\*John Carrigg was absent at the initial Planning and Administration Committee due to a prior commitment, but was present when the Committee reconvened following the Committee of the Whole.

Also attending: Katherine Doucett, County Administrator; Larry Porth, Finance Director/Deputy County Administrator; 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.

**Zoning Map Amendment M06-06 - Road Classification of Indian River Drive from Local (L) to Residential Local Four (RL4) Road** - The Planning and Administration Committee deferred action on Zoning Map Amendment M06-06 until after a legal briefing.

**Zoning Text Amendment T06-05 - Article 2 - Application of Regulations; Schedule of Permitted Uses, General Requirements, Buffering Restrictions - (Goal #2)** - A motion was made by Mr. Cullum, seconded by Mr. Derrick to recommend to full Council that Zoning Text Amendment T06-05 receive second reading.

The vote was in favor. Mr. Jeffcoat was not present when the vote was taken.

**Zoning Text Amendment T06-09 - Application of Regulations and Section 71.20 (Definitions) Of Article 7, Mobile Home Parks - (Goal #2)** - A motion was made by Mr. Cullum, seconded by Mr. Derrick to recommend to full Council that Zoning Text Amendment T06-09 receive second reading.

The vote was in favor. Mr. Jeffcoat was not present when the vote was taken.

**The Planning and Administration Committee reconvened following the Committee of the Whole to discuss Zoning Map Amendment M06-06 - Road Classification of Indian River Drive from Local (L) to Residential Local Four (RL4) Road** - Mr. Derrick made a motion, seconded by Mr. Cullum to go into Executive Session for legal advise.

The vote in favor was unanimous.

Mr. Owens reconvened in open session.

A motion was made by Mr. Cullum second by Mr. Derrick to recommend to full Council that Zoning Map Amendment M06-06 receive second reading to grant the request from Local (L) to Residential Local Four (RL4) Road. In addition, it was noted that the applicant (Mr. Steve Hendrix) be allowed to come back at a later date for consideration, once he has definite plans.

The vote in favor was unanimous.

**Old Business/New Business** - None.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Judy R. Busbee  
Assistant to Clerk

Joseph W. Owens  
Chairman

Diana W. Burnett  
Clerk

**HEALTH & HUMAN SERVICES COMMITTEE  
MINUTES  
OCTOBER 10, 2006**

The Health & Human Services Committee met on Tuesday, October 10, 2006 in the Committee Room, located on the second floor of the Administration Building beginning at 1:55 p.m. Ms. Summers, Committee Vice Chairman presided.

Members Attending:

John W. Carrigg, Jr., Chairman*	Debra B. Summers, V Chairman
Joseph W. Owens	Bobby C. Keisler
Johnny W. Jeffcoat	M. Todd Cullum

\* Mr. Carrigg arrived during for the meeting.

Also attending: Katherine Doucett, County Administrator; Larry Porth, Finance Director/Deputy County Administrator; 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.

**EMS Staffing/Training - Public Safety/EMS - Brian Hood, EMS Coordinator** - Deferred to next Committee meeting of October 24, 2006.

**2006 State Homeland Security Program (SHSP) Grant Application - Public Safety/EMS - Brian Hood, EMS Coordinator** - Chief Hood updated the Committee on the 2006 State Homeland Security Program (SHSP) grant application. The grant in the amount of \$325,000 requires no County match. Lexington County EMS will function as the host county and be responsible for developing and implementing a team of personnel from throughout the Midlands Region to respond when the team is pressed into an emergency. The grant includes medical supplies and equipment, F750 chassis with panel box body, F350 pickup with camper body, four (4) laptop computers and accessories, ten (10) 800 MHz portable radios and related communications equipment, multifunction printer, copier, and fax. In addition, a \$7,000 budget appropriation (not covered in the grant) for additional operating expenses for FY 2006-07 to cover vehicle maintenance, gas, etc., and employee training was requested.

A motion was made by Mr. Owens and seconded by Mr. Keisler to recommend to full Council that staff be allowed to move forward with grant application and the additional \$7,000 for operational expenses for FY2006-07 be approved.

The vote was in favor. Mr. Cullum was not present when the vote was taken.

**Old Business/New Business - Community Emergency Response Training Grant** - As an item of new business, Ms. Doucett said Mr. Neil Ellis, Emergency Management Coordinator, will be presenting to the Committee on October 24<sup>th</sup> the Community Emergency Response Team (CERT) grant for consideration. The grant in the amount of \$10,437 will be used to support the Community Emergency Response Team Program's training and equipment when training members to become CERT team members. Ninety-eight members have been trained in the past two years since the program started.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Judy R. Busbee  
Assistant to Clerk

Debra B. Summers  
V Chairman

Diana W. Burnett  
Clerk

**PUBLIC WORKS COMMITTEE  
MINUTES  
OCTOBER 10, 2006**

The Public Works Committee met on Tuesday, October 10, 2006 in the Committee Room, located on the second floor of the Administration Building beginning at 2:25 p.m. Mr. Derrick, Committee Chairman presided.

Members Attending:

William C. Billy Derrick, Chairman	Bobby C. Keisler, V Chairman
George H. Smokey Davis	Joseph W. Owens
Debra B. Summers	M. Todd Cullum

Also attending: Katherine Doucett, County Administrator; Larry Porth, Finance Director/Deputy County Administrator; 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.

**Gilbert-Summit Rural Water District Request - Public Works - Sheri Armstrong, Stormwater Manager** - Ms. Armstrong presented a request from the Gilbert-Summit Rural Water District asking the County to sponsor a grant through the South Carolina Budget and Control Board for a water treatment project. This is a pass-through grant in the amount of \$290,000 at no cost to the County.

A motion was made by Mr. Cullum, seconded by Mr. Owens to recommend to full Council for approval.

The vote in favor was unanimous.

**Old Business - Pending Issues:** Subdivision Regulations, Development Guidelines & Stormwater Ordinance and Alternate Funding Sources - **(Goal #2)** - Should be ready to present to the Committee at the next meeting on October 24, 2006.

**New Business** - Mr. Derrick reported he attended the Stakeholders' meeting on October 4, 2006 and noted there were 15 attendees and thanked staff for their participation.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Judy R. Busbee  
Assistant to Clerk

William C. Billy Derrick  
Chairman

Diana W. Burnett, Clerk

**SOLID WASTE LANDFILL COMMITTEE  
MINUTES  
OCTOBER 10, 2006**

The Solid Waste Landfill Committee met on Tuesday, October 10, 2006 in the Committee Room, located on the second floor of the Administration Building beginning at 3:15 p.m. Mr. Kinard, Committee Chairman presided.

Members Attending:

James E. Kinard, Jr., Chairman  
William C. Billy Derrick  
M. Todd Cullum

Johnny W. Jeffcoat, V Chairman  
George H. Smokey Davis

Also attending: Katherine Doucett, County Administrator; Larry Porth, Finance Director/Deputy County Administrator; 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.

**Expiration of Contracts - Solid Waste Management - (Goal #1) - Joe Mergo, Director** - Mr. Mergo provided information on four contracts that will be expiring in the not too distant future for Solid Waste Management (SWM). They are: 1) Southland and Johnson's Franchise Curbside, expiring September 30, 2008; 2) Waste Management Transfer Station Hauling, expiring June 30, 2009; 3) Waste Management Municipal Solid Waste (MSW) Disposal, expiring June 30, 2009; and 4) Waste Management Collection Station Hauling, expiring December 31, 2010. These represent 52% of the Solid Waste Management budget. For information only. No action.

**Red Bank Collection Site - Solid Waste Management - Joe Mergo, Director** - Mr. Mergo presented information to the Committee on the Red Bank Collection Station located at 1633 South Lake Drive. Relocation of this station is necessary because the current station volume of waste and vehicles have outgrown the safe limits of the station, and because the existing station is "land-locked" on all sides allowing no room for expansion. Mr. Mergo presented the Committee with two options; 1) Continue to search for property whose use is suited for operation of a Solid Waste Collection Station and purchase that property at whatever cost is necessary, or 2) Close the Red Bank station and transfer the equipment and resources from that station to an enlarged Edmund Collection Station (six miles from Red Bank location). Committee requests maps of the stations to include the volume usage for review. In addition, a survey to be made available for the residents to complete. These would be handed out at the station and placed on the web-site.

**Old Business/New Business - Beautification Donation** - As an item of new business, Mr. Mergo said he was contacted by an entity who had expressed an interest in donating \$2,000 per council

district for community clean-up and/or beautification projects. Mr. Mergo asked if any one is interested in seeking funds to please contact him.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Judy R. Busbee  
Assistant to Clerk

James E. Kinard, Jr.  
Chairman

Diana W. Burnett  
Clerk

**AIRPORT COMMITTEE  
MINUTES  
OCTOBER 10, 2006**

The Airport Committee met on Tuesday, October 10, 2006 in the Committee Room, located on the second floor of the Administration Building beginning at 3:45 p.m. Mr. Cullum, Committee Chairman presided.

Members Attending:

M. Todd Cullum, Chairman  
Debra B. Debbie Summers  
Johnny W. Jeffcoat

William C. Billy Derrick, V Chairman  
James E. Kinard, Jr.

Absent: John W. Carrigg, Jr.

Also attending: Katherine Doucett, County Administrator; Larry Porth; Finance Director/Deputy County Administrator; 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.

**Airport Engineering Services** - A motion was made by Ms. Summers, seconded by Mr. Kinard to enter into Executive Session to discuss contractual matters.

The vote in favor was unanimous.

Mr. Cullum reconvened the meeting in open session.

Mr. Cullum stated the committee will be reviewing candidates for airport engineering services.

**Old Business/New Business** - None.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Judy R. Busbee  
Assistant to Clerk

M. Todd Cullum  
Chairman

Diana W. Burnett  
Clerk

**ECONOMIC DEVELOPMENT COMMITTEE  
MINUTES  
OCTOBER 10, 2006**

The Economic Development Committee met on Tuesday, October 10, 2006 in the Committee Room, located on the second floor of the Administration Building beginning at 2:35 p.m. Mr. Jeffcoat, Committee Chairman presided.

Members Attending:

Johnny W. Jeffcoat, Chairman	George H. Smokey Davis, V Chairman
William C. Billy Derrick	John W. Carrigg, Jr.
James E. Kinard, Jr.	M. Todd Cullum

Also attending: Katherine Doucett, County Administrator; Larry Porth, Finance Director/Deputy County Administrator; 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.

**Ordinance 06-15 - To Amend the Agreement for Development of Joint County Industrial Park Dated December 11, 1995 by and Between Lexington County and Calhoun County, Providing for the Development of a Joint Industrial/Business Park so as to Include Additional Property in that Portion of the Joint County Industrial Park - Economic Development - Al Burns, Director- (Goal #2)**

**Ordinance 06-16 - Authorizing the Execution and Delivery of an Infrastructure and Real Estate Improvements Financing Agreement Between Lexington County and Allied Air - Economic Development - (Goal #2) - Al Burns, Director**

A motion was made by Mr. Derrick, seconded by Mr. Kinard to recommend to full Council that Ordinance 06-15 and Ordinance 06-16 receive first reading.

The vote was in favor. Mr. Cullum and Mr. Carrigg were not present when the vote was taken.

**Executive Session/Legal Briefing** - Mr. Davis made a motion, seconded by Mr. Kinard to go into Executive Session to discuss contractual matters.

The vote was in favor. Mr. Cullum and Mr. Carrigg were not present when the vote was taken.

Mr. Jeffcoat reconvened the meeting in open session and reported there were two motions to be considered.

**Resolution Declaring the Intention of Lexington County, South Carolina to Reimburse Itself for Certain Expenditures with the Proceeds of Debt to be Incurred by Lexington County - A** motion was made by Mr. Davis, seconded by Mr. Derrick to recommend to full Council for approval.

The vote was in favor. Mr. Cullum did not vote because he was not present during the full discussion.

**Ordinance 06-17 Approving the Option and Contract for the Sale of Certain Real Property from the County of Lexington to Agri-Ethanol Product, LLC, by Title Only - A** motion was made by Mr. Derrick, seconded by Mr. Cullum to recommend to full Council that Ordinance 06-17 receive first reading by title.

The vote in favor was unanimous.

**Old Business/New Business - None.**

There being no further business, the meeting was adjourned.

Respectfully submitted,

Judy R. Busbee  
Assistant to Clerk

Johnny W. Jeffcoat  
Chairman

Diana W. Burnett  
Clerk

**COMMITTEE of the WHOLE COMMITTEE  
MINUTES  
OCTOBER 10, 2006**

The Committee of the Whole Committee met on Tuesday, October 10, 2006 in the Committee Room, located on the second floor of the Administration Building beginning at 4:00 p.m. Mr. Cullum, Committee Chairman presided.

Members Attending:

M. Todd Cullum, Chairman	Joseph W. Owens, V Chairman
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.	

Also attending: Katherine Doucett, County Administrator; Larry Porth, Finance Director/Deputy County Administrator; 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.

**Lexington Connector - Mr. Norman Whitaker, AICP, Executive Director, Central Midlands County of Governments - (Goal #2)** - Mr. Whitaker indicated that the Central Midlands County of Governments (COG) is also the Metropolitan Planning Organization for federal transportation planning. Federally funded projects require a 20% local matching contribution which SCDOT generally provides for projects funded through the Columbia Area Transportation Study (COATS) planning process. SCDOT is asking county and city governments to provide the 20% match for earmarks that they have requested. The three projects for Lexington County are; 1) Lexington Connector - alleviate traffic congestion, 2) Lexington Connector - alleviate traffic along the three major thoroughfares, 3) Lexington County Widen US 1 and SC 6 and improve US 378. Mr. Whitaker has been asked to contact the County to find out if there is any possibility of the County providing matching funds for these three grants totaling \$4,600,000 by a 20% match of \$1,150,000. He offered suggestions such as, discussing with SCDOT the possibility of other "in-kind" matching options, or asking the General Assembly to provide funding for local matching. Mr. Whitaker will be asking Lexington County to assist with future planning with COG. Information only. No action taken.

**Old Business/New Business** - None.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Judy R. Busbee  
Assistant to Clerk

Diana W. Burnett  
Clerk

M. Todd Cullum  
Chairman

**208 PLAN SUB-COMMITTEE  
MINUTES  
OCTOBER 10, 2006**

The 208 Plan Sub-committee met on Tuesday, October 10, 2006 in the Committee Room, located on the second floor of the Administration Building beginning at 2:50 p.m. Mr. Carrigg, Committee Chairman presided.

Members Attending:

John W. Carrigg, Jr., Chairman  
James E. Kinard, Jr.  
Bobby C. Keisler

Johnny W. Jeffcoat, V Chairman  
Debra B. Summers  
M. Todd Cullum

Also attending: Katherine Doucett, County Administrator; Larry Porth, Finance Director/Deputy County Administrator; 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.

**Open Forum for Discussion** - Mr. Carrigg held an open forum to further discuss the 208 Water Quality Management Plan (Sewer) for the Central Midlands Region. Lexington County Joint Municipal Water and Sewer Commission (LCJW&SC) provided a revised 10-year Capital Improvement Plan for review. The Committee asked that Mr. Anderson, County Attorney, to research the possibility of the County purchasing sewer capacity from the City of Cayce and then re-sell to providers at a later date. The Committee also requested representatives from LCJW&SC; Steve Mann, General Manager, Donna Gullede, Intergovernmental Relations Coordinator, Guy Schmoltze, Engineering and Construction Manager, and Avery Wilkerson, LCJW&SC Chairman and the Mayor of the City of Cayce, be invited to the next meeting to answer questions. In addition, staff was asked to research the Assignment of Contract to LCJW&SC (1992). Open forum discussions to continue at the next Committee meeting on October 24, 2006.

**Old Business/New Business** - None.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Judy R. Busbee  
Assistant to Clerk

John W. Carrigg, Jr.  
Chairman

Diana W. Burnett, Clerk