

MINUTES
LEXINGTON COUNTY COUNCIL
JUNE 20, 2006

Lexington County Council held its regular meeting on Tuesday, June 20, 2006 in Council Chambers, beginning at 4:30 p.m. Mr. Cullum presided; Ms. Summers gave the invocation and Mr. Keisler 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 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 - Shining Stars - Ms. Doucett recognized Amber Harris, Auditor's Office; Sandra Smith and Chandell Autry, Assessor's Office; Mike Berrian, Information Services; Barbara O'Connor, Veterans' Affairs; and Sharon Willis, Community Development as the winners of the quarter for the Customer Service Shining Star award.

Ms. Doucett presented Ms. Smith, Ms. Autry, Ms. O'Connor, Ms. Willis and Mr. Berrian an engraved acrylic "Shining Star." Ms. Harris was not present. In addition, Ms. Harris; Ms. Smith; and Ms. Autry, employees in the Administration Complex, will receive a prime parking space at the Administration Building.

Appointments - Riverbanks Park Zoo - Ms. Jan Stamps - A motion was made by Mr. Owens and seconded by Mr. Davis that Ms. Jan Stamps be appointed to replace Mr. J. Carroll Shealy.

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

In Favor: Mr. Cullum Mr. Owens
 Mr. Davis Mr. Kinard

Mr. Derrick	Ms. Summers
Mr. Keisler	Mr. Jeffcoat
Mr. Carrigg	

Midlands Workforce Development Board - Mr. Chevis F. Ballentine, Jr. - A motion was made by Mr. Owens, seconded by Mr. Derrick to reappoint Mr. Chevis F. Ballentine, Jr.

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	

Bids/Purchases/RFPs - A motion was made by Mr. Keisler and seconded by Mr. Owens that the following Bids/Purchases/RFPs (Tab M, N, P, Q, R, S) be approved.

Crystal Reports Server Software and Crystal Reports Developer Licenses - Information Services - Competitive quotes were solicited to purchase Crystal Reports Server Software and Crystal Reports Developer Licenses for Information Services. Crystal Reports is a widely used report development tool and is the supported report writing software for Banner, The South Carolina Court Case Management System, and the new Register of Deeds system. The software will expand existing Crystal Reports functionality currently in use. The Crystal Reports Developer Licenses will equip Information Services system analysts the ability to add report viewing creation and modification capabilities to present applications, access data from databases for reports, format, design professional looking reports, and program applications for users to view and interact with custom reports.

Three (3) quotes were received. Staff recommended the award to Florida Micro as the low bidder meeting specifications. Total cost including tax is \$8,314.47. Funds are contingent upon approval of the FY 06/07 annual budget.

Firehouse Software and Server Upgrade - Public Safety/Fire Service - Public Safety/Fire Service submitted a requisition for the purchase of Firehouse software and server upgrade. The upgrade consist of thirty (30) Windows Terminal Service Client Access Licenses, one (1) Windows 2003 License, one (1) Windows Remote Agent (Cal), fifteen (15) MetaFrame Presentation Server Connect Packs, and one (1) Presentation Server Media CD.

The Firehouse Records Management System is the backbone of all reporting and record keeping within Fire Service that is now used/accessed by multiple disciplines including the Communications Center and Sheriff's Office. The capacity of the server purchased in 2001 is being exceeded regularly and needs to be replaced. The client/server software upgrade will provide the capability

to print reports, forms, etc. in the field.

The thirty (30) Windows Terminal Service Client Access Licenses will be purchased from Software House International through South Carolina Contract Number 01-S4072-A7243 for a cost of \$1,668.86 including tax. Four (4) quotes were received from qualified vendors for the purchase of all other software. Staff recommended the award to Computer Discount Warehouse Government (CDWG) as being the lowest responsible bidder. The cost of the additional software including tax is \$3,440.94. Total cost for software and server upgrade is \$5,109.80.

Mine Safety Appliance (MSA) Self-Contained Breathing Apparatus (SCBA) - Sole Source - Public Safety/Fire Service - A requisition was submitted for the purchase of 250 Mine Safety Appliance (MSA) Self-Contained Breathing Apparatus (SCBA) units for Public Safety/Fire Service. OSHA Regulations 1910.156 Subpart L requires that respiratory protection must be worn while inside buildings or confined spaces where the toxic products of combustion or an oxygen deficiency is in all likelihood present. Therefore, it is necessary to replace non-serviceable units as well as add additional units as the demand increases. Effective 2004 our existing style SCBA was discontinued. The manufacturer will continue to offer parts for existing units, but new units will be made compatible with the new NFPA standards.

The purchase is deemed a sole source through Newton's Fire & Safety Equipment, Inc. as they are the only authorized dealer for South Carolina.

Cost of the breathing equipment is \$875,295 including tax.

In conjunction with this purchase, the County will trade in the following existing air packs in exchange for accessories for a total value of \$194,360.

Lexington County Fire Service breathing equipment to be turned in on exchange.

22- MSA Firehawk SCBA 3000 psig \$3,000 each = \$66,000
3- MSA Firehawk SCBA 2216 psig \$2,700 each = \$8,100
3- MSA 1/4 turn MMR SCBA 2216 psig \$1,200 each = \$3,600
22- MSA UltraLite BMR SCBA \$350 each = \$7,700
227- MSA UltraLite II BMR SCBA \$480 each = \$108,960

Accessories provided by Newton's Fire & Safety Equipment, Inc.

250- MSA #10033115 PTC Ultra Elite adapters \$10.00 each = \$2,500
20- MSA #10041231 Rescue Aire II with PTC regulator \$1,100 each = \$22,000
284-MSA #10035644 4500 psig 45 minute Cylinder \$353 each = \$100,252
9-MSA #10067167 4500 psig ICM Tx with heat and motion \$829 each = \$7,461
9-MSA #10037312 2002 NFPA Audi-alarm with RIC 4500 psig \$334 each = \$3,006
9-MSA #10052319 CBRN hose with EBS manifold \$290 each = \$2,610

9-MSA #10046484 CBRN hose w/Quick Disconnect \$125 each = \$1,125
8-MSA #812958 EBS hose with Foster plug for airline \$168 each = \$1,344
6-MSA #467044 Foster socket for airline \$27 each = \$162
250-Upgrade SCBA to have EBS fitting \$143 each = \$35,750
50-MBI-100 black fleece mask bags \$10 each = \$500
50- MSA PTC Ultra Elite mask w/Clear Command Brkts. installed \$353 each = \$17, 650

CAMA and ROD System Development - Register of Deeds - A requisition was submitted for the purchase of a Computer Aided Mass Appraisal (CAMA) and Register of Deeds System Development for Register of Deeds. The project includes the purchase of nineteen (19) computers and two (2) servers.

The Register of Deeds has had a computerized Record Management and Document Imaging System in place with a vendor who has supplied a “leased” system since November 1999. The contract will expire November 30, 2006 and all hardware, software, technical support and all means of recording, scanning, indexing and retrieval of records will be removed. The system is a “closed” system and does not interface with the County’s network.

The Register of Deeds and Information System have entered into a collaborative effort with Richland County to further develop and enhance the Records Management and Document Imaging software program already written and in production in Richland County. This program will interface with the County’s network and be of great benefit, not only to the Register of Deeds, but other departments as well.

The nineteen (19) computers and two (2) servers will be purchased from Dell through South Carolina Contract Number 05-S6656-A11104 for a cost of \$26,098.04, the Kofax image controls software will be purchased from Accessibility Services LLC through County Contract Number C06012-11/29/05H for a cost of \$2,996.92, and the proprietary software in the amount of \$4,558.00 from the sole source provider, Debitek, Incorporated.

Quotes were solicited from qualified vendors for all software and hardware not available through County or State Contract. Ten (10) quotes were received. Staff recommended to make multiple awards to the following lowest bidders meeting specification: Software House International - \$13,525.59, Computer Discount Warehouse Government - \$1,161.72, Southern Computer Warehouse - \$6,509.23, Ikon Office Solutions - \$742, and TechDepot - \$1,561.54. Total cost for the project is \$57,153.04 including tax. Funds are contingent upon approval of the FY06/07 annual budget.

Dell Server - Sheriff’s Department - Staff recommended the purchase for one (1) Dell server for the Sheriff’s Department. The server will be purchased directly from the manufacturer, Dell, through State Contract Number 05-S6656-A11104. The server will allow the storing of fingerprints digitally so that the latent print examiner can quickly access multiple print cards from a desktop computer to analyze and compare fingerprints. The server will provide an archive system for in-

house storage for the duration of the Live Scan equipment without having to purchase an additional server. The grant procedures have been approved by the South Carolina Department of Public Safety. The cost of the server including tax is \$6,731.05.

Monitors, Printers, Barcode Hardware and Computer Programming - Treasurer's Office - Staff recommended the purchase for five (5) monitors, four (4) printers, four (4) barcode hardware and computer programming for the Treasurer's Office. This purchase is necessary as the Department of Motor Vehicles (DMV) has mandated that counties issue motor vehicle decals to the public.

As this is a propriety system, the computer programming has been deemed a sole source through American Data Group, Incorporated. Cost including tax is \$3,300. Quotes were solicited for the purchase of all hardware. Five (5) quotes were received. Staff recommended to make multiple awards to the following lowest bidders meeting specifications: Florida Micro - \$766.12, Southern Computer Warehouse - \$4,184.88, and Software House International - \$997.12. Total cost for the project is \$9,248.12 including tax. Funds are contingent upon approval of the FY06/07 annual budget.

Mr. Cullum opened the meeting for discussion.

Mr. Derrick asked whether the County "borrows" the Firehouse Software to begin with and then has to purchase the "upgrade" to really use it and asked if the upgrade would allow the Firemen the ability to print report forms that they need?

Chief Russell Rawl, Fire Service Coordinator, replied, this is the software that goes with the server. The software will have the capability of printing reports in the field rather than at the Administration Building.

Mr. Derrick reiterated, this will allow Fire Service the ability to print out paper forms for individuals to fill out.

Chief Rawl replied, the forms they were not able to previously print were the fire reports because they were stored on the server in the Administration Building.

Mr. Derrick replied that he was speaking of the blank form and asked, can you print out the blank form with this new program?

Chief Rawl replied, I'm not sure which blank form you are talking about.

Mr. Derrick replied, the report that the firemen fill out at the fire station.

Chief Rawl asked, the fire report? Chief Rawl replied, yes, sir, you will be able to do that. We will once we have the software installed.

Mr. Cullum called for further discussion on the motion; none occurred.

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

Construction of Fish Hatchery Road Fire Station - Public Safety/Fire Service - Competitive bids were solicited for the construction of a 4,020 square foot pre-engineered steel structure for the Fish Hatchery Road Fire Station. The project included landscape development, paving, tap fees, exterior lighting, new generator, and other site improvements.

A mandatory pre-bid was held on May 17, 2006 in which ten (10) general contractors attended. One (1) bid was received. Staff recommended the award of the contract to MAR Construction Co., Inc. in the amount of \$570,470. Appropriated funds for the project is \$534,630. Mr. John Derrick, President, Derrick & Dunlap Architects is negotiating with the contractor to reduce the cost.

Prior to consideration of the construction of the Fish Hatchery Road Fire Station, Mr. Cullum asked Ms. Doucett for an update on the funding for the fire station.

Ms. Doucett stated that the total bid of \$570,470 was more than the appropriated funds of \$534,630 that is set aside in the HUD budget for this project. She said it is recommended that the additional funds needed to complete the project be taken from the current HUD funding that is set aside for the South Region Service Center.

Mr. Davis asked if the difference is \$35,840?

Ms. Doucett replied, that is correct. We may need additional money in the capital contingency account as we want to be sure that when we do the land clearing activities that, if additional funds are needed, that those funds are also accounted for in this project as the project is 100 percent HUD funded.

Mr. Owens asked, is it \$36,000?

Ms. Doucett replied, it is approximately \$40,000 and then any additional contingency that we may need.

Mr. Jeffcoat made a motion, seconded by Mr. Keisler to approve the bid for the construction of the Fish Hatchery Road Fire Station.

Mr. Cullum called for further discussion on the motion; none occurred.

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

Ms. Summers Mr. Carrigg
Mr. Owens

Mr. Cullum commented that he was uncertain who was getting the “tap” fees. He said if it is the Lexington County Joint Water and Sewer Commission then he has a problem with that as the County is paying \$10,000 in tap fees for a fire house.

Mr. Derrick stated he, too, has a problem with the bid on the Fish Hatchery Fire Station because there was only one bid submitted. He said a bid of this magnitude should not be brought before Council with only one bid.

Mr. John Derrick, President, Derrick & Dunlap Architects, stated nine bidders attended the pre-bid conference. He said he attempted to call the other eight, but was only able to reach seven. There was a bonding problem with 1 or 2 of the smaller companies. He said the other companies he contacted stated they were busy and because it was HUD funding, (the Davis Bacon Act increases the amount of paperwork overhead, etc.) that they did not want the additional overhead. He said it is a good economy right now.

Mr. John Derrick stated that he met with the contractor and reviewed his bids and felt that the County got a good price, otherwise, would not have recommended the bid. He said in his professional opinion, that if the project was to be rebid that the only thing that would happen is that the price will go up.

Mr. Derrick stated he was really disappointed that the County received only one bid, especially for a half-million project.

Ms. Doucett asked Mr. John Derrick to address the tap fee that Council alluded to earlier.

Mr. John Derrick said he was unsure of the exact cost of the tap fee, but indicated that it was not that “much.” He did say it was the Lexington County Joint Water and Sewer Commission.

Mr. Cullum reiterated that he has a problem when a governmental entity has to pay a tap fee to another governmental entity; particularly for fire service, fleet service, etc.

Mr. Owens stated that he and Mr. Keisler will try to mitigate the cost with the Lexington County Joint Water and Sewer Commission.

Mr. Keisler stated that he would address the cost at the next Lexington County Joint Water and Sewer Commission meeting. He was in agreement that the County should not be charged a tap fee.

Chairman’s Report - Mr. Cullum updated Council on a number of activities and events he attended since the last Council meeting. June 8, he and Councilmen Davis, Jeffcoat, and Carrigg attended the Irmo-Chapin Recreation Commission Town Meeting; June 12 - Palmetto Girls’ State; June 13 and June 16 - City of Cayce; June 15 - River Alliance; June 19 - Veterans’ Affairs Van Dedication

Ceremony; June 22 will attend the Council of Governmental meeting and on June 27 - he, Ms. Doucett, and Mr. Burns will attend the West Metro Chamber of Commerce meeting. He noted he was unable to attend the June 14 meeting of the Cultural Council and indicated Ms. Doucett was able to attend.

Ms. Summers stated that she, too, attended Palmetto Girls' State. In addition, on May 11 participated in Midlands Technical College Graduation and on June 5, she and Councilman Davis attended a function sponsored by the Irmo-Chapin Recreation Commission at Saluda Park Shoals.

Mr. Cullum noted that Jeffrey Anderson, son of Jeff Anderson, County Attorney, was a member of Palmetto Boys' State and Lauren Shealy, daughter of Vicki Shealy, reporter for *The Chronicle* was a member of Palmetto Girls' State.

Administrator's Report - Ms. Doucett announced the appointment of Ms. Lori Adler as the Director of Human Resources effective July 5. She said Ms. Adler is currently the Human Resource Director I for the State Budget and Control Board. Ms. Doucett also introduced Ms. Brenda Boscaglia who is temporarily assisting in the Council office.

Ms. Doucett asked Ron Scott, Director of Community Development, to introduce a brochure that he and his staff has developed to help those involved with commercial projects.

Commercial Projects: Understanding the Development Review Process - Mr. Scott stated the brochure was developed to help those involved with commercial projects to know all the steps involved in the process; the entities and groups they need to speak with and issues that they need to be aware of as they prepare to go through the development review process. Mr. Scott said this is a first in a series of brochures to be developed. Additional brochures will involve zoning, building inspections, etc.

Mr. Cullum expressed his appreciation to Mr. Scott and his staff for their excellent work.

Ms. Doucett complimented and expressed her appreciation as well to Mr. Scott and his staff.

Ms. Doucett asked Chief Rucker, Assistant Sheriff and Director of Homeland Security, to introduce the new Fire Permit card that was developed to help contractors understand where they are in the building process and how they can move through it successfully.

Mr. Jeffcoat expressed his appreciation to Mr. Scott and his staff for their work in developing the brochure. He said these types of brochures will certainly let the public know that the County is really interested in helping them.

Fire Permit Card - Chief Rucker stated with a coordinated effort with Mr. Scott and his staff they were able to devise a plan to make fire permitting easier. He said the Fire Permit cards will be delivered to each job site and as the Fire Inspector makes his inspection, he will verify and date each item as they are completed.

Ms. Doucett expressed her appreciation to Chief Rucker and his staff for their work in developing the fire permit card and working with Mr. Scott and his staff to develop a flow-chart for internal control to make sure that no one gets lost in the Fire Service and Community Development inspection process.

Public Works BBQ - Ms. Doucett announced that the Public Works Fourth of July BBQ is Thursday, June 29 at 12:00 p.m. at the Fire Service Training Center on Ball Park Road.

Approval of Minutes - Meetings of May 9, May 23, and May 30, 2006 - A motion was made by Mr. Jeffcoat, seconded by Mr. Davis to approve the minutes of May 9, May 23, and May 30, 2006 as submitted.

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	

Approval of FY 2006-07 Budget Worksession Minutes - Meeting of May 23, 2006 - Mr. Davis made a motion, seconded by Mr. Owens to approve the FY 2006-07 Budget Worksession minutes of May 23, 2006 as submitted.

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

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

Zoning Amendments - Zoning Map Amendment M06-07 - Amicks Ferry Rd., Timberlake Dr., Lake Estates Dr., p/o - Announcement of 1st Reading - Mr. Cullum announced first reading of Zoning Map Amendment M06-07.

Zoning Map Amendment M06-08 - Lake Estates Dr. (Intersection of Timberlake Dr. to Water Links Dr.) - Announcement of 1st Reading - Mr. Cullum announced first reading of Zoning Map Amendment M06-08.

Zoning Text Amendment T06-09 - Application of Regulations and Section 71.20 (Definitions) of Article 7, Mobile Home Parks - Announcement of 1st Reading - Mr. Cullum announced first reading of Zoning Text Amendment T06-09.

Ordinances - Ordinance 06-03 - FY2006-07 General and Non-General Fund Budgets - 3rd and Final Reading - A motion was made by Mr. Jeffcoat and seconded by Mr. Davis that Ordinance 06-03 receive third and final reading.

Mr. Cullum opened the meeting for discussion.

Mr. Carrigg stated the article he read in today's *State* paper about Lexington County increasing property taxes, not including school taxes, indicated taxes would go up \$113 per \$100,000 home value. Mr. Carrigg said he reviewed several tax bills in his area of the County and one of the tax bills he reviewed, County taxes; school taxes; reassessment; etc. over the last four years had only gone up \$62.00. He wanted it to be on record that he did not feel that the report in *The State* paper (June 20, 2006) was very accurate. He said it may be statically accurate if everyone lived in the same house, in the same tax district.

Mr. Derrick asked that Council show enough fiscal restraint this year so we do not allow mid-budget tax increases that we will have to fund when the budget cycle comes due. This would help Council take a serious look at what we think are necessary increases in services and perhaps can set aside a mill or two to be used to fund Solid Waste Management or some other program(s). He said after using CPI and growth across the board there is never enough money left to fund those services we deem important when the time comes.

Mr. Cullum commented that he concurred with Mr. Derrick and asked staff for their help to work within their budget.

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

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 - 1st Reading - A motion was made by Mr. Davis and seconded by Mr. Owens that Ordinance 06-04 receive first reading.

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

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

Ordinance 06-05 - County General Obligation Bond - Not to Exceed \$13 Million - 1st Reading -

Mr. Cullum asked that Ordinance 06-05 be deferred for the time being.

Ordinance 06-06 - Amend the Multi-County Industrial Park with Calhoun County to add Loxscreen Property - 1st Reading by Title - A motion was made by Mr. Davis and seconded by Mr. Keisler that Ordinance 06-06 receive first reading.

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

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

Ordinance 06-07 - Approving the Agreement Between the County of Lexington and Ribeau Entertainment, LLC Regarding Relocation of Hockey Team and Construction of Arena - 1st Reading - Mr. Owens made a motion, seconded by Mr. Keisler that Ordinance 06-07 receive first reading.

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

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

Ordinance 06-05 - County General Obligation Bond - Not to Exceed \$13 Million - 1st Reading - A motion was made by Mr. Davis and seconded by Mr. Jeffcoat that Ordinance 06-05 receive first reading.

Mr. Cullum opened the meeting for discussion.

Mr. Davis publicly announced that the County is considering borrowing a substantial amount of money (\$13 million) for an economic development project that will bring an opportunity for jobs in the not too distant future. He said this is something the County has never done before but feels it will mean a great deal to the County and its citizens.

Mr. Derrick stated the way it is presented that it will truly be a multi-county park that will benefit the entire county. He said if everything works out with the use of fund balance and restructuring of some bonds, it can be done without a tax increase.

Mr. Owens said even though it is through government bonds, the County is funding the project in a way that the County can sell it at a profit.

Mr. Cullum asked that further comments be deferred until after the Committee Reports at which time it will be clearer to the public as to exactly what Ordinance 06-05 is that Council is being asked to vote on.

Mr. Cullum called for the vote.

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

Opposed: Mr. Carrigg

Committee Reports - Planning & Administration, J. Owens, Chairman - Intergovernmental Cooperative Agreement - City of West Columbia - Community Development - Mr. Owens reported his committee met during the afternoon to discuss an intergovernmental agreement with the City of West Columbia.

The agreement will allow the City of West Columbia to participate in the County's Community Development Block Grant (CDBG) program effective July 1, 2007.

Mr. Owens made a motion, seconded by Mr. Keisler to approve the Intergovernmental Cooperative Agreement with the City of West Columbia.

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

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

Zoning Map Amendment M06-03 - 2211 Lake Murray Blvd., Columbia, SC 29212 - TMS# 002697-01-013 - 2nd Reading - Mr. Owens made a motion, seconded by Mr. Jeffcoat that Zoning Map Amendment M06-03 receive 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	

Dorn Site - 323 Steele Road, West Columbia, SC 29170 - Community Development - Mr. Owens reported his committee met to consider a request from Mr. Ron Scott, Director of Community Development, to allow the property owners time to remediate a land clearing debris and borrow pit on their property in order to bring the property into compliance.

Mr. Owens made a motion, seconded by Mr. Kinard to grant a 9-month extension to complete the remedial process.

Mr. Cullum opened the meeting for discussion.

Mr. Derrick said there was some question about DHEC's approval of the extension and he indicated that he had spoken with a DHEC representative who was in agreement of the extension.

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

Update of the Extension of CDBG Grant Contract with the Greater Columbia Community Relations Council - Community Development - Mr. Owens reported the Planning and Administration Committee met to consider a request for an extension of the Greater Columbia Community Relations Council grant contract with the Lexington County CDBG program through June 30, 2007. The one-year extension would allow the Greater Columbia Community Relations Council additional time to expend their remaining balance of \$17,000.

Mr. Owens made a motion, seconded by Mr. Derrick to approve the Amendment to an Agreement for Fair Housing Education for the Greater Columbia Community Relations Council.

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	

Justice, S. Davis, Chairman - Anti-Gang Prevention and Enforcement Grant - Sheriff's Department - Mr. Derrick, on behalf of Mr. Davis, reported the Justice Committee met during the afternoon to consider a request from the Sheriff's Department to apply for an Anti-Gang Prevention and Enforcement grant. The grant in the amount of \$42,520 will be used to purchase laptops, printers, software, and hardware for intelligence sharing. This is a 100 percent grant with no personnel involved.

Mr. Derrick made a motion, seconded by Mr. Keisler 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. Derrick
	Mr. Keisler	Mr. Kinard
	Mr. Davis	Ms. Summers
	Mr. Jeffcoat	Mr. Carrigg
	Mr. Owens	

Approval of Memorandum of Understanding - Sheriff's Department - Mr. Davis reported that the Justice Committee met on Tuesday, May 23, 2006 to consider a request by the Sheriff's Department to enter into a Memorandum of Understanding with the Town of Pelion.

Chief Bruce Rucker, Assistant Sheriff/Director of Public Safety and Homeland Security, stated the Memorandum of Understanding agreement is between the Lexington County Sheriff's Department and the Town of Pelion to enhance law enforcement in Pelion. He stated Mayor Haggard and Chief Garner have asked for permission to cover the three mile radius around Pelion for the Sheriff's Department when they are patrolling those areas outside their jurisdiction.

Mr. Jeff Anderson, County attorney, has reviewed the Memorandum of Understanding.

The committee voted to recommend to Full Council for approval.

A motion was made by Mr. Davis and seconded by Mr. Keisler that the Committee Report be approved.

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

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

Public Works, B. Derrick, Chairman - Second Modification and Extension of Lease Agreement - Solid Waste Management - Mr. Derrick reported that his committee met during the afternoon to discuss and consider a Second Modification and Extension of Lease Agreement between the County of Lexington and Lexington County School District Four. The extension of the lease is for a period of one (1) year, from July 31, 2006 through July 30, 2007, for a rental fee of \$5.00.

Mr. Derrick made a motion, seconded by Mr. Davis to approve the Second Modification and Extension of Lease Agreement.

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

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

Committee of the Whole - T. Cullum, Chairman - Approval of Amendment to Contract of Sale - Economic Development - A motion was made by Mr. Jeffcoat, seconded by Mr. Keisler to approve the Amendment to Contract of Sale between the County of Lexington and Loxcreen Company. This is property for the Inferno Hockey project .

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

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

Approval of Assignment of Four Property Contracts - Economic Development - Mr. Jeffcoat made a motion, seconded by Mr. Davis to approve the acceptance of the assignments and addendum of the contracts for the McMahan property, the Sellers Property, and the Hoffman Property as set forth in Tab J. Also the other assignment of the contracts of the Primint Inc. property, which is the estate of Mr. Burrell Manning, will be sent to the Lexington County Development Corporation for their consideration of the acceptance of the assignment.

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. Owens

Opposed: Mr. Carrigg

Adoption of the Resolution Declaring the Intention of Lexington County to Reimburse itself for Certain Expenditures with the Proceeds of Debt to be Incurred by Lexington County - Economic Development - A motion was made by Mr. Jeffcoat, seconded by Mr. Davis to approve the adoption of the Resolution.

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 06-05 - County General Obligation Bond - Not to Exceed \$13 Million, Approval of Amendment to Contract of Sale, Approval of Assignment of Four Property Contracts, and Adoption of the Resolution Declaring the Intention of Lexington County to Reimburse itself for Certain Expenditures with the Proceeds of Debt to be Incurred by Lexington County - Mr. Cullum deferred to Mr. Jeffcoat.

Mr. Jeffcoat announced that County Council has plans to purchase and develop 500 acres on Interstate 26 for the development of a new industrial park. The new industrial park has a premier location along Interstate 26 south of Interstate 77. The site is served by rail and has direct access to water, sewer, gas, and telecommunications. The new industrial park will have over a mile of interstate frontage and will be highly visible being located near the intersection of Interstate 77 and Interstate 26. Mr. Jeffcoat stated since he has been on Council, he continues to hear from companies and corporations that Lexington County does not have property and feels that this project will give Lexington County the opportunity to bring large corporations with high paying jobs into Lexington County that in turn will help with the tax base. He said as long as we are building houses and not developing property for companies to relocate, we will never be able to see any relief in our taxes as far as local government is concerned.

Mr. Cullum stated the project is unique in itself as the County has never undertaken a project of this size before and have the ability to try to provide some relief of property taxes at the local level. He said industries, often times, are used to off-set the cost of what it takes to operate local government rather individual homeowners. He stated all the revenue generated on this site will be equally shared with the five school districts located in Lexington County.

Mr. Davis stated he was pleased that the school boards and Council are working together and that Council will make sure that all the school districts will benefit from this countywide expenditure.

Mr. Cullum said he and Ms. Summers met with School District Two's superintendent and financial director and they openly said "we are on board." He said that spoke volumes that that district would forego the revenue that normally would be generated in their district and share it throughout the County and expressed his appreciation for their support.

Mr. Jeffcoat recognized Mr. Al Burns, Director of Economic Development, for his hard work and long hours in making this a reality. He said the County is fortunate to have an individual of his caliber and knowledge to help bring projects together.

Allied Air Announcement - Mr. Cullum announced that on Thursday, June 29 at 10:45 a.m. Allied Air, a division of Lennox Corporation, will announce their intention to build a \$6 million dollar

research and development facility in the CAE Park.

Irmo - Chapin Recreation Commission - Cancellation of Public Hearing - Mr. Cullum announced that the public hearing for the Irmo-Chapin Recreation Commission that is scheduled for Monday, June 26, 2006 at 6:00 p.m. has been cancelled.

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

Mr. Cullum stated Executive Session will consist of three contractual matters, two legal matters, and two real estate matters.

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

Messrs. Owens and Carrigg left immediately following the vote to attend prior commitments.

Mr. Cullum reconvened the meeting in open session.

6:00 P.M. - Public Hearings - Zoning Text Amendment T05-11 - Article 2 - Application of Regulations; Chapter 3, Buffering Restrictions - (Height Regulations) - Prior to opening the Public Hearing, Mr. Cullum read the guidelines for participation. He stated that the purpose of the hearing was to obtain comments from proponents and opponents in regard to Zoning Text Amendment T05-11. He asked that each speaker provide their 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 has been said, it was acceptable to indicate concurrence. Mr. Cullum added that no one would be denied the opportunity to speak.

As stated on the Zoning Map Amendment T05-11 application, the reason for the request is to address the unique scenic vistas of waterways in Lexington County, this text amendment proposes to review the height regulations of the Zoning Ordinance as they apply to the shores of the Saluda River, the Edisto River, the Congaree River and Lake Murray.

Mr. Cullum recognized Mr. Charlie Compton, Director of Planning and GIS, who presented a comprehensive overview and outline of the proposed zoning text amendment.

Mr. Compton reviewed the following proposed additions under Chapter 3. Buffering Restrictions to include Section 23.01 Special Requirements for Waterfront Property. Section 23.01 is as follows:

In order to protect the unique scenic vistas of significant waterways in Lexington County, special requirements are applied to the development of properties in the vicinity of the Saluda River,

the Edisto River, the Congaree River, and Lake Murray. Where there are multiple methods for computing the allowed height for a building in this Chapter, the most restrictive shall apply.

Lake Murray: A special height control slope of $\frac{1}{2}$:1 is to be used along the shores of Lake Murray where the regulated property is designated as a Restrictive Development District. If the property is designated as an Intensive Development District, then a height control slope of 2:1 shall apply. Along the shores of Lake Murray, the location of the initial 20-foot rise shall be considered to be the location of the 360-foot (mean sea level) contour. All property within 1000 feet of the 360-foot contour and designated as a Restrictive Development District shall also comply with the following additional height restrictions which are based on the street classification providing access to the proposed activity:

Local (L) Street - No building taller than 70 feet is allowed. That height is measured from the average elevation of the building as it leaves the ground.

Collector (C) Street - No building taller than 100 feet is allowed. That height is measured from the average elevation of the building as it leaves the ground.

Arterial (A) - Height of buildings shall be determined by the other requirements from this Chapter.

Congaree River: Because of the extremely varied terrain along the banks of the river, it is very difficult to determine the best elevation from which to measure the “initial 20-foot rise” referenced in Section 23.00. For this river this beginning elevation for calculating the height control slope for the waterfront property line shall be uniform along the river bank. That elevation shall be the same as the highest elevation on the property that falls within 300 feet of the waterfront property line. A height control slope of 1:1 shall apply to this waterfront property line.

Saluda River: Because of the unique scenic character of the Saluda River, stricter height requirements apply to the adjacent lands. All buildings within 500 feet of the waterfront property lines shall not exceed 40 feet. Buildings further than 500 feet but within 1000 feet of the waterfront property lines shall not exceed 60 feet. That height is measured from the average elevation of the building as it leaves the ground. A height control of slope of 1:1 shall also apply to the waterfront property lines.

Edisto River: Because of the unique “black water” aspects of the North Fork of the Edisto River, stricter height requirements apply to the adjacent lands. All buildings within 500 feet of the waterfront property lines shall not exceed 40 feet. That height is measured from the average elevation of the building as it leaves the ground. A height control slope is 1:1 shall also apply to the waterfront property lines. For the purposes of this ordinance, the Edisto River is considered to begin at the I-20 bridge crossing.

The average elevation as referenced in these regulations shall be computed by selecting the halfway point between the highest and lowest ground elevations surrounding the structure.

Mr. Cullum asked if Council had any questions prior to opening the Public Hearing.

Mr. Davis asked if this is more restrictive than we have had in the past.

Mr. Compton replied, oh, yes. Very much so with respect to the lake, and the Saluda and Edisto Rivers.

Mr. Jeffcoat expressed his appreciation to Mr. Compton and the Planning Commission for their hard work on the proposed text amendment. He said the last thing Council wants to do is kill development but wanted something we can live with and enjoy rather than having a "white elephant" on any parts of the lake and rivers.

Mr. Cullum opened the public hearing for comments in opposition to Zoning Text Amendment T05-11.

Mr. Cullum stated that no one had signed to speak in opposition and asked if there was anyone who wanted to speak in opposition. No one came forward.

Mr. Cullum closed the meeting for those in opposition to speak.

Mr. Cullum opened the public hearing for comments in favor of the amendment.

Larry Michalec, 179 Atlas Drive, Leesville, SC, 29070 - I appreciate and thank the ladies and gentlemen of Council this evening for this opportunity to talk about this very important proposed development restriction. I am currently the chairman of the Lake Murray Homeowners' Coalition. Perhaps you have heard of our organization or maybe have seen my ugly mug in the Lake Murray News. But, I am pretty passionate about issues such as development on Lake Murray; I live on Lake Murray. I am here tonight not only on my own interest or behalf, but the 23 Homeowners' Association and 4,500 members that are members of the association, the coalition that I support. As coalition members, they're interested in economic as well as ecological concerns for the lake and I was glad to hear certainly, we support reasonable and rational development, we don't want everything to remain wooded and undeveloped because it isn't in the best interest for the overall community. But, we do believe in practical and sound development that makes the most sense. I am here tonight to voice support for the proposed plan as presented by Mr. Compton. There are many things that I think were sound, that were rational, and that were logical. The ideas were well thought out and from my perspective, our coalition and our members support the plan as proposed without further modification or without further input. The areas around the lake cannot and should not be compromised by erecting communities or structures that devalue or damage the prospects for Lake Murray. Beyond height, high density high rise communities present compounded issues related to pollution, trash disposal, or the lack thereof, and basic congestion in confined areas. We are not suggesting unreasonable modification or compromise of the current plan or zoning restrictions that aren't practical. We are simply requesting that County Council consider approving the plan as proposed, and I thank you.

Steve Bell, 89 Newberry Shores Drive, Prosperity, SC 29127 - Good evening, I am President of Lake Murray Watch, a citizen's watchdog organization committed to protecting and enhancing the lakes and environmental recreational resources. I am personally excited that Council members are considering this important issue. Our organization fully supports Councilmen Jeffcoat and Davis' proposal for height control slope of 1/2 to 1 in addition to what Mr. Compton said on Lake Murray and rivers in Lexington County. We believe this will go a long way in protecting the Lake Murray scenic character. This morning I spoke with Mr. Lance Pruitt, who is a Burt County, North Carolina

planning official who is in charge of enforcing new zoning regulations recently implemented to protect the shoreline along Lake James. Mr. Pruitt indicated that new regulations limits heights of building to 35 feet and, not only did they restrict building heights, they imposed a 50- foot vegetated buffer, they limited density to a maximum of two houses per acre and they restricted impoverished areas to 25 percent on lot areas. My point is considering what Burt County officials did, this proposal does not seem unreasonable dealing with height restrictions. Lake Murray Watch respectfully request that Council members approves this proposal. Thank you.

George Duke, 637 Webster Pointe Drive, Chapin, SC 29036 - I had written this letter to you, and I am just going to read it to you because it is even more important now because Charlie has done such a wonderful job getting this thing all in a package where we can understand it. On behalf of myself personally, the members of my homeowners' association community, the Lake Murray Homeowners' Coalition, of which I am the other officer with Larry, Lake Watch, and the Lake Murray Association who are represented in the back of the room, which is an organization I'm sure you are all familiar with. I want to thank Mr. Jeffcoat and Mr. Davis for bringing this to the floor and allowing us to work with Charlie and have him come out and visit with us and share with him our ideas and he giving us his ideas. I think that's wonderful; I encourage you to do adopt the regulation as proposed. There are many stewards of Lake Murray. I look at the homeowners, I look at the people who use the lake responsibly, and I look at County Council and SCE&G as stewards of the lake. I thank you, and I look forward to the revised regulation. Thank you.

Robert Shea, 148 Water Links, Chapin, SC 29036 - First time here; a new person in the neighborhood, been here for three years, first time in a meeting. I just want to say I second what George says. I live across the lake from George; I can see his house every day and it is a beautiful wonderful place and I want to try keep it as close as we can in the way it is. I appreciate your support. Thank you .

Bertina Floyd, 319 Night Harbor Drive, Chapin, SC 29036 - I am Vice-Chair of the Lake Murray Homeowners' Coalition and also President of the Night Harbor Homeowners' Association. So I am speaking on behalf of both organizations tonight. I speak in support of this zoning amendment as proposed. Our residents are extremely pleased that you are considering an action that will help us protect the scenic beauty of Lake Murray, of the shoreline for both the lake residents as well as other users who enjoy the lake. While we also support development, we urge you to consider the overall impact on the recreational viability and the beauty of the lake. Please also consider the potential impact on the county that comes with high density developments that would surely come in the absence of any height restrictions. The infrastructure is not currently there to provide adequate roads, emergency services, such as fire and medical as well as water, sewer and trash services. We urge you to vote in favor of the height restrictions as proposed. Thank you.

James Cox, 616 Webster Pointe Drive, Chapin, SC 29036 - I live on the lake, and I concur with all of the previous statements, and I strongly support the height restrictions that are proposed here and encourage adoption. Thank you.

J. B. Brown, 155 Bay Pointe, Chapin, SC 29036 - My comments have been expressed already.

Jerome Buschermann, 413 Lake Estate Drive, Chapin, SC 29036 - I agree with the comments stated.

Ken Hessler, 617 Webster Pointe Drive, Chapin, SC 29036 - I concur with George Duke's comments and I have nothing further to add.

Lowell Schulz, 857 Island Point Lane, Chapin, SC 29036 - Good evening, I really have very little to add other than ditto from everyone that has spoken before, but with one possible exception. I want to thank Charlie and the planning team for the super job they did. I spent a day working with him out looking at some of the proposals and the things that Charlie did and the team there bringing it all together, I think it has been masterful in addressing, I think, all the issues in terms of fairness for the people who are currently here and fairness to people who own land that they may want to develop that would end up with a result in the future that would be something we all can be proud of and we strongly urge you for the adoption as presented. Thank you.

Mr. Cullum asked if there was anyone else who wanted to speak in favor of the zoning text amendment. No one came forward.

Mr. Cullum closed the meeting for those in favor to speak.

No further comments were received. The public hearing was closed.

Zoning Text Amendment T06-04 - Article 2 - Application of Regulations; Buffering Restrictions (Golf Courses) - As stated on the Zoning Text Amendment T06-04 application, the reason for the request is to better address the often intimate relationship between golf courses and the residential development along the fairways, a new separate definition of golf courses is proposed. That definition includes all of the activities associated with that type operation. Having such a definition will allow another opportunity to insure that fairways adjacent to any residential development can carry the same development limitations as the residential development without hindering the operation of the golf facilities.

Mr. Cullum recognized Mr. Charlie Compton, Director of Planning and GIS who presented an overview and power point presentation of the proposed zoning text amendment.

Mr. Compton stated the Planning Commission has made three recommendations.

(1) For new golf courses, one solution may be to require that there be an "exit plan" for the unintended option that the golf course fails as a business. As long as the planned use of abandon fairways is openly communicated and clearly spelled out in the deed restrictions, we may have accomplished much to help with the problem. It may also improve the design of such developments by forcing those involved in the business venture to address that possibility up front.

(2) The Commission has recommended a change in the definition of golf courses in the Zoning Ordinance. The proposed change will give us another tool to use as we work on the third

recommendation.

(3) The Commission will work with the five golf courses that have some of their fairways mingled with residential lots. They would like to develop a plan working with the course owners to rezone, if necessary, to insure that the residential fairway portions of their property are restricted in the same way as the existing residential development. The development of a rezoning plan should include a full review by the County of the total financial package of the golf course to insure that we are being fair to them as a business with any proposed change in the zoning classification.

Mr. Compton reviewed the following proposed additions under Chapter 1. Schedule of Permitted Uses. An amendment has been added to Section 21.10 - Description of Principal Activities changes to include a definition for golf courses. The definition is as follows: Golf Courses include the playing course itself as well as the support activities essential to its operation such as pro shop, food service, group assembly (for less than 500 participants), maintenance sheds, daylight driving range, and cart storage. Any other activities must meet the requirements of the appropriate category as defined in this section.

Under Section 21.31 Chart of Permitted Activities by District the following has been added: The permitting of this activity in these districts is allowed only if the golf course activity is a part of a planned development that includes residential development as a part of its design.

Under Section 22.02 Chart of Permitted Access by Street Classification the following has been added: Access by this classification is allowed only if the golf course activity is part of a planned development that includes residential development as a part of its design.

Mr. Compton said it would allow us up front, on new golf courses, but more importantly on the five we are working with, to go in there and change that restriction to residential only so the fairway would be that way at the same time allowing the business to continue and be viable. He said without that change, we would be limited to what we can do.

Mr. Cullum asked, in simple terms. What are you preventing or what are you allowing? What is different right now?

Mr. Compton replied, right now the difficulty of going in and restricting, whether using districts or whether using the street access, you make the golf course and all of its activities a non-conforming use. So we generally made sure that a golf course as a business has business access and business zoning, but that does not help us in terms if there is a failure for the fairways. Of course, we are only interested in the fairways. If we have an independent standing piece of property that you go through to get to it, then this really doesn't matter. But, at most of our golf courses you travel through the residential to get to the basic activity itself. So we want to be able to protect the residential along those fairways without hurting the golf course, itself. It allows us to use restrictive zoning around golf courses. It allows a golf course on the front end to have restrictive zoning, like Coopers Creek. They are now finally doing lots there. It will allow those access roads to be residential only, but it won't hurt the golf course at all. It will make sure that if it ever fails we don't end up having

something else proposed for those fairways.

Mr. Cullum asked, so this text change preserves the fairways to always stay fairways?

Mr. Compton replied, no. They could be, but we would be insuring that they can only be used for whatever is developed along them now. You can put additional houses there. If there is some private restriction, obviously deed restrictions, if someone buys into a golf course, and says this is being guaranteed to be nothing else, it would certainly allow that.

Mr. Cullum asked, if a private owner wants to close the course and sell the property, this text amendment allows it?

Mr. Compton replied, we would have to allow that. If we had the zoning in place, it may have to be houses as well. Where houses are along it, only houses could go in on the fairways.

Mr. Davis said in his district there is a developer/owner of a driving range who is thinking about doing a Par 3 and it may be a 20-year project that he would use the property for that and then perhaps develop it. Because, if he doesn't sell lots around it, that would not be affected by this amendment?

Mr. Compton replied, it would be treated like any other business. This is to address the problem of residents getting an amenity that disappears. We are not insuring the amenity, we are insuring that it will be at least equal to what is there. Essentially what you did in Coldstream, we will do that up front in working with these. He said we may even want to revisit Coldstream now that we have something more specific, we can even fine-tune that further in working with those property owners.

Mr. Jeffcoat asked, for the golf courses in place now the most we can do with this ordinance is to allow development of homes on fairways if they go broke.

Mr. Compton replied, that is probably as far legally as we can go in terms of not "taking" the property.

Mr. Jeffcoat stated the only way to really insure that it would remain a golf course is on the front end, deed restrict that property. The buyers would have an agreement with the seller when they buy those homes that this will remain a golf course and if it ever was not a golf course maybe they could own that portion for a backyard rather than having homes put there.

Mr. Compton replied that the Planning Commission's first recommendation is to require on a new golf course that there be an exit plan. So the property owners buying in there would know what the exit plan is as well. He said we could not go back and take the property. There is one other thing that has occurred, that I think has been unfortunate, is the attack on the use of conservation easements for fairways, as a bad thing. I think it is a great thing. It has been disallowed now. He said he thought it was one of the best tools there because then you get a benefit so you will have an amenity there, may not be a golf course, but it will be open space always. A lot of people who buy on golf courses buy because of the open space not because they play golf.

Mr. Cullum asked if the zoning text amendment would change how golf courses are taxed.

Mr. Compton replied that the Planning Commission said that was an important piece when we are negotiating with an existing golf course, trying to come up with a plan. We obviously have to look at their total financial situation if we are changing what you can or cannot do with the property, there would be some effect in terms of the assessment.

Mr. Cullum opened the public hearing for comments in opposition to Zoning Text Amendment T06-04.

Mr. Cullum stated that no one had signed to speak in opposition and asked if there was anyone who wanted to speak in opposition. No one came forward.

Mr. Cullum closed the meeting for those in opposition to speak.

Mr. Cullum opened the public hearing for comments in favor of the zoning text amendment

Jerome Buschermann, 413 Lake Estate Drive, Chapin, SC 29036 - Yes, I thought we had to sign up so I put my name on the list. I live close to the golf course.

Ken Hessler, 617 Webster Pt. Drive, Chapin, SC 29036 -I am pleased that the county is taking an interest and looking to see what is happening with these golf courses so we won't have a problem like the Coldstream situation. I would ask that you vote in favor of this.

James Cox, 616 Webster Pt. Drive, Chapin, SC 29036 - I am living in a golf course community, my property is not abut on the fairways, however my neighbor's do and I am very concerned as to what would happen in any event that the golf course would go belly up and so I would very strongly encourage the commission to accept the amendment as proposed. Thank you.

Kathleen Wood, 204 Bay's End Court, Chapin, SC - Mr. Jeffcoat, I appreciate your interest in our area very much. I appreciate Mr. Compton bringing this map amendment because I feel it is very important. I live on the golf course, I live on fairway #2 out in Timberlake and it is a lovely course; we have a buffer in between the holes which we have a development pending or possibly coming in very soon so this is going to be very key, because we have a lot of canopy trees and trophy trees that are in that buffered area. So this is probably not the first time you are going to hear from me. As I am not a golfer, I enjoy looking out into the fairway, but many golfers that come choose to come because they want to rest or they enjoy the competition or exercise. I think it is very important that very soon we look at, and that's why I am turning to you as a board, to look at our road classifications out in the Chapin area, in the rural area especially. I have some pictures which I am going to share with you, when you are looking down a fairway you want to look at the fairway, you don't want to look at house after house after house. Throughout South Carolina and throughout the golf courses that I have reviewed, you only have one side of the golf course usually with development and I really hope you consider anything that comes before you to take a look at how important maybe, coming together with a landscape ordinance for residential development and how

key that is. It is my understanding that there are not any landscape ordinances regarding residential development. So you know the integrity of my home and the value of my home is key as well as the impact of the developments, which may be sprawling out onto our golf courses. So if you have time, or will consider taking a look at the road classifications in our area as well as a possible a residential landscape ordinance. Because surely I don't want to look out and see a bunch of high density development across from an upscale neighborhood. You are welcome to keep these pictures for later use and again thank you, Mr. Compton, for trying to provide us with a little protection. May I approach?

Ms. Wood presented pictures to be reviewed by Council.

Mr. Cullum asked if there was anyone else who wanted to speak in favor of the zoning text amendment. No one came forward.

Mr. Cullum closed the meeting for those in favor to speak.

No further comments were received. The public hearing was closed

Mr. Cullum noted that second reading of zoning text amendments would be July 25, 2006.

Mr. Jeffcoat announced to those in the audience living in the Timberlake area that he had an opportunity last week to spend some time with a homeowner in the area who shared with him all the road classifications and requests as well as tour the neighborhoods. He said Timberlake is a beautiful community and does not want to do anything to cause development not to continue in the area but firmly believes you don't need to be overcrowded in certain areas. He said he realizes there are those in favor and against and encourage everyone to meet and come to some compromise, if possible, but if not, he will make the decision for everyone. He said he really does not want to make the decision unless he has to, but can with the support of Council. We need to keep the area as beautiful as it is now and that would be my intention. Mr. Jeffcoat expressed his appreciation and interest for those in attendance.

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

A supplemental appropriation increase in the amount of \$295 to transfer and appropriate additional funds needed for the purchase of 250 self-contained breathing apparatus through the Operations and Firefighter Safety Equipment grant.

A supplemental appropriation increase in the amount of \$20,000 to appropriate the pass through of State Competitive grant funds for the Gaston Collard Festival, Gilbert Peach Festival, and the Swansea Festival.

A supplemental appropriation increase of \$329 to transfer funds for the Local Law Enforcement Block grant to be returned to the office of justice programs. Original grant awarded \$128,972 (09-11-03) and the amount returned was \$2,444.

A supplemental appropriation increase of \$1,000 to appropriate additional grant funds from the South Carolina Department of Commerce/Division of Aeronautics for electrical and lighting improvements to the airport.

Executive Session/Legal Briefing - Mr. Jeffcoat made a motion, seconded by Mr. Davis to enter into Executive Session to continue discussion of contractual and legal matters.

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

Mr. Cullum reconvened the meeting in open session

Matters Requiring a Vote as a Result of Executive Session - Chairman Cullum reported Council received the legal and contractual matters during the Executive Session and indicated one motion was to be considered.

Central Midlands Regional Transit Authority - 1st Reading by Title - Mr. Jeffcoat made a motion, seconded by Ms. Summers to have 1st reading by title of an ordinance to place a question on the ballot in the November general election in regard to funding of the Central Midlands Regional Transit Authority with property taxes.

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

In Favor:	Mr. Cullum	Mr. Jeffcoat
	Ms. Summers	Mr. Kinard
	Mr. Davis	

Opposed:	Mr. Derrick	Mr. Keisler
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Cancellation of June 26 and 27, 2007 Council Meetings - Mr. Cullum announced that the meetings scheduled for June 26 and June 27, 2006 have been cancelled.

Old Business/New Business - None.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett
Clerk

M. Todd Cullum
Chairman

**PLANNING and ADMINISTRATION COMMITTEE
MINUTES
JUNE 20, 2006**

The Planning and Administration Committee met on Tuesday, June 20, 2006 in the Committee Room, located on the second floor of the Administration Building, Lexington, S.C. beginning at 2:05 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	

Not Present: 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.

Dorn Site - 323 Steele Road, West Columbia, SC 29170 - Community Development - Bruce Hiller, Development Administrator - A motion was made by Mr. Jeffcoat, seconded by Mr. Cullum to recommend to Council that the owners of the property be granted a 9-month extension to allow for the remediation of the land clearing debris and borrow pit.

The vote in favor was unanimous.

Intergovernmental Cooperative Agreement - City of West Columbia - Community Development - Ronald Scott, Director - A motion was made by Mr. Jeffcoat, seconded by Mr. Cullum to recommend to full Council that the Intergovernmental Cooperative Agreement with the City of West Columbia be approved.

The vote in favor was unanimous.

Update of the Extension of CDBG Grant Contract with the Greater Columbia Community Relations Council - Community Development - Ronald Scott, Director - A motion was made by Mr. Cullum, seconded by Mr. Jeffcoat to recommended to full Council that the Lexington County CDBG grant contract with the Greater Columbia Community Relations Council be extended through June 30, 2007.

The vote in favor was unanimous.

Zoning Map Amendment M06-03 - 2211 Lake Murray Blvd., Columbia, SC 29212 TMS# 002697-01-013 - 2nd Reading - A motion was made by Mr. Jeffcoat, seconded by Mr. Cullum to recommend to full Council that Zoning Map Amendment M06-03 receive second reading.

The vote in favor was unanimous.

Old Business/New Business - None.

Adjournment.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett
Clerk

Joseph W. Owens
Chairman

**JUSTICE COMMITTEE
MINUTES
JUNE 20, 2006**

The Justice Committee met on Tuesday, June 20, 2006 in the Committee Room, located on the second floor of the Administration Building, Lexington, S.C. beginning at 2:25 p.m. Mr. Derrick, Committee Vice- Chairman presided.

Members Attending:

William C. Billy Derrick, V Chairman	Joseph W. Owens.
Bobby C. Keisler	M. Todd Cullum

Absent: George H. Smokey Davis
James E. Kinard, 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.

Anti-Gang Prevention and Enforcement Grant - Sheriff's Department - Col. Allen Paavel -
The Anti-Gang Prevention and Enforcement Grant is in the amount of \$42,520 for the purchase of laptops, printers, software, and hardware for intelligence sharing. It is a 100 percent grant with no personnel involved.

A motion was made by Mr. Keisler, seconded by Mr. Cullum to recommend to full Council that staff be allowed to move forward with the grant application.

The vote in favor was unanimous.

Old Business/New Business - None.

Adjournment.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett
Clerk

George H. Smokey Davis
Chairman

**PUBLIC WORKS COMMITTEE
MINUTES
JUNE 20, 2006**

The Public Works Committee met on Tuesday, June 20, 2006 in the Committee Room, located on the second floor of the Administration Building, Lexington, S.C. beginning at 2:30 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

* Mr. Davis arrived during the Committee 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.

Legal Closing of a Portion of Nursery Road - Public Works - John Fechtel, Director - A motion was made by Mr. Owens, seconded by Mr. Keisler to recommend that full Council approve the request for the legal closing of a portion of Nursery Road and that all associated legal costs be paid by Mr. Donald F. Looney, Sr.

The vote in favor was unanimous.

Waste Transportation Litter Control Program - Solid Waste Management - Joe Mergo, Director - A motion was made by Mr. Cullum, seconded by Mr. Owens to recommend that full Council approve staff's recommendation to participate in the Palmetto Pride Statewide Waste Transportation Litter Control program and to (1) require the County procurement division to add a proviso to all future County contracts/agreements, which address the hauling of waste material. The proviso would require that anyone who participates or does business in hauling debris/waste material for Lexington County would be required to participate in the program for the length of their contract/agreement with the County and (2) require that the County's own fleet of equipment used for hauling debris/waste material participate in the program.

The vote in favor was unanimous.

Executive Session/Legal Briefing - A motion was made by Ms. Summers, seconded by Mr. Keisler to enter into Executive Session to discuss a contractual matter.

The vote in favor was unanimous.

Mr. Davis arrived during the vote; however, he did not vote.

Second Modification and Extension of Lease Agreement - Solid Waste Management - Joe Mergo, Director - Reviewed in executive session; no action was taken.

The Committee reconvened in open session.

Matters Requiring a Vote as a Result of Executive Session - Ms. Summers made a motion, seconded by Mr. Keisler to recommend to full Council that the agreement be approved.

The vote was in favor. Mr. Cullum was absent when the vote was taken.

Old Business/New Business - Solid Waste Funding - None.

Adjournment.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett
Clerk

William C. Billy Derrick
Chairman