

M I N U T E S  
L E X I N G T O N C O U N T Y C O U N C I L  
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Lexington County Council held its regular meeting on Tuesday, October 12, 2010 in Council Chambers beginning at 4:30 p.m. Chairman Kinard presided.

Bruce Rucker, Director of Public Safety, gave the invocation. Gary Baker, Director of Veterans' Affairs, led the Pledge of Allegiance.

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

Also attending: Katherine Hubbard, County Administrator; Joe Mergo, III, Deputy County Administrator; Larry Porth, Finance Director/Assistant County Administrator; John Fechtel, Director of Public Works/Assistant 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.

**Chairman's Report** - Chairman Kinard reported he, along with several council members and local mayors met with Dan Mann, Executive Director of the Columbia Metropolitan Airport, to discuss some of the airport's challenges; participated in the County's Health Screenings; he and Councilman Jeffcoat represented the County at the naming ceremony of the Law Clerk's Office in the Marc H. Westbrook Judicial Center in memory of Randall Davis; and represented the County at the grand opening of Big Lots in the St. Andrews Shopping Center.

**Council Members' Activities and/or Comments** - Mr. Banning announced that Legislative Day to showcase Lexington County has been scheduled for February 2, 2011. Also, he reported that Project Palmetto, which is a \$400 million project, is looking good for the County. In addition, Mr. Banning reported he and several council members attended the Transitions Cornerstone Ceremony to celebrate the construction of Transitions, the new homeless project.

Mr. Jeffcoat reported he and several Council members attended the Town of Lexington's new Business and Development Service Center.

Mr. Cullum reported that he, along with Ms. Summers, Mr. Jeffcoat, Ms. Hubbard, Mr. Mergo, and Mr. Scott also attended the Transitions Cornerstone Ceremony.

**Employee Recognition - Katherine Hubbard, County Administrator** - Ms. Hubbard recognized Sharon Stone with Register of Deeds. Ms. Hubbard related that Debbie Gunter, Registrar, received an e-mail from a citizen citing a positive experience he had with Ms. Stone while visiting the Register of Deeds office.

**Resolution - Reverend Robert L. China, Jr.** - Mr. Derrick made a motion, seconded by Mr. Jeffcoat to approve the resolution.

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

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

**Appointments - Museum Commission - Carol Metts** - Mr. Cullum made a motion, seconded by Mr. Jeffcoat to reappoint Ms. Metts.

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

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

**Museum Haunted History Halloween Program** - Mr. Cullum reminded everyone that the Museum will hosts its Haunted History Halloween Program from 7:00 p.m. - 9:00 p.m. on October 21 and 22 (Thursday and Friday).

**Transitions Midlands Housing Alliance Inc. - Carol W. Addy** - Mr. Banning made a motion, seconded by Mr. Jeffcoat to appoint Carol Addy.

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

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

**Bid/Purchases/RFPs** - Mr. Cullum made a motion, seconded by Mr. Keisler to approve the following Bids/Purchases/RFPs (Tabs O-P).

**Forty-five 800 MHz Radios with Accessories - Sheriff's Department** - Staff recommended the purchase of forty-five 800 MHz radios with accessories for the Sheriff's Department through State Contract Number DSIT.2009.01. Total cost, including tax, is \$24,492.95.

**Eighteen Laptop Computers - Sheriff's Department** - Staff recommended the purchase of 18 Dell Latitude E6510 Notebooks for the Sheriff's Department from Dell Marketing, LP through State Contract Number 5000008961. Total cost, including tax, is \$29,801.58.

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

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

**Approval of Minutes - Meeting of August 24, 2010** - Mr. Jeffcoat made a motion, seconded by Ms. Summers to approve the August 24, 2010 minutes as submitted.

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

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

**Planning & Administration, J. Carrigg, Jr., Chairman - Ordinance 10-05 - Landscape and Open Space Amendments - 2<sup>nd</sup> Reading** - Mr. Carrigg made a motion, seconded by Mr. Davis to approve second reading.

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

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

**Justice, S. Davis, Chairman - Donation of Vehicle to Gaston Police Department** - Mr. Davis reported the Committee met to consider a request from Chief Pat Regalis of the Gaston Police Department for the donation of one of the Sheriff's Department's dead-lined patrol vehicles. The estimated value of the vehicle is \$2,300. The Committee voted unanimously in favor to recommend to full Council for approval.

Mr. Davis made a motion, seconded by Mr. Banning to approve the donation request.

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

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

**FY10 State Criminal Alien Assistance Program (SCAAP) Grant Award** - Mr. Davis reported the Committee also discussed the acceptance of the FY10 State Criminal Alien Assistance Program Grant award. The award in the amount of \$53,164 requires no County match. However, of this amount, 22 percent (\$11,697) goes to Justice Benefits for gathering the information for the application process. The Committee voted unanimously in favor to recommend to full Council for approval.

Mr. Davis made a motion, seconded by Mr. Derrick to approve acceptance of the grant award.

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

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

**Highway Safety Enhanced DUI Enforcement Grant Award** - Also, Mr. Davis reported the Committee discussed the acceptance of the Highway Safety Enhanced DUI Enforcement Grant award. The award in the amount of \$225,509 requires no County match. The funds will be used for two DUI enforcement officers, operating and capital costs. The Committee voted unanimously in favor to recommend to full Council for approval.

Mr. Davis made a motion, seconded by Mr. Derrick to approve acceptance of the grant award.

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

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

**Public Works, B. Derrick, Chairman - Quail Hollow Lane Dam Pipe Repair** - Mr. Derrick reported the Committee discussed the repairs needed on the pipes that run under Quail Hollow Lane. Staff recommended the expenditure of \$44,289.58 in "C" funds to move forward with the LPA Group to evaluate the various options to correct the problem and provide construction management after the bid process. The Committee voted unanimously in favor to recommend to full Council for approval.

Mr. Derrick made a motion, seconded by Mr. Banning to move forward with staff's recommendation to expend \$44,289.58 in "C" funds to allow the LPA Group to move forward with the engineering.

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

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

**Town of Gaston "C" Fund Request** - Also, Mr. Derrick reported the Committee reviewed the request from Mayor Bivens of the Town of Gaston requesting \$23,000 in "C" funds to pay the required 20 percent local match for the Gaston Highway Beautification Enhancement Grant from SCDOT. The Committee voted unanimously in favor to recommend to full Council for approval.

Mr. Derrick made a motion, seconded by Mr. Cullum to approve the \$23,000 local match from "C" funds for the enhancement project.

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

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

**Budget Amendment Resolutions** - The following Bars were distributed and signed:

11-055 - A supplemental appropriation decrease of \$2,300 for the donation of a 2005 Ford Crown Vic that the Sheriff's Department is donating to the Town of Gaston Police Department.

11-056 - A supplemental appropriation increase of \$53,164 received from the State Criminal Alien Assistance Program (SCAAP) grant award for the Sheriff's Department.

11-057 - A supplemental appropriation decrease of \$205,356 to adjust the budget to match the grant award received from the Highway Safety Enhanced DUI Enforcement grant for the Sheriff's Department.

11-058 - A supplemental appropriation increase of \$29,600 from Central Electric Power Cooperative, Inc. in exchange for an easement on the Batesburg/Leesville Industrial Park property for transmission lines.

11-059 - A supplemental appropriation increase of \$50,000 received from the SC Coordinating Council for Economic Development for Fisher Tank. The funds will be used to assist with roadway improvements at the Batesburg/Leesville Industrial Park.

**Executive Session /Legal Briefing** - During the afternoon Committee of the Whole meeting, Council entered into Executive Session to discuss two personnel and four contractual matters.

**Matters Requiring a Vote as a Result of Executive Session** - At the conclusion of Executive Session, two motions were to be considered.

**Lexington County State Farmer's Market - Second Amendment to Incentive Agreement** - Mr. Cullum made a motion, seconded by Mr. Banning to approve the Second Amendment to Incentive Agreement for a property gift from the Lexington County State Farmer's Market.

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

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

**Contract of Sale** - Mr. Cullum made a motion, seconded by Mr. Derrick to approve the Contract of Sale for the purchase of 1.49 acres in Pelion with CDBG funds for a medical facility.

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

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

Mr. Kinard recessed the meeting until the 6:00 p.m. public hearing.

Mr. Kinard reconvened the meeting.

**6:00 P.M. - Public Hearing - Zoning Text Amendment T10-02 - Comprehensive Administrative Update** - Mr. Kinard opened the public hearing.

Mr. Kinard announced no one signed up in favor or in opposition; therefore, closed the public hearing.

**Motion to Adjourn** - Ms. Summers made a motion, seconded by Mr. Davis to adjourn.

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

Not Present:    Mr. Jeffcoat                Mr. Carrigg  
                      Mr. Banning

There being no further business, the meeting was adjourned.

Respectfully submitted,  
Diana W. Burnett  
Clerk

James E. Kinard, Jr.  
Chairman