

M I N U T E S
LEXINGTON COUNTY COUNCIL
January 18, 2011

Lexington County Council held its meeting on Tuesday, January 18, 2011 in Council Chambers beginning at 4:30 p.m. The regular scheduled meeting for Tuesday, January 11 was cancelled due to inclement weather. Chairman Kinard presided.

Bruce Rucker gave the invocation. Retired Sergeant First Class Dieter Klose led the Pledge of Allegiance.

Members attending:	James E. Kinard, Jr.	William B. Banning, Sr.
	Frank J. Townsend, III	George H. (Smokey) Davis
	Debra B. Summers	Bobby C. Keisler
	Johnny W. Jeffcoat	Kenneth Brad Matthews
	M. Todd Cullum	

Also attending: Katherine Hubbard, 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.

Election of Officers - Chairman - Mr. Kinard opened the floor for the nomination of Chairman.

Mr. Davis nominated Mr. Kinard, seconded by Mr. Cullum.

Mr. Kinard called for further nominations; no further nominations were made.

Mr. Banning made a motion, seconded by Mr. Cullum to close nominations.

In Favor:	Mr. Kinard	Mr. Banning
	Mr. Cullum	Mr. Townsend
	Mr. Davis	Ms. Summers
	Mr. Keisler	Mr. Jeffcoat
	Mr. Matthews	

Vote on Chairman

In Favor:	Mr. Kinard	Mr. Davis
	Mr. Cullum	Mr. Townsend
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	Mr. Matthews
	Mr. Banning	

Vice-Chairman - Mr. Kinard opened the floor for nomination for Vice Chairman.

Ms. Summers nominated Mr. Banning, seconded by Mr. Cullum.

Mr. Kinard called for further nominations; no further nominations were made.

Mr. Davis made a motion, seconded by Mr. Cullum to close nominations.

In Favor:	Mr. Kinard	Mr. Davis
	Mr. Cullum	Mr. Townsend
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	Mr. Matthews
	Mr. Banning	

Vote on Vice-Chairman

In Favor:	Mr. Kinard	Ms. Summers
	Mr. Cullum	Mr. Townsend
	Mr. Davis	Mr. Keisler
	Mr. Jeffcoat	Mr. Matthews
	Mr. Banning	

Appointment of Parliamentarian - Mr. Kinard appointed Mr. Davis to serve as Council's Parliamentarian.

Chairman's Report - Chairman Kinard reported that Council had a very good and intense County Council Strategic Visioning retreat on January 16 & 17 at the McCrady Training Center.

Council Members' Activities and/or Comments - Mr. Keisler publically thanked John Fechtel and his staff for clearing the roads during the recent winter storm.

Mr. Cullum reported he attended a Riverwalk Ceremony and noted that old milestones from Edgefield County have been erected to show a pedestrian how far they have walked. For every stone interval, it is a quarter of a mile.

Administrator's Report - 2010 Spare the Air Calendar Contest Winners - Ms. Synithia Williams, Lexington County Environmental Coordinator, said in order to increase the awareness of air quality issues in South Carolina, Lexington County partnered with SCDHEC and the Department of Education to hold the first Spare the Air Calendar Contest. The contest was open to all Lexington County Public, Private, and Homeschool students in the 5th through 7th grades. Two hundred and ninety-six posters were received from Lexington County. The top 12 entries were reproduced in a 2011 Spare the Air calendar. The grand prize winner is on the cover and the month of January. The grand prize winner received a bike and helmet donated by Bike to Nature. The remaining winners received a Bike to Nature gift card for the purchase of a helmet at a discounted rate and a "goodie" bag created by the Giving Tree and Sun Printing. The "goodie" bags are made of all recycled materials. The winning school will receive a set of air quality alert flags and the participating teachers will receive a school supply gift basket donated by FSI Office Supply. Lexington Medical Center and Waste Management sponsored the printing of the calendars.

The following winners were: Claire Smith, Month of January and Grand Prize winner; Tanner Behling, February; Madison Self, March; Freya Bairdsen, April; Megan Whiting, May; Ansley Cordero, June; Vi Troung, July; Erik Dommers, August; Summer O'Brien, September; Lyndsey Moots, October; Peyton

Reed, November; and Hector Suntillan Vazquez, December.

FY09-10 Audit Report - Mr. Ken Prince - Brittingham, Brown, Prince & Hancock, CPA, LLC - Mr. Prince thanked Council for allowing his firm to serve again as the independent auditor and staff in assisting his firm during the audit process. Mr. Prince gave a brief overview of the audit.

Mr. Prince stated the financial statements were prepared by the County's Finance staff and that Brittingham, Brown, Prince & Hancock, CPA, LLC was able to issue an opinion with no qualifications.

Mr. Prince said in order to gain a very good understanding of the information, he recommended reading the Transmittal Letter, Management Discussion and Analysis, and the Notes to Financial Statements in the CAFR (Comprehensive Annual Financial Report).

Mr. Prince said his firm also provides a report in the Single Audit Section of the CAFR that addresses the County's compliance with Single Audit requirements of OMB Circular A-133 and a Government Auditing Standards report that looks at internal compliance and reported there was one finding, which was addressed.

He said during the year, the County's net assets were \$255,866,668 [p.55], an increase of approximately \$25 million [p.56]. Of this, approximately \$22.8 million [p.56] was from governmental activities and \$2.4 million [p.56] from business type activities leaving approximately \$107 million [p.55] unrestricted and available to meet the County's ongoing obligations.

The County's governmental funds had an ending fund balance of approximately \$99 million [p.57, 59], an increase of approximately \$2.8 million [p.59, 60] over the previous fiscal year. Of this, approximately \$85,770 million [p.57] remains as unreserved.

The General Fund had an ending fund balance of approximately \$60 million [p.57, 59], an increase of approximately \$6 million [p.59, 61] from last fiscal year. This ending fund balance equates to 68.50 [p.48] percent of General Fund expenditures and transfers out for the year.

The General Fund revenues were approximately \$110,139 [p.61] over budget in revenues and expenditures were less than final budget appropriations by approximately \$14,485 million [p.61], which demonstrates that the County is both fiscally responsible and budgetarily conscious.

Mr. Prince noted during 2010, the County retired over \$2 million [p.50] of general obligations bonds and did not issue any new debt. The total bonded debt outstanding at year end was \$42 million [p.50], which is well below the legal debt limit of \$78 million [p.50].

Employee Recognition - Katherine Hubbard, County Administrator - Ms. Hubbard reported the "County Team" (Emergency Management, Law Enforcement, all Public Safety Chiefs, Library Services, Solid Waste Management, Human Resources, Building Services, Public Works, Chief Magistrate, County Administrator, and Deputy County Administrator) met over the past week at 4:00 a.m. and 3:00 p.m. daily, as well as the school districts; national weather service; highway patrol and anyone else Chief Rucker felt was needed to be part of a conference call, to help Council make good decisions on how to run the operations for the County, the schools, and protect the traveling public during inclement weather.

In addition, Ms. Hubbard recognized Information Services, Fleet Services, Central Stores, and Solid

Waste Management who made it possible for the "County Team" to have the equipment and information they needed.

Employee of the 3rd Quarter 2010 - Ms. Hubbard recognized Sharon Bulter, Auditor's Office and Shaun Hammer of Central Stores as the nominees for the Employee of the 3rd Quarter.

Mr. Hubbard presented a plaque to Mr. Hammer as the Employee of the Quarter and a Certificate of Excellence to Ms. Butler.

Additional Information Regarding the FY09-10 Audit Report - Mr. Kinard reported that Mr. Prince had mentioned one finding during his presentation but wanted to report the finding for the record. The finding was in the Treasurer's Department, which is subject to an on-going SLED investigation and, therefore, cannot and will not make additional comments at the present time. However, wanted everyone to know that Council was aware of the finding.

Appointments - Museum Commission - Linda S. Reynolds - Mr. Banning made a motion, seconded by Mr. Cullum to appoint Ms. Linda Reynolds to the Museum Board. Ms. Reynolds replaces Mr. Robert A. Werts.

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

In Favor:	Mr. Kinard	Mr. Banning
	Mr. Cullum	Mr. Townsend
	Mr. Davis	Ms. Summers
	Mr. Keisler	Mr. Jeffcoat
	Mr. Matthews	

Bids/Purchases/RFPs - A motion was made by Mr. Keisler, seconded by Mr. Cullum to approve the following Bids/Purchases/RFPs (Tab - G).

Construction of Ten (10) Concrete Slabs - Solid Waste Management - Competitive bids were solicited for the construction of ten (10) concrete slabs at various recycling collection sites. Fourteen (14) responsive bids were received. Staff recommended the award of Option 1 (Dramix) to the lowest responsive, responsible bidder, Charlie Price Paving Company, Inc. for a bid amount of \$36,867.80.

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

In Favor:	Mr. Kinard	Mr. Keisler
	Mr. Cullum	Mr. Townsend
	Mr. Davis	Ms. Summers
	Mr. Jeffcoat	Mr. Matthews
	Mr. Banning	

Zoning Amendment - Zoning Map Amendment M10-01 - Fairway Ridge Dr., P/O Amicks Ferry Rd. and P/O Timberlake Dr. - 3rd and Final Reading - Mr. Jeffcoat made a motion, seconded by Mr. Davis to approve third and final reading of Zoning Map Amendment M10-01.

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

In Favor: Mr. Kinard Mr. Jeffcoat
 Mr. Davis Mr. Townsend
 Ms. Summers Mr. Keisler
 Mr. Matthews Mr. Banning
 Mr. Cullum

Committee Reports - Committee of the Whole, J. Kinard, Chairman - NPDES NOI and Draft MS4 Permit - Mr. Kinard reported the Committee of the Whole met during the afternoon and received a presentation from Ms. Synithia Williams, Environmental Coordinator, on the NPDES NOI and Draft MS4 Permit. The County is required to submit its Notice of Intent (NOI), permit application, under the draft permit in order to extend coverage under the current permit while the draft is being finalized. The Committee voted in favor to recommend to full Council for approval.

Mr. Cullum made a motion, seconded by Mr. Banning to Cullum to approve.

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

In Favor: Mr. Kinard Mr. Cullum
 Mr. Banning Mr. Townsend
 Mr. Davis Ms. Summers
 Mr. Keisler Mr. Jeffcoat
 Mr. Matthews

SCDOT Road Mileage Exchange Required for A.C. Bouknight Road - Also, the Committee received information from John Fechtel, Director of Public Works, on the SCDOT Road Mileage Exchange. SCDOT will accept A.C. Bouknight Road, which is 2.3 miles long, into their road maintenance system. In exchange, the County will accept from SCDOT the dirt portions of Platt Springs Road (1.77 miles) and Stevens Creek Road (0.61 miles) for a total of 2.38 miles. The Committee voted in favor to recommend to full Council for approval.

Mr. Banning made a motion, seconded by Mr. Jeffcoat to approve the acceptance of the dirt portions of Platt Springs Road and Stevens Creek Road.

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

In Favor: Mr. Kinard Mr. Banning
 Mr. Jeffcoat Mr. Townsend
 Mr. Davis Ms. Summers
 Mr. Keisler Mr. Matthews
 Mr. Cullum

Budget Amendment Resolutions - The following BARs were distributed and signed:

11-079 - A supplemental appropriation increase of \$3,372 for Library Services. This transaction is to show the revenue the County received from the insurance company for an accident that was determined to be the fault of the other party.

11-080 - A supplemental appropriation increase of \$2,500,000 to establish a budget to record the revenue

received from the SC Department of Commerce. This is for the agreement between the SC Department of Commerce, Amazon.com. and Lexington County for infrastructure and site improvements made to the Saxe Gotha Industrial Park.

11-081 - A supplemental appropriation increase of \$318,429 for funds received from Mid-Carolina Electric Cooperative and Central Electric Power Cooperative as part of the SC Rural Development of Act of 1996. This is for infrastructure payments toward Project Air.

11-082 - A supplemental appropriation increase of \$15,400. The State Election Commission donated 22 laptops to the Lexington County Registration & Elections Commission and this transaction is to record the laptops as fixed assets and market value.

11-083 - A supplemental appropriation increase of \$15,957 for donations Fire Service received from the Joint Municipal Water and Sewer Commission and from the 1% Fire Service Fund. This transaction is to record the donated items as fixed assets and market value.

Old Business/New Business - None

Executive Session/Legal Briefing - Mr. Kinard reported Executive Session consisting of one contractual and one legal matter were discussed and completed during the afternoon Committee of the Whole meeting.

Matters Requiring a Vote as a Result of Executive Session - Mr. Kinard reported as a result of Executive Session there were no motions to be considered.

Motion to Adjourn - Mr. Banning made a motion, seconded by Mr. Matthews to adjourn.

In Favor:	Mr. Kinard	Mr. Banning
	Mr. Matthews	Mr. Townsend
	Mr. Davis	Ms. Summers
	Mr. Keisler	Mr. Jeffcoat
	Mr. Cullum	

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett
Clerk

James E. Kinard, Jr.
Chairman