

M I N U T E S
LEXINGTON COUNTY COUNCIL
September 25, 2012

Lexington County Council held its meeting on Tuesday, September 25, 2012 in Council Chambers beginning at 4:30 p.m. Chairman Banning presided.

Matters Requiring a Vote as a Result of Executive Session - During the Committee of the Whole, Council entered into Executive Session to discuss one personnel issue. There was no motion to be considered.

Mr. Ron Scott, Director of Community Development, gave the invocation. Mr. Bill Walker, former USAF, led the Pledge of Allegiance.

Members attending:	William B. Banning, Sr.	James E. Kinard, Jr.
	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: Joe Mergo, III, County Administrator; John Fechtel, Deputy County Administrator; Larry Porth, Finance Director/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.

Presentations - Community Impact of the Columbia Museum of Arts - Karen Brosius, Executive Director - Ms. Brosius gave a brief Powerpoint presentation on Engaging the Community and Enriching the State. In FY2012 twenty percent of the Museum's members, which is 3,000, and seventeen percent of its visitors came from Lexington County. In addition, 20 Lexington County schools attended the museum for educational tours. Ms. Brosius provided information from a 2009 study conducted by Miley Gallo & Associates, LLC that shows the economic impact for the community, the city, the state and the region to be more than \$23 million; supports 370 jobs; and spends approximately \$8.2 million on lodging, food and beverages.

Ms. Brosius invited Council to the Public Officials' Appreciation breakfast at the Museum on Wednesday, October 10, at 8:00 a.m.

Presentation of the Barrett Lawrimore Award to Lexington and Richland County - Presented by Anna Berger, SCAC Director of Research and Training - Ms. Berger was on hand to re-present the 2012 Barrett Lawrimore Regional Cooperation plaque to Council that Lexington and Richland Counties received during the 2012 SCAC annual conference in August. Lexington and Richland Counties received the award for partnering with Pawmetto Lifeline to build the new Meyer-Finlay Pet Adoption Center of Lexington and Richland Counties.

Special Recognition - Mr. Banning recognized Benjamin Connelly, Boy Scouts Troop 425 of Zion Lutheran Church in Lexington.

Chairman's Report - Mr. Banning reported he has received copies of resolutions from 7 of the 14 municipalities that have approved a resolution for the airport connector. Also, Mr. Banning provided the following reminders: open enrollment for County employees' health benefits; registration for the Lexington County Industry Appreciation golf tournament is due; SCAC fall meeting is October 19; and November 15 is the 2nd Annual Lexington County/Municipal Strategic Planning Session.

Council Members' Reports/Comments - Ms. Summers reported she attended an event put on by the Palmetto Conservation group that brought people in from all over the state to talk about paddling in our rivers and to promote the environment for keeping our rivers clean and safe.

The Administrator's Report - Green is Good for Business - Mr. Mergo applauded staff who participated in the Green is Good for Business conference.

Appointments - Nancy K. Perry Children's Shelter - Iris Jeffcoat - Mr. Kinard made a motion, seconded by Mr. Jeffcoat to appoint Ms. Iris Jeffcoat. Ms. Jeffcoat replaces Ms. Suzanne Hackett.

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

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

Accommodations Tax Board - Jacquelyn McNeill - Ms. Summers made a motion, seconded by Mr. Davis to reappoint Ms. McNeill.

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

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

Accommodations Tax Board - Kevin Reeley - Mr. Cullum made a motion, seconded by Mr. Keisler to reappoint Mr. Reeley.

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

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

Bids/Purchases/RFPs - Prior to the motion, Mr. Banning announced that Tab S - Agilent GCMS System or Equal (Grant Funds) - Sheriff's Department has been pulled from the agenda.

Mr. Jeffcoat made a motion, seconded by Ms. Summers to approve the following bids/purchases/RFPs (Tabs R, T, U, and V).

Pre-Trial Services - Magistrate's Office - A Request for Proposal (RFP) was utilized to establish a contract with a consulting firm to provide Pre-Trial Services for Magistrate Court Services. The estimated cost for providing the services is \$34,822. Only one (1) proposal was received. The Committee recommended the award of the contract to Pretrial Justice Institute.

Eighteen (18) 800 MHz Radios with Accessories - Sheriff's Department - Staff recommended the purchase of eighteen (18) 800 MHz radios with accessories for the Sheriff's Department. The radios will be purchase from Motorola through State Contract Number 500011320. Total cost, including tax, is \$90,131.91.

Fleet Vehicle Replacement, Additions, and Accessories - Sheriff's Department - Staff recommended the purchase of 32 fleet vehicles with any emergency equipment/installation and accessories for the Sheriff's Department. The vehicles will be purchase from Love Chevrolet through State Contract Numbers 4400002993 and 4400004322. The accessories will be purchased from Dana Safety Supply through State Contract Number 440001051 and the lights and accessories will be purchased from the low bidder, West Chatham Warning Device. Total cost, including tax, is \$857,903.74.

Request for Approval to Utilize the Competitive Sealed Proposal Process for a LiveScan Sex Offender Portable Unit - Sheriff's Department - Staff requested the use of the Request for Proposal Qualifications (RFPQ) process to seek qualifications from potential respondents for the acquisition of a LiveScan Sex Offender Portable Unit for the Sheriff's Department. Due to the scope of the project, it is not practical or advantageous to write a comprehensive set of specifications that may limit resources or restrict competition. A review panel will be responsible for reviewing and evaluating proposals based upon specific evaluation factors.

Mr. Banning opened the meeting for discussion.

Mr. Matthews asked for a brief synopsis of the LiveScan Sex Offender Portable Unit and its benefits.

Col. Paavel said the unit will allow taking fingerprints in remote locations. The intent is to set up an area within the Sheriff's Department to take fingerprints of sex offenders who have to come in and register on a regular basis. Currently, in order the get their fingerprints, the individual has to go inside the Detention Center.

Mr. Davis asked how many sex offenders are registered in the County.

Col. Paavel responded, well over 400.

Mr. Banning called for further discussion; none occurred.

In Favor:	Mr. Banning	Mr. Jeffcoat
	Ms. Summers	Mr. Kinard

Mr. Townsend	Mr. Davis
Mr. Keisler	Mr. Matthews
Mr. Cullum	

Ordinance - Ordinance 12-11 - An Ordinance to Amend Article III, Division 2, Section 34-92 (Powers, Duties, and Authority of Lexington County Health Services District) - of the Lexington County Code - 2nd Reading- Mr. Davis made a motion, seconded by Mr. Cullum to approve second reading.

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

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

For clarification, Mr. Cullum asked if this is the same language that was approved at first reading.

Mr. Banning responded, yes; the original version.

Committee Reports - Public Works & Solid Waste Management, T. Cullum, Chairman - Ordinance 12-13 - Ordinance Extending the Residential Solid Waste Franchise Contracts - 1st Reading (Tentative) - Mr. Cullum announced the item was postponed to the October 9th meeting.

Justice, S. Davis, Chairman - Paul Coverdell Forensic Science Improvements Grant Award (Goal 1) - Mr. Davis reported the Justice Committee met earlier in the day to consider acceptance of the Paul Coverdell Forensic Science Improvement Grant award. The award in the amount of \$15,760 requires no County match. The Committee voted unanimously to recommend to full Council for approval.

Mr. Davis made a motion, seconded by Mr. Jeffcoat to accept the award.

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

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

Violence Against Women Act (VAWA) Grant Award (Goal 1) - Also, the Committee discussed the acceptance of the Violence Against Women Act Grant award. The award in the amount of \$73,769 requires a 25% in-kind match. The Committee voted unanimously to recommend to full Council for approval.

Mr. Davis made a motion, seconded by Mr. Cullum to accept the award.

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

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

Sheriff's Department Grants for FY2011-2012 - Mr. Davis reported during the Committee meeting, he had asked Col. Paavel to provide an update on the amount of grants that the Sheriff's Department had brought into the county for fiscal year 2011-2012. The amount received was approximately \$900,000 with a total county match of \$42,000.

Health & Human Services, B. Matthews, Chairman - Appointment of Code Enforcement Officers (Animal Services) - Mr. Matthews reported the Health & Human Services met to consider the appointment of two Code Enforcement Officers. The Committee voted unanimously to recommend to full Council the appointments of Ms. Julie Davis and Mr. Stephen Robertson as Code Enforcement Officers.

Mr. Matthews made a motion, seconded by Mr. Kinard to appoint Ms. Julie Davis and Mr. Stephen Robertson as Code Enforcement Officers.

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

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

Mr. Banning convened the **County Transportation Committee (CTC)**.

County Transportation Committee, B. Banning, Sr., Chairman - Chariot Street - The Public Works Committee met on Monday, September 10, 2012, to consider the paving of Chariot Street. Following is the Committee Report:

Mr. Randy Edwards presented information for the paving of Chariot Street. He reported that the County's cost to pave the dirt road is estimated at \$123,000. Mr. Edward pointed out these facts: 1) Riley's Drug Store has relocated to the corner of Highway 1 and Chariot, 2) Lexington Recreation Commission has requested paving due the high traffic accessing the soccer complex on Duffie Road; 3) The Jim Hudson car dealership does not use the road due to the dust created; 4) Average Daily Traffic count is currently 400. Staff recommends paving the road due to the high volume of traffic on Chariot Street using funds from the Economic Development portion of the C-Fund Program. (Funds would be transferred to a new account from the Unclassified account 2700-121301-539900 which has an available balance of \$122,850.)

The Public Works Committee voted in favor, with one opposed (Mr. Kinard), to recommend to the Lexington County Transportation Committee (CTC) to approve the paving of Chariot Street using funds from the Economic Development portion of the C-Fund Program for \$123,000.

Mr. Cullum made a motion, seconded by Mr. Jeffcoat to approve the paving of Chariot Street.

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

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

Abstained: Mr. Kinard Mr. Townsend

Frye Road - The Public Works Committee met on Monday, September 10, 2012, to consider the paving of Frye Road. Following is the Committee Report:

Mr. Randy Edwards presented information for the paving of Frye Road. He reported that the County's cost to pave the dirt road is estimated at \$96,000. Sox and Sons Construction has provided an estimate of \$75,000 for paving at a 25 percent savings for the remaining portion of Frye Road. All residents have agreed to provide right-of-way and storm drainage easement as required. Staff recommends funding through the C-Fund Program Unclassified account 2700-121300-539900 which has an available balance of \$181,495.

The Public Works Committee voted in favor, with two opposed (Mr. Kinard and Mr. Keisler), to recommend to the Lexington County Transportation Committee (CTC) to approve the paving of Frye Road by Sox and Sons Construction not to exceed the estimated \$75,000 and must go through Lexington School District One, Sox and Sons and County Procurement.

Mr. Davis made a motion, seconded by Mr. Jeffcoat to approve the paving of Frye Road.

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

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

Abstained: Mr. Kinard

West Columbia and Cayce C-Fund Request - The Public Works Committee met on Tuesday, September 11, 2012, to consider West Columbia and Cayce C-Fund requests. Following is the Committee Report:

Mr. Jim Starling presented C-Fund requests from the City of West Columbia and the City of Cayce. The City of West Columbia is requesting \$40,000 in matching funds for their Triangle City Streetscape and Beautification Enhancement Grant Project which is estimated at a total cost of \$543,750. West Columbia had previously received \$45,920 in matching funds from the County, leaving a balance of \$40,000.

The City of Cayce is requesting \$25,000 for repairs and upgrades for two existing wooden/brick stairways at the Guignard Park. Funds for both are available in the C-Fund Special Projects - Unclassified Account

2700-1213-539900. (The account has an unencumbered amount of \$180,933.)

The Public Works Committee voted unanimously in favor to recommend to the Lexington County Transportation Committee (CTC) for approval of both C-Fund requests for the City of West Columbia and the City of Cayce.

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

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

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

Mr. Davis made a motion, seconded by Ms. Summers to adjourn the County Transportation Committee (CTC).

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

Mr. Banning reconvened the 4:30 p.m. Council meeting.

Committee of the Whole, B. Banning, Sr., Chairman - Resolution R12-7 - Declaring the Intention of Lexington County, SC (the Issuer) to Reimburse Itself for Certain Expenditures With the Proceeds of Debt to the Issued by the Issuer - Mr. Jeffcoat made a motion, seconded by Mr. Davis to approve.

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

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

Ordinance 12-12 – Authorizing the Issuance, Sale & Delivery of G.O. Bonds Not Exceeding \$26 Million (\$5.575 Million Refunding of Series 2006B Bonds and Issuance of \$3 Million for EOC Center Construction and \$17 Million for Economic Development - 1st Reading - Mr. Davis made a motion, seconded by Mr. Jeffcoat to approve 1st reading.

Mr. Banning opened the meeting for discussion.

Mr. Kinard said this is first reading and the numbers may change depending on deliberations. The purpose is so the County can save money in refinancing the original bonds. The ordinance will require a public

hearing and two more readings.

Mr. Banning called for further discussion; none occurred.

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

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

13-041 - An appropriation transfer of \$963,000 to change the description of the capital line items to more adequately describe the vehicles being purchased by the Sheriff's Department.

13-042 - An appropriation transfer of \$18,085 and a supplemental appropriation decrease of \$49,960. The Violence Against Women Act (VAWA) grant award was less than the applied amount. This transaction is to adjust the budget to the award amount and transfer additional funds to cover salary and operating cost that were not covered by the grant award.

13-043 - A supplemental appropriation decrease in the amount of \$8,140. The Paul Coverdell Forensic Science grant award was less than the applied amount and this transaction is to adjust the budget to the award amount.

13-044 - An appropriation transfer of \$273,780 and an appropriation transfer of \$225,410 to reallocate funds in the CDBG 2011 Annual Action Plan toward new projects.

13-045 - An appropriation transfer of \$101,503 to reallocate funds in the HOME Program toward new projects.

Old Business/New Business - None.

Executive Session - Mr. Banning announced that Council needed to go back into Executive Session to discuss one Economic Development issue.

Mr. Jeffcoat made a motion, seconded by Ms. Summers to go into Executive Session.

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

Abstained: Mr. Cullum

Matters Requiring a Vote as a Result of Executive Session - Reporting out of Executive Session, Mr. Banning reported there was not vote to be taken.

6:00 P.M. - Public Hearing - Ordinance 12-08 - An Ordinance Authorizing the Conveyance of 8.90

Acres, More or Less, to the Town of Lexington - Mr. Banning opened the public hearing.

Mr. Banning announced no one signed up in favor or opposition of Ordinance 12-08.

Mr. Banning closed the Public Hearing.

Adjournment - Mr. Jeffcoat made a motion, seconded by Mr. Townsend to adjourn the meeting.

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

Not Present:	Mr. Kinard	Mr. Cullum
--------------	------------	------------

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett
Clerk

William B. Banning, Sr.
Chairman