

M I N U T E S
LEXINGTON COUNTY COUNCIL
January 22, 2013

Lexington County Council held its regularly scheduled meeting on Tuesday, January 22, 2013 in Council Chambers beginning at 4:30 p.m. Chairman Banning presided.

Chairman Banning reported that Councilman Jeffcoat had to leave to attend a funeral for a member of his immediate family. Mr. Jeffcoat arrived after the meeting was in progress.*

Councilman Cullum gave the invocation. Mr. Tom Robinson, who served with the US Navy from 1962-1968 and a volunteer Reserve Sergeant with the Lexington County Sheriff's Department, led the Pledge of Allegiance.

Members attending:	William B. Banning, Sr.	James E. Kinard, Jr.
	Frank J. Townsend, III	M. Kent Collins
	Debra B. Summers	Bobby C. Keisler
	Johnny W. Jeffcoat *	Kenneth Brad Matthews
	M. Todd Cullum	

Also attending: Joe Mergo, III, County Administrator; Randy Poston, Interim Finance Director; John Fechtel, 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.

Presentations - Presentation of Utility Tax Credit Funds from Spirit Communications and PalmettoNet to the County of Lexington to Support Economic Development in Lexington County - Roberts Keane, CEO and President - Mr. Keane presented a check in the amount of \$160,000 representing Utility Tax Credit Funds from Spirit Communications and PalmettoNet to support Economic Development in Lexington County.

2012 Spare the Air Calendar Contest Winners - Synithia Williams, Environmental Coordinator- Ms. Williams noted over 150 posters were received from Lexington County. The top 12 entries were reproduced in a 2013 Spare the Air calendar. The grand prize winner is featured on the cover and the month of January and received a bike and helmet. The remaining winners received a "goodie" bag and a Wal-Mart gift card. Additionally, the teachers will receive a school supply gift basket donated by FSI Office Supply.

The following winners are: Isaac Tapia, cover of the calendar and month of January and grand prize winner; Jessica Rodriguez, February; Tristan Keisler, March; Alison Enlo, April; Austin Powell, May; Annabelle Summers, June; Mitchell Stevens, July; Nia Rauch, August; Taylor Mathias, September; Prospero Olvera, October; Lisi Lopez, November; and Sierra Hickox, December.

Chairman's Report - Mr. Banning reported on the following events he attended: Jan. 9 - REMI Economic Forecasting Data Analysis & Policy Analysis; Jan. 10 - COG Transportation Subcommittee Meeting and Planning and GIS Maptopia Training; Jan. 15 - He, Councilman Jeffcoat, and John Fechtel met with Karen Woodward and Jeff Salters regarding the Corley Mill Road; He, John Fechtel, and Wrenn Barrett met Debra Roundtree with the State Infrastructure Bank; Jan. 16 - Legislative Alert on Flow Control; and Jan. 17 - Met with Senator Tim Scott and attended the Lexington County Delegation Meeting at LMC.

Presentation of Resolution - Sheriff James R. Metts Presented by Councilman Jeffcoat - Members of Council presented a resolution to Sheriff Metts honoring him for his four decades of distinguished service as Lexington County's chief law enforcement officer.

Administrator's Report - Mr. Mergo announced the Council meeting is now being live-streamed on the County's website.

Moody's Investor Service - Mr. Mergo announced Moody's Investor Service has upgraded the County's bond rating from AA2 to AA1.

Employee Recognition - Joe Mergo, County Administrator - None.

Appointments - Boards and Commissions - River Alliance - Mike Crapps and Christopher Kueny - Mr. Cullum made a motion, seconded by Ms. Summers to reappoint Mr. Crapps as the Citizen appointee and Mr. Kueny as the Economic Development appointee.

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

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

Board of Zoning & Appeals - Morris K. Phillips - On behalf of Chairman Banning, Mr. Jeffcoat made a motion, seconded by Mr. Kinard to reappoint Mr. Phillips.

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

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

Bids/Purchases/RFPs - Prior to taking action, Mr. Banning reported that action was being delayed on Tab W (Legal Services for Economic Development).

A motion was made by Mr. Kinard, seconded by Ms. Summers to approve Tabs V, X Y, Z, and 1.

Vending Machine Services (Term Contract) - Countywide - Bids were received for a term contract for vending machine services. The term of the contract will be for the initial period of one (1) year with the option to extend the contract additional one (1) year periods, if deemed to be in the best interest of the County. Two (2) bids were received. Staff recommended the award of the bid to Snacktime Promotions.

ECC/EOC Technology Infrastructure - Public Safety - Staff recommended the award of the ECC/EOC Technology Infrastructure to the following vendors under the appropriation State Contract: Data Network Solutions (Install/Training) - State Contract #4400002812 - \$42,403.48; Data Network Solutions - State Contract #4400002812 - \$369,890.79; Dell - State Contract #5000008961 - \$134,579.67; and Accu-Tech Corporation - State Contract #4400001563 - \$35,915.83. Total cost, including tax, is \$582,789.77.

Voice Print Recording/Logging (Sole Source) - Public Safety/911 Communications - Staff recommended the purchase of the Voice Print Recording/Logging system for Public Safety/Communications from the sole source provider, Replay Systems. This is deemed a sole source as Replay Systems is the current vendor for the existing system and the only local distributor. Total cost, including tax, is \$233,185.53.

Lexington County Detention Center Camera Project - Sheriff's Department - The Sheriff's Department requested a Request for Proposal (RFP) to solicit proposals from qualified professionals to provide the complete installation and purchase of a surveillance equipment camera system for the Detention Center. Four (4) proposals were received. Staff recommended the award of the contract to Communication Managements, Inc. for a total cost of \$88,040.29.

Transfer Station Improvements at the Edmund Landfill - Solid Waste Management - Bids were solicited for transfer station improvements at the Edmund Landfill. One (1) responsive bid was received. Staff recommended to award Bid Option #1 - Perimeter Wall and Bid Option #2- Push Wall to the lowest, responsible bidder, Hutchins, Hutchins, Smith, LLC for the amount of \$31,400.

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

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

Committee Reports - Justice, J. Kinard, Chairman - DUI Prosecutor Grant Application - Mr. Kinard reported during the afternoon meeting of the Justice Committee, a member of the Solicitor's Office requested permission to apply for the DUI Prosecutor grant. The grant application in the amount of \$75,000 requires no County match. This is the 4th year funding request. The Committee voted unanimously to recommend to full Council for approval.

Mr. Kinard made a motion, seconded by Mr. Jeffcoat to approve the request.

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

Ms. Summers	Mr. Keisler
Mr. Jeffcoat	Mr. Matthews
Mr. Cullum	

Health & Human Services, B. Matthews, Chairman - Appointment of Code Enforcement Officer -

Mr. Matthews reported the Committee met and voted unanimously to recommend to full Council to approve the appointment of Xavier Rodriguez as a Code Enforcement Officer.

Mr. Matthews made a motion, seconded by Mr. Kinard to approve the appointment of Xavier Rodriguez.

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

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

Hazardous Material Emergency Preparedness (HMEP) Grant Award - Mr. Matthews reported the Committee met to consider the acceptance of the Hazardous Material Emergency Preparedness program award. The award in the amount of \$7,300 requires a 20% in-kind match, which would come from a portion of the Emergency Management personnel salary.

Mr. Matthews made a motion, seconded by Ms. Summers to approve acceptance of the grant award.

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

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

Public Works & Solid Waste Management, T. Cullum, Chairman - S-48 Columbia Avenue Local Public Agency Agreement - Mr. Cullum reported the Committee met during the afternoon to review and consider the approval of the Local Public Agency Agreement. The purpose of the agreement is to allow the county to manage the Columbia Avenue project (S-48). The County attorney has reviewed. The Committee voted in favor to recommend to full Council for approval.

Mr. Cullum made a motion, seconded by Mr. Jeffcoat to approve the agreement contingent upon final approval with SCDOT and the County attorney.

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

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

Mr. Matthews

2012 NPDES MS4 Annual Report - Also, the Committee received a report on the 2012 NPDES MS4 annual report, which the County is required to report to DHEC annually. The report reflects updates in milestones achieved during 2012. The Committee voted unanimously in favor to recommend to full Council to allow staff to file the report with DHEC.

Mr. Cullum made a motion, seconded by Mr. Kinard to allow staff to file the report (**2012 NPDES MS4 Annual Report**) with DHEC.

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

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

Old Business/New Business - Assignment & Assumption Agreement - Earth Waste, Inc. and Waste Industries, LLC - As an item of new business, the Committee reviewed the Assignment & Assumption Agreement Contract for the residential franchise from Earth Waste, Inc. to Waste Industries, LLC. The County attorney has reviewed and approved the document. The Committee voted unanimously to recommend to full Council for approval.

Mr. Cullum made a motion, seconded by Mr. Jeffcoat to approve the Assignment of the Residential Solid Waste Franchise from Earth Waste, Inc. to Waste Industries, LLC.

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

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

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

13-087 - A supplemental appropriation increase of \$626,397. Public Works pulled a Contractor's Performance Bond to complete work that is needed in the Palmetto Shores Subdivision.

13-088 - A supplemental appropriation increase of \$25,000 to cover a budget shortfall in the Public Defender's Office due to an increase of indigent defense cases.

13-089 - A supplemental appropriation increase of \$7,300. Emergency Preparedness was awarded the Hazardous Materials Emergency Preparedness (HMEP) grant.

13-090 - An appropriation transfer of \$441,000. During the budget process, EMS was approved to purchase three new EMS units. EMS will purchase two of the current approved ambulances, but will re-

mount one on a new trial chassis platform and replace the current Logistics “Vanbalance”.

13-091 - An appropriation transfer of \$54,480 to cover the cost of the security fence relocation at the Lexington County Airport at Pelion.

Matters Requiring a Vote as a Result of Executive Session - Mr. Banning reported Council went into Executive Session during the Committee of the Whole to discuss seven legal and two personnel matters. As a result of Executive Session, there were no motions to be considered.

Motion to Adjourn - Mr. Townsend made a motion, seconded by Mr. Cullum to adjourn.

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

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett
Clerk

William B. Banning, Sr.
Chairman