

MINUTES
LEXINGTON COUNTY COUNCIL
May 14, 2013

Lexington County Council held its regularly scheduled meeting on Tuesday, May 14, 2013 in Council Chambers beginning at 4:30 p.m. Chairman Banning presided.

Executive Session - During the afternoon meeting of the Budget Worksession, Council went into Executive Session to discuss three (3) contractual matters.

Matters Requiring a Vote as a Result of Executive Session - As a result of Executive Session, there were no motions to be considered

Mr. Banning expressed condolences to Wrenn Barrett, Director of Public Works, on the loss of his father-in-law. In addition, he wished Mr. Mergo a happy birthday.

Mr. Mergo gave the invocation. Joel C. Turner, a Korean War veteran, 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, Chief Financial Officer; 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.

Presentation - 2012 South Carolina Association of Counties (SCAC) Safety Achievement Award - Presented by John Henderson, SCAC Risk Manager - Mr. Henderson re-presented the 2012 SCAC Outstanding Safety Achievement Award that the County received on January 24, 2013 during the annual SCAC Insurance Trust meeting in Myrtle Beach.

Chairman's Report - Mr. Banning reported he, Mr. Jeffcoat, Ms. Summers, Mr. Fechtel, and Mr. Lundeen will be guardians on the Honor Flight on May 22. There will be 100 veterans onboard.

Also, on May 8, he attended the 12,000-year History Park meeting and on May 13, he and Mr. Mergo met with Richland County's administrator, and chairman and vice-chairman of Richland County Council to share ideas and information.

Administrator's Report - Mr. Mergo announced the 2013 Firefighter's Boot Drive will be May 16-18.

Emergency Preparedness Coordinator - Mr. David Kerr, Director of Public Safety, formally

introduced Mr. Michael Kalec as the new Emergency Preparedness Coordinator.

Employee Recognition - Mr. Mergo reported the Lexington Medical Center's Heart Center (LMC) was recently awarded the 2013 Mission: Lifeline Receiving Center Silver Level Recognition Award for STEMI (ST Segment Elevation Myocardial Infarction). As a result, Lexington Medical Center contacted Public Safety/EMS personnel to thank them for their hard work in assistance. In order for Lexington Medical Center to receive the award, one of the criteria was that 75% or more of the direct admit STEMI patients who arrive via EMS must have first medical contact, to device time that is less than 90 minutes, which helped LMC reach compliance.

Mr. Mergo recognized Ms. Janice Telfair and Ms. JoLynn Hinz for their leadership during the 2013 Midlands Health Walk. As a result, Lexington County was named Top Midlands County in both donations and participants in the 2013 Midlands Heart Walk. Under their leadership, Lexington County raised \$12,629.57.

Resolutions - Honoring Lexington County Fallen Heroes and National Public Works Week - Mr. Keisler made a motion, seconded by Ms. Summers to approve the resolutions.

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

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

Bids/Purchases/RFPs - A motion was made by Mr. Jeffcoat, seconded by Mr. Kinard to approve Tabs C, D, E, and F.

Three (3) HeartStart MRX ALS Monitors - Public Safety/EMS - Bids were solicited for three (3) HeartStart MRX ALS monitors for Public Safety/EMS. Two (2) bids and one (1) no bid were received. Staff recommended the award of the bid to Bound Tree Medical, LLC. Total cost, including tax, is \$70,543.38.

Twenty-seven (27) Cardiac Monitor Upgrades - Sole Source - Public Safety/EMS - Staff recommended the purchases of licenses and install upgrades to existing Philips MRX Heartstart cardiac monitors to the sole source provider, Philips Healthcare. This has been deemed a sole source as they are the only vendor that can provide the upgrade and still maintain the manufacturer's warranty. Total cost, including tax, is \$62,022.55.

Ball Park Road (S-32-1173) Turn Lane Addition - Public Works - Bids were solicited for improvements to Ball Park Road. The project consists of providing all materials, equipment, and labor for widening a section of Ball Park Road to provide a turn lane into the Collection and Recycling center and re-aligning the intersection with Cat's Paw Road. The project will include grading, associated drainage improvements, hot mix asphalt overlay to the existing portion of the paved road and placing asphalt pavement to the unpaved surface. Four (4) responsive bids and one (1) no-bid were received. Staff recommended the award of the bid to Cherokee, Inc. Total cost, including tax, is \$127,102.61

Turf Erosion Reinforcement Materials - Term Contract - Solid Waste Management - Bids were solicited for a term contract for turf erosion reinforcement materials for Solid Waste Management. Staff recommended making multiple awards to the lowest responsive and responsible bidder per line item. The estimated annual cost is \$47,508, including applicable tax. The award of the contract shall be for the initial period of one (1) year with the option to extend the contract additional one (1) year periods, if deemed in the best interest of the County.

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

Approval of Minutes - Meeting of March 26, 2013 and Meeting of April 9, 2013 - Ms. Summers made a motion, seconded by Mr. Townsend to approve the minutes as submitted.

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

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

Ordinance(s) - Ordinance 13-03 - An Ordinance Authorizing the Lease of the Courthouse Plaza to the Town of Lexington for Special Events - 3rd and Final Reading - Ms. Summers made a motion, seconded by Mr. Townsend to approve.

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

Ordinance 13-04 - Ordinance Approving the Conveyance of Real Estate from the County of Lexington to Broad River-Friarsgate, LLC - 2nd Reading - Mr. Jeffcoat made a motion, seconded by Mr. Keisler to approve.

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

Committee Reports – Planning & Administration, D. Summers, Chairman - Library Services and Technology Act (LSTA) Grant Award - Ms. Summers reported the request to apply for the LSTA grant

was approved at the April 9, 2013 meeting. The SC State Library approved the application request and awarded Library Services \$529 that required an in-kind match of \$1,169.

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

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

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

Budget Amendment Resolutions - The following BARs were signed:

13-124 - A supplemental appropriation increase of \$529 for Library Services. The Library was awarded the Library Services and Technology Act Grant and this transaction is to establish a budget for the award.

13-126 - A supplemental appropriation increase of \$42,119 for Public Safety/Communications. Public Safety received its first reimbursement check for capital expenditures related to the 911 & CAD systems for the new ECC/EOC building.

13-127 - A supplemental appropriation increase of \$100,000 to establish a budget for the Administrative/Engineering costs related to the S-48 (Columbia Avenue) project.

13-128 - An appropriation transfer of \$33,850 to establish an account to have a space study performed at the Ball Park Road complex (Building Services, Fleet Services, Central Stores, EMS, and Public Works).

13-129 - A supplemental appropriation increase of a \$50.00 donation received from Mid-Carolina Electric Cooperative for Public Safety/EMS.

13-130 - An appropriation transfer of \$26,554 in Library Services. In early 2012, the SC Association of Public Library Administrators notified public libraries that they would receive additional funding from the SC Education Lottery Funds in the spring of 2013; however, the Legislators cut this out of the budget. Because funds were not received, the library is using Library State Funds to purchase some capital items that they had planned to purchase with lottery funds.

13-131- A supplemental appropriation increase of \$15,000 to cover the additional costs associated with the increased number of indigent defense cases the Public Defender's Office are handling that were not included the FY12-13 budget.

2013 Public Facility of the Year - Mr. Cullum announced the new Cayce Tennis & Fitness Center was named the 2013 Public Facility of the Year by the Professional Tennis Registry (PRT) and commended the Lexington County Recreation and Aging Commission and the City of Cayce. Mr. Cullum said this is only the second time in the Professional Tennis Registry history that a South Carolina public tennis center has received the Public Facility of the Year honor.

Old Business/New Business - As an item of old business, Mr. Banning reminded Council that the

Columbia Relations Council will have their annual luncheon on June 12 where they will be honoring Senator Setzler and Senator Courson and USC President Pastides. Please let the Clerk to Council know if you would like to attend.

Airport High School and Lexington High School - Mr. Mergo announced that Lexington High School (4A) and Airport High School (3A) boy's baseball teams are playing for state championship this weekend.

Mr. Banning adjourned the meeting until the 6:00 p.m. public hearings.

Mr. Banning reconvened the meeting in General Session.

6:00 P.M. - Public Hearings - Council members present: Banning, Kinard, Townsend, Collins, Summers, Keisler, Jeffcoat, Matthews and Cullum.

Zoning Text Amendment #T13-02 - Mr. Banning opened the public hearing.

Mr. Charlie Compton, Director of Planning & GIS, said he filed the zoning text amendment on behalf of County Council as the specific purpose to consider allowing the permitting of food services activities in the C1 zoning district. The purpose of filing the text amendment is to explore the possibility that food service activities may actually be more compatible with the limited activities of a C1 district and, perhaps, not as compatible with the much more intensive activities in C2, even though it would be allowed in both if this amendment passes. The only text piece that is necessary to make a change is to simply add a (√) mark by food services as an activity in the C1 district so it would be allowed in C1, C2, ID, LR, RD and RA if the amendment is adopted. Mr. Compton said this would not affect the rest of the county because it has, since 1980, has been the pure performance zoning using restrictive and intensive districting and road access control. However, it is important to know that the performance standards apply in this area also, so any act such as allowing food services in C1 does not automatically exempt it from any of those things. Food Services carry a 50 ft. buffer; 75 ft. setback; additional screening, even beyond that height control and light and noise, if it is adjacent to residential or adjacent to residentially zoned property. So those standards go with the activity not the zoning district.

Mr. Matthews reiterated that this is only in his district, to which Mr. Compton responded, Dutch Fork Planning area which is north of the Saluda River.

Mr. Banning reported no one signed up in favor or against; therefore, closed the public hearing.

Ordinance 13-04 - Ordinance Approving the Conveyance of Real Estate from the County of Lexington to Broad River-Friarsgate, LLC - Mr. Banning opened the public hearing.

Economic Development Committee Chairman Jeffcoat, gave a brief update of Ordinance 13-04.

Mr. Jeffcoat said in the Chapin Technology Park that the county is developing there is .98 acres that the County owns that we would like to swap with the adjacent property owner, Broad River-Friarsgate, LLC. for his property (.97 acres) to make it more suitable for development. Broad River-Friarsgate will have one type of development and the County will have another and this transaction will better define the two developments.

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

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

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

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett
Clerk

William B. Banning, Sr.
Chairman