

MINUTES  
LEXINGTON COUNTY COUNCIL  
December 10, 2013

Lexington County Council held its meeting on Tuesday, December 10, 2013 in Council Chambers beginning at 4:30 p.m. Chairman Banning presided.

Aaron Bell, Associate Pastor at Harvest Church in Lexington gave the invocation. Mark Kingsburg, US Marine Corp Retired, 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; Chris Folsom, Deputy 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.

**Note:** The following Council meeting proceedings can be viewed in its entirety on the Lexington County Video Portal at [www.lex-co.sc.gov](http://www.lex-co.sc.gov).

**Prayer of Silence** - Chairman Banning asked for a Prayer of Silence for Floy Black, husband of Retired Clerk to Council Dorothy Black and Bill Amick.

**Recognition** - Chairman Banning recognized Rep. Ralph Kennedy.

**Presentations - Midlands Technical College Update - Dr. Marshall “Sonny” White, President** - Dr. White said of the 18,000 + credit students and 25,000 - 30,000 corporate and continuing education students, 34% are from Lexington County and those who attend MTC, 98% stay in Lexington County. Dr. White said over the next five years, there are 12,000 middle-skill jobs that will require a credential of more than a high school diploma but less than a four-year degree that will pay on the average of \$65,000 annually. The four clusters are: health care, advanced manufacturing, nuclear energy, and information technology. Dr. White said they did an Economic Impact Study for MTC and reported it has an \$836 million effect in the Midlands. There are three sites in Lexington - the Airport Campus, the Batesburg/Leesville Campus and the Harbison Campus. Also, next year they will start a new \$5million skilled-craft site to support advanced manufacturing.

**Keep the Midlands Beautiful Update - Jacqueline Buck, Executive Director** - Ms. Buck reported on several events they participated in. She said last year they had 9,200 volunteers that equated to 19,297 volunteer hours, which equated to \$331,000 in savings who pickup up an estimated 191,000 lbs. of trash. The volunteers participated in Adopt-A-Highway, Adopt-A-Waterway, Great American Cleanup (March

1 thru May 31) Good\*Clean\*Fun\* Saturday cleanups and Beach/Riversweeps. Ms. Buck said they also participated in waste-wise events where they provided 390 recycled containers at no cost, partnered with Lexington County Solid Waste Management to promote their e-waste events, and partnered with the Stormwater Consortium to do storm drain tagging this past year and Trash the Poop.

**Riverbanks Zoo and Garden Update - Palmer “Satch” Krantz, President and CEO** - Prior to Mr. Krantz’s presentation, each council member was presented a book entitled: Riverbanks Zoo & Garden: Forty Wild Years.

Mr. Krantz reported Riverbanks Zoo and Garden is home to more than 2,000 magnificent animals and 4,300 individual plants on 170 acres of land spanning the Saluda River; 70 acres on the Lexington side and 100 acres on the Richland side. Riverbanks Zoo and Garden has twice been awarded the Governor’s Cup Award, SC most outstanding tourism attraction, and was mostly recently named as one of America’s Top 10 zoos by Tripit Advisors (#4). In addition, the Botanical Garden has been hailed by Horticultural Magazines as one of the ten gardens that inspire and by HGTV as one of the 20 great public gardens in the U.S. On April 25, 2014, Riverbanks Zoo will celebrate its 40<sup>th</sup> anniversary. In its 40 years, Riverbanks has become the largest single-gated attraction in the State of SC and one of the most successful midsize zoos in the U.S., attracting over 1 million people a year. Mr. Krantz said Riverbanks Zoo generates approximately \$60 million annually in local business sales and creating in excess of 700 jobs in Lexington and Richland counties. Mr. Krantz said Riverbanks is 70% self supporting; mostly through admissions and sales of food and retail. Thirty-five percent of revenues come from Lexington and Richland counties and 12% from the Riverbanks Society (\$1.1 million).

Mr. Krantz said Riverbanks Zoo will soon begin a \$36 million expansion program to include: expanding the parking, constructing a new entry complex with a larger gift shop, a new sea lion exhibit, and a three acre children’s garden in the Botanical Gardens. Due to construction, the main entrance to the zoo will be closing in February and will be relocated to a temporary entrance.

**Chairman’s Report** - Chairman Banning thanked Ed Lundeen, Director of Veteran Affairs, for asking him to be part of the Korean Veteran’s Ceremony that was held in Council Chambers on November 13.

Chairman Banning reported on the following events he attended: November 15 - he and Vice-Chairman Jeffcoat attended the USC College of Engineering Open House and Mr. Mergo was at the State Board of Review for the National Historic Registry; Nov. 19 - Penny for Progress Workshop; Nov. 20 - he, Mr. Mergo, Jeff Anderson, County Attorney; Dave Eger, and the Town of Lexington’s Planning Director and Town Attorney attended the DHEC hearing on the Hwy. 378 landfill and viewed the Lloydwood Subdivision Rehabilitation funded thru CDBG funds; Dec. 4 & 5 - Attended the SCAC Board meeting in Charleston; Ron Scott, Director of Community Development, represented Council at the Rural Transit Planning meeting; Dec. 9 - Monthly meeting with Richland County; and Dec. 10 - Councilmen Keisler and Collins and Vice-Chairman Jeffcoat attended the Town of Lexington Swearing In Oath of Office ceremony.

**Council Members’ Reports/Comments** - Councilwoman Summers reported she participated in a panel with the United Way Young Leaders Society; Councilman Kinard reported he attended the Lexington County Museum Open House; and Councilman Matthews attended the Gardendale, Hallmark, and Nursery Hill Homeowner’s Association meetings.

**Administrator’s Report** - Mr. Mergo reported a formal presentation by the State Board of Review for

the National Historic Registry will be made at the second meeting in January regarding the County’s Old Courthouse being placed on the Historic Registry.

Mr. Mergo reported on the following events: The County employees held a food drive for Harvest Hope where over 2,806 lbs of food was collected; a Carolina/Clemson Recycling challenge event was held through Solid Waste Management encouraging residents to recycle their office paper at all of the County’s Recycling Centers the week of November 13-20; USC fans recycled 1,995 lbs and Clemson fans recycled 1,265 lbs.; and all of the Communication Dispatches have moved to the new E911 Emergency Operation on Ball Park Road. The County offices will be closed December 24-26 for Christmas and January 1 for New Years.

**Employee Recognition - Joe Mergo, County Administrator** - Mr. Mergo recognized Adam Dubose who recently was promoted to Assistant Finance Director and Ms. Susan Thompson who was promoted to H.R. Benefits Administrator. Mr. Mergo introduced Ms. Dana Jones who was hired as a H.R. Benefits Administrator.

Mr. Mergo recognized Mr. Jack Maguire, Planning & GIS Manager and announced that he will be retiring after 14 years with the County.

**Resolution - Resolution for Lance Corporal Kyle Carpenter** - Mr. Matthews made a motion, seconded by Mr. Townsend to approve.

Chairman Banning called for the vote.

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

**Appointments - Boards and Commissions - Museum Board - Ms. Linda Reynolds** - On behalf of Chairman Banning, Mr. Jeffcoat made a motion, seconded by Mr. Kinard to reappoint Ms. Reynolds.

Chairman Banning called for the vote.

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

**Library Board - Mickey Lindler** - Mr. Jeffcoat made a motion, seconded by Mr. Kinard to appoint Ms. Lindler. Ms. Lindler replaces Ms. Sara Caldwell.

Chairman Banning called for the vote.

In Favor:	Mr. Banning	Mr. Jeffcoat
	Mr. Kinard	Mr. Townsend

Mr. Collins	Ms. Summers
Mr. Keisler	Mr. Matthews
Mr. Cullum	

**Museum Board - Wanda Porter** - Mr. Keisler made a motion, seconded by Mr. Kinard to appoint Ms. Wanda Porter. Ms. Porter replaces Ms. Isaac Porter.

Chairman Banning called for the vote.

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

**Bids/Purchases/RFPs** - Mr. Kinard made a motion, seconded by Mr. Townsend to approve Tabs 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20.

**Catch Basin Supplies (Term Contract) - Public Works** - Bids were advertised for a term contract for catch basin supplies for Public Works. One (1) responsive bid was received. The term of the contract shall be for the initial period of one (1) year with the option to extend the contract for four (4) additional one (1) year periods, if deemed to be in the best interest of the County. Staff recommended the award of the bid to Mid-Atlantic Drainage, Inc. The annual estimated contract cost, including tax, is \$58,903.50

**Eighteen (18) MCT (Mobile Computer Terminal) Client License Renewals - Sheriff’s Department** - Staff recommended the purchase to obtain renewals for 18 MCT client licenses for the Sheriff’s Department. The renewal licenses will be purchased from Sungard Public Sector as it is an extension of the existing licenses for the current records management system. Total cost, including tax, is \$50,120.

**Engineering Design Services for 12<sup>th</sup> Street Extension Water System Improvements - Economic Development** - Staff recommended procuring the engineering design services for the water system improvements to 12<sup>th</sup> Street Extension from Alliance Consulting Engineers under Lexington County Contract Number PQ13001-08/01/12S. Total cost, including tax, is \$264,500.

**Engineering Design Services for Foremost Drive - Public Works** - Staff recommended procuring the engineering design services for the Foremost Drive improvement project from ICA Engineering, Inc. under Lexington County Contract Number PQ13001-085/01/12S. Total cost, including tax, is \$31,900.

**Engineering Design Services for Windy Wood Improvements Project - Public Works** - Staff recommended procuring the engineering design services for Windy Wood Road from Mead & Hunt, Inc. under Lexington County Contract Number PQ13001-085/01/12S. Total cost, including tax, is \$53,136.60.

**Expansion to the Mattress Recycling Center and Tire Dock Improvements at the Edmund Landfill for Lexington County, SC - Solid Waste Management**- Bids were solicited for mattress recycling and tire dock improvements at the Edmund Landfill. Three (3) responsive bids were received. Staff recommended the award of the base bid plus option one (1) to Core Construction Company, Inc. Total cost, including tax, is \$71,011.00.

**Housing Rehabilitation Project: 1109 Kitty Hawk Drive, West Columbia, SC 29070 - Community Development** - Bids were solicited for a housing rehabilitation project at 1109 Kitty Hawk Drive., West Columbia, SC. Two (2) responsive bids and two (2) no bids were received. Staff recommended the award of the bid to DonWin Development for the total amount of \$27,865.

**One (1) Gaumard HPS (Human Patient Simulator) Manikin (Sole Source) - Public Safety/EMS** - Staff recommended the purchase of a Gaumard HPS Manikin from the sole source provider, Gaumard Scientific Company. This has been deemed a sole source as they are the sole provider and manufacturer of the product. Total amount, including tax, is \$46,821.86.

**Seventy-Two (72) Ruggedized Laptops with Accessories - Sheriff's Department** - Staff recommended the purchase of seventy-two (72) ruggedized laptops with accessories for the Sheriff's Department from Synnex Corporation under State Contract Number 5000010881. Total cost, including tax, is \$374,611.61.

**Sourcing Director Program (E-Procurement) - Procurement** - Staff recommended to procure the E-Procurement program and associated license fees for Procurement from Sci-Quest, Inc through State Contract Number 4400003184. Total cost, including tax, is \$50,786.

**Weapons Purchase and Disposal of Used and Confiscated Firearms - Sheriff's Department** - Bids were solicited for weapons purchase and disposal of used and confiscated firearms for the Sheriff's Department. The Sheriff's Department is selling seized and confiscated firearms and old service weapons to a firearms dealer in order to acquire new service weapons for their officers. The intent of the process is to purchase new weapons without using appropriated funds in existing accounts, thereby saving money. Seven (7) bids were received. Bids were set up to allow vendors to bid on three (3) separate lots. Lots #1 and #2 is for the purchase of holsters and guards. Lot #3 is for the disposal of existing service weapons and confiscated firearms. Staff recommended the award of Lot #2 (holsters and guards) to Lawmen's Safety Supply, Inc. and Lot #3 to Phoenix Distributors, Inc. Total cost, including sales option and tax, for a net positive gain of \$13,227.59. Due to budgetary constraints, Lot #1 was not awarded.

Chairman Banning opened the floor for discussion; no discussion occurred.

Chairman Banning called for the vote.

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

**Approval of Minutes - Meeting of October 29, 2013** - Mr. Jeffcoat made a motion, seconded by Ms. Summers to approve as submitted.

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

Chairman Banning called for the vote.

In Favor:	Mr. Banning	Mr. Jeffcoat
-----------	-------------	--------------

Ms. Summers	Mr. Kinard
Mr. Townsend	Mr. Collins
Mr. Keisler	Mr. Matthews
Mr. Cullum	

**Ordinance - Ordinance 13-09 – An Ordinance Authorizing the Execution and Delivery of an Amendment to Fee-in-Lieu of Ad Valorem Taxes Agreement by and Between RNDC South Carolina, LLC, RNDC South Carolina Re Holdings, LLC and Lexington County, South Carolina Whereby the County Will Covenant to Accept Certain Fees in Lieu of Ad Valorem Taxes With Respect to Certain Property and Make Available to RNDC South Carolina, LLC and RNDC South Carolina Re Holdings, LLC Other Economic Benefits and Incentives and Such Property Will be Added to the Joint Park With Calhoun County - 3<sup>rd</sup> and Final Reading - Delayed.**

**Committee Reports - Economic Development, J. Jeffcoat, Chairman - Ordinance 13-10 - Ordinance to Amend Ordinance No. 95-12 as Amended by Subsequent Ordinances Relating to the Joint County Industrial Park of Lexington and Calhoun Counties so as to Enlarge the Park (Devro, Inc.) - 1<sup>st</sup> Reading** - Mr. Jeffcoat reported the Committee met today and discussed Ordinance 13-10. The Committee voted unanimously to recommend to full Council for approval.

Mr. Jeffcoat made a motion, seconded by Mr. Townsend to approve 1<sup>st</sup> reading.

Chairman Banning opened the floor for discussion; no discussion occurred.

Chairman Banning called for the vote.

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

**Planning & Administration, D. Summers, Chairman - Community Development Acquisition and Rehabilitation Program (Goal 1)** - Ms. Summers reported the Planning & Administration Committee met to consider a request to allocate funding for Mary’s Lighthouse and expansion of the Lloydwoods Subdivison project. The Committee voted in unanimously to recommend to full Council for approval.

Ms. Summers made a motion, seconded by Mr. Keisler to approve the allocation of up to \$150,000 in the HOME Program funds to Community Assistance Provider, Inc. for expansion of the Lloydwoods Subdivision Project and up to \$185,000 in CDBG Program funds to Mary’s Lighthouse for eligible housing activities in Lexington County.

Chairman Banning opened the floor for discussion.

For the public, Chairman Banning said these are CDBG federal funds.

Chairman Banning called for the vote.

In Favor:	Mr. Banning	Ms. Summers
-----------	-------------	-------------

Mr. Keisler	Mr. Kinard
Mr. Townsend	Mr. Collins
Mr. Jeffcoat	Mr. Matthews
Mr. Cullum	

**Zoning Map Amendment Application #M13-03 - 2<sup>nd</sup> Reading (Goal 2)** - Also, the Committee discussed Zoning Map Amendment M13-03. The Committee voted unanimously to recommend to full Council for approval.

Ms. Summers made a motion, seconded by Mr. Kinard to approve second reading (of M13-03) that incorporates the Planning Commission recommendation as is conditional on the execution of a legal agreement between Brittany II and the developer to place an agreed upon 3 +/- acres in a conservation easement.

Chairman Banning opened the floor for discussion; no discussion occurred.

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

**Justice, J. Kinard, Jr., Chairman - Pretrial Service Program Grant Application** - Mr. Kinard reported the Justice Committee met earlier in the day to discuss the Pretrial Service Program Grant Application. Following a lengthy discussion, the Committee voted. The vote was 3 to 3, which failed.

Prior to considering a motion, Mr. Kinard said four years ago, Council decided to check into ways to reduce jail overcrowding to the extent a group was sent to Rappahannock, Virginia; the Criminal Justice Institute, and several conferences. However, while one Council cannot bind a future Council, we did decide to ask a committee, the Jail Overcrowding Committee, to check into ways to implement a program that would result in reducing the jail population. This grant application is the result of the work of the Committee (Jail Overcrowding Committee) that was comprised of members of the Sheriff’s Department, the Solicitor’s Office, Magistrate Court Services, etc. The grant was a 90/10 grant, with the County’s 10% match of \$30,517 and \$275,000 would come from federal funds. This would be a pilot program in South Carolina but one of many throughout the country that is running this type of program. Based on the number of \$60 a day to incarcerate an inmate with an estimated running population of 750 inmates, we would need to cut about 508 jail days in order to break even on the County’s portion of the match, or 5100 days to cover the entire amount of the grant. Seven-hundred inmates times 365 days is \$273,000 days. So we are talking about a 2% reduction in order to get this money back. Mr. Kinard said he would like to see, through a vote of the Council, to at least explore the potential cost savings and give this program a one-year trial, which is all the grant is for, and then re-evaluate to see if we would like to continue it or discontinue the whole thing.

Ms. Summers said, again, this is an opportunity for us to provide the citizens of Lexington County with knowing that we are exploring all avenues available to us to allow certain people who absolutely we know don’t need to be incarcerated and taking up space in our jails to be at home, or possibly to continue their jobs. Again, it is just something that we need to explore to try to see if we can do it. It is just a grant program for one year. I encourage my fellow council members to consider the numbers Jim gave.

Chairman Banning said our vote would only be to approve application for the grant and that would give us at least six months to vet the program and have them bring it back and give us all the details. But, if we kill it on the application point, then this deal is over with. You all heard Chief Justice's appointee walk in the room to say she (Chief justice Toal) was totally in support of it. So, I think we should at least vet it a little further than we have at this point as a Council.

Mr. Collins replied, no, she is not Chief Justice's appointee; she is someone who works for Court Administration. Mr. Collins said we did not hear from any of the Bondsmen or anything that this will impact in a negative manner. Basically, my take on it is, we want to take County tax dollars and help through the bonding process. We are basically wanting to publicize and make it a form of government to help bond people out of jail, and I don't think we should do that. You are saying it is a grant; yes, it is, but suppose when the grant ends are you wanting to fire these people that you hire or are you going to want to fund the project. And my tax dollars, as a taxpayer of Lexington County raising my taxes to allow people to get out of jail a little quicker. And I understand Councilman Kinard's position that it will save money, at least allegedly, save money as far as getting people out of jail quicker. The basis of this program is to monitor people after their bond hearing. If we would just implement in the Judiciary the proper procedures on people who should get a PR bond and who should not, which is dictated by statute as well as Supreme Court's orders, then we wouldn't have these issues with so many people in jail languishing further.

Mr. Banning said Council has a fiduciary responsibility to the citizens to at least understand the program to see if it can or cannot help us. All I am saying is if we kill it today, it is over. At least apply for the grant and take the few months to look at it. We still have to fund it or the deal is dead anyway. If the grant comes through and we don't fund our portion, it is over. It is not like we are agreeing to do it. What I am saying is, should we not at least explore this further to see if it will save us money.

Mr. Jeffcoat made a motion, seconded by Mr. Collins to deny the request for the Pretrial Service Program Grant Application.

Chairman Banning called for further discussion.

For the record, Mr. Cullum said he finds it extremely unfortunate that we were presented this information, the timely manner we were given, to make a decision. Because, I, too, had a little bit to do with the Overcrowding Committee. In 2005 when I was chairman, we established that committee and had been working towards the overcrowding situation and have made great strides in reducing the population in the jail. I very much want to help them, but in the manner in which we got the information and the time we got it in which we are asked to make this decision, I'm not certain that it proved to be a cost savings. We asked them to put some of those numbers together. I don't say that we can't revisit this at another time before their deadline. I don't know if that is possible, maybe it is maybe it is not. But, again, I don't think anybody on this Council doesn't want to help. But when we are given information basically Friday afternoon, when we got our packets, and we are asked to make a decision today without any ability to have any financial numbers put together, but, I think it is unfortunate in a manner in which we were asked to make a decision in the timeframe given with the data that has been provided. And, again, I still haven't gotten an answer as to whether this is going to help us on the front-end or the back-end. I think it is a monitoring program. It's not about making decisions whether people are getting out on bond or not. I think we found out today it is going to be more labor intensive to see who is out and keeping up with them. So, we couldn't really get a definitive answer on that. Again, I think it is unfortunate and maybe we

can find a way to work it out and do the best thing for the County and continue to lessen the population in the jail.

For the record, Mr. Townsend said he was not here when they did the committee, but did not hear anything about it either until Friday. I talked to some folks at the Sheriff's Department and different folks, and I still didn't understand it all. So, I don't think I have enough information either.

Mr. Keisler said he was on the Jail Committee but the first he heard about it was when we got it on the agenda Friday and felt we should have heard from both sides of more people besides what we heard from. I am a big supporter of law enforcement, but we need to hear both sides to see what is going on.

Mr. Matthews said he agrees with both sides. But, it comes down to something that was actually said at the very, very beginning of the Committee meeting and that was in an incident when a man who does not have the means, he has not been convicted of a crime, yet he may have to stay in jail longer. But, what this program does - it basically gets him out on a bond quicker. I understand the monitoring aspect of it and Mr. Chairman, I tend to go with you that in three months I could change my mind before I actually fund this, so I see both sides of it. If I was that guy who was not convicted but sitting in jail because I didn't have money to bond out, but I have the ability to do a PR bond through this program, I surely would like to get out of jail five days earlier; that five days means a lot to me.

Mr. Jeffcoat replied, the judge can let him out of jail.

Mr. Collins said the cost of this program is two sections. We have a pre-bond hearing portion that the judge says they are going to score these people and evaluate their risk to the community as well as their flight risk; that is what judges are supposed to adhere to when they are deciding a bond. They can do that with the information provided to them by the defender. That's what they say they are going to do. However, the place where they want to spend the tax dollars of the citizens of Lexington County to the tune of \$305,000 is the back portion after the bond hearing. Other word, that guy who has been in jail for four months, he is still there because he is not going to be monitored by this \$305,000 program. The issue is they can do that program for free if they just inquire a little more for the defendant's particular situation. That would cost nothing. They wouldn't have to have five more employees to do that. They can just inquire.

Chairman Banning called for further discussion; none occurred.

Chairman Banning restated the motion: To deny the request to make application for the grant.

Chairman Banning said it was a one-year grant at \$305, 000 with a 10% County match. Not \$305,000 County money but \$30,000 County money.

Chairman Banning called for the vote:

In Favor to Deny the Request:

Mr. Cullum	Mr. Keisler
Mr. Collins	Mr. Townsend
Mr. Jeffcoat	

Opposed: Mr. Matthews Ms. Summers

Mr. Kinard

Mr. Banning

Vote 5-4 to deny the request.

**Advanced Impaired Driver Enforcement (AIDE) Grant Application** - Mr. Kinard reported the AIDE grant application in the amount of \$171,005 requires no County match. Funds, if received, will be used to continue funding the salaries for two AIDE officers, operating supplies, and two (2) LIDAR speed measurement devices. The Committee voted in favor to recommend to full Council for approval.

Mr. Kinard made a motion, seconded by Mr. Townsend to approve staff's request to apply for the grant.

Chairman Banning called for discussion; no discussion occurred.

Chairman Banning called for the vote.

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

**Drug Parcel Interdiction Unit Grant Application** - The grant application in the amount of \$75,477 requires a 10% (\$8,386) County match. Funds, if received, will be used to continue funding the drug parcel interdiction investigator. The Committee voted in favor to recommend to full Council for approval.

Mr. Kinard made a motion, seconded by Mr. Jeffcoat to approve staff's request to apply for the grant.

Chairman Banning called for discussion; no discussion occurred.

Chairman Banning called for the vote.

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

**Highway Interdiction Drug Enforcement (HIDE) Grant Application** - The grant application in the amount \$599,495 requires a 10% (\$66,610) County match. Funds, if received, will be used to hire four enforcement officers, operating, and capital costs. The Committee voted in favor to recommend to full Council for approval.

Mr. Kinard made a motion, seconded by Mr. Townsend to approve staff's request to apply for the grant.

Chairman Banning called for discussion; no discussion occurred.

Chairman Banning called for the vote.

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

Mr. Kinard reported on the following two grant applications.

**School Resource Officer (Meadow Glen Middle) Grant Application** - The grant application in the amount of \$125,477 requires a 10% (\$13,942) County match. Funds will be used for the salary, operating, and capital costs for a School Resource Office at Meadow Glen Middle School. The Committee voted in favor to recommend to full Council for approval.

**School Resource Officer (River Bluff High) Grant Application** - The grant application in the amount of \$81,036 requires a 10% (\$9,004) County match. Funds will be used for the salary and operating costs for a School Resource Office at River Bluff High School. The Committee voted in favor to recommend to full Council for approval.

Mr. Kinard made a motion, seconded by Mr. Townsend to approve both requests to apply for the grants.

Chairman Banning opened the floor for discussion; no discussion occurred.

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

**Health & Human Services, B. Matthews, Chairman** - Mr. Matthews reported the Committee met and discussed the following applications and awards.

**Library Services and Technology Act (LSTA) Grant Application** - The grant application in the amount of \$1,988 requires a 34% in-kind match (\$1024). Funds will be used to assist an employee in obtaining her Master's Degree in Library and Information Science. The Committee voted in favor to recommend to full Council for approval.

Mr. Matthews made a motion, seconded by Mr. Cullum to approve staff's request to apply for the grant.

Chairman Banning opened the floor for discussion; no discussion occurred.

Chairman Banning called for the vote.

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

Mr. Matthews made a motion, seconded by Mr. Townsend to approve acceptance of the follow grant awards. (The Committee voted in favor to recommend to full Council for approval).

**DHEC Grant-in-Aid Grant Award** - This is an automatic grant award of \$21,044 that requires a 5.5% County match. Funds will be used to evaluate the fitness of current employees and to develop a validated physical agility assessment for future job candidates.

**Regional Medical Assistance Team (RMAT) Grant Award** - This is an automatic grant award of \$40,000 that requires no County match. Funds will be used to continue to build its equipment to allow for successful deployment.

**Hospital Preparedness Program (HPP) Grant Award** - This is an automatic grant award of \$83,081 that requires no County match. Funds will be used to cover the cost of the Pre-Hospital Trauma Life Support and Advanced Medical Life Support classes and the instructors to teach the classes.

Chairman Banning opened the floor for discussion; no discussion occurred.

Chairman Banning called for the vote:

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

**Public Works & Solid Waste Management, T. Cullum, Chairman - Ben Kyzer Road Closing** - Mr. Cullum reported during the afternoon Committee meeting, the Committee discussed the legal closing of Ben Kyzer Road. The Committee voted back on October 11, 2011 to take staff recommendation from Fire Service, EMS, and the Sheriff's Department that the road should remain open. However, this item was never brought before full Council for a vote.

Mr. Cullum made a motion, seconded by Mr. Townsend that the road remains open through the Committee recommendation of October 11, 2011. Mr. Cullum further stated should this go through the Circuit Court, that the County's position is that we believe for safety purposes the road should remain open.

Chairman Banning opened the floor for discussion; no discussion occurred.

Chairman Banning called for the vote.

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

**Airport, F. Townsend, III, Chairman - FY 2015-2019 - Airport Capital Improvement Plan - (ACIP)** - On behalf of Chairman Townsend, Committee Vice-Chairman Kinard reported during the afternoon Committee meeting, the Committee received an update on the FY2015-2019 Airport Capital Improvement Plan. The Committee voted in favor to recommend to full Council for approval.

Mr. Kinard made a motion, seconded Mr. Townsend to approve the FY2015-2019 Airport Capital Improvement Plan.

Chairman Banning opened the floor for discussion; no discussion occurred.

Chairman Banning called for the vote.

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

Chairman Banning adjourned the Council meeting and convened the CTC.

**County Transportation, B. Banning, Sr., Chairman - Archers Lane Sidewalk - Engineering Funding** - Mr. Cullum reported out of the Public Works Committee to recommend to the CTC to approve \$57,800 in engineering fees to URS.

**Bush River Road Sidewalk - Engineering Funding-** Also, the Public Works Committee recommended to the CTC to approve \$70,600 in engineering fees to URS. This will qualify for the 25% SCDOT C-Fund requirement.

Mr. Cullum made a motion, seconded by Mr. Townsend to approve the engineering fees for Archers Lane and Bush River Road sidewalk project. (Although Mr. Cullum said both projects would qualify for the 25% SCDOT C-Fund requirement, **only** the Bush River Road Sidewalk project will meet the 25% SCDOT C-Fund requirement).

Chairman Banning opened the floor for discussion; no discussion occurred.

Chairman Banning called for the vote.

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

**Dirt Road Evaluation and Asset Inventory** - Prior to consideration of a motion, Mr. Wrenn Barrett, Director of Public Works, provided a brief overview.

Mr. Barrett said Lexington County has 675 miles of dirt roads and 525 miles of pave roads. The money will be used to collect data on all the County’s dirt roads so we can correctly manage and prioritize our

projects to be sure we are maintaining and prioritizing the dirt roads in a better way.

Mr. Cullum added Public Works will be establishing a criteria list of how we do the evaluations through maintenance, engineering, costs, functions, safety, etc.

Mr. Barrett replied there will be several things that will be identified. Not only the normal characteristics of the road, the width, and drainage issues, but also the environmental impacts on certain roads that we have to take into consideration.

Mr. Cullum made a motion, seconded by Mr. Jeffcoat to recommend to the CTC to approve \$225,000 in C-Fund expenditures to pay for the inventory and evaluation that will go through a formal RFP process.

Chairman Banning opened the floor for further discussion; none occurred.

Chairman Banning called for the voted.

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

**Meeting of October 8, 2013 - Approval of Minutes** - Mr. Cullum made a motion, seconded by Mr. Townsend to approve the minutes as submitted.

Chairman Banning opened the floor for discussion; no discussion occurred.

Chairman Banning called for the vote.

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

**Old/New Business - Bud Shumpert Road Right-of-Way Issue and Ruth Vista Road** - Mr. Kinard said he held a community meeting to try and work out the right-of-way issues on Bud Shumpert Road, which did not get resolved. However, there is a possibility of the opposite side of property owners willing to provide additional right-or-way. Therefore, he is requesting a 60-day extension to continue to try to obtain the necessary right-of-way. Also, Mr. Keisler is having the same issue as Mr. Kinard and requested a 60-day extension as well. Mr. Keisler said during his community meeting at Boiling Springs Community Center regarding the closing Ruth Vista Road, the property owners requested additional information from staff regarding the road and easements.

Mr. Kinard made a motion, seconded by Ms. Summers to grant him and Mr. Keisler a 60-day extension to continue to try to work out the right-of-way issue on Bud Shumpert Road and Ruth Vista Road. (The 60-day extension will be from the original end date.)

Chairman Banning opened the floor for discussion.

Mr. Cullum applauded Councilman Kinard for his efforts in trying to work out the right-of-way issue.

Chairman Banning called for further discussion; none occurred.

Chairman Banning called for the vote.

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

Chairman Banning adjourned the County Transportation Committee (CTC) and reconvened the Council meeting.

**Budget Amendment Resolutions** - The following BARs were signed:

14-078 - An appropriation transfer of \$79,725 to construct the entrance road for the Chapin Technology park, which will cross a stream. We must purchase restoration and preservation credits from a mitigation bank.

14-079 - An appropriation transfer of \$225 and a supplemental appropriation increase of \$19. Emergency Medical Services received an award from DHEC for the EMS Grant-in-Aid grant. These transactions are necessary to adjust the budget to match the actual award amount.

14-080 - A supplemental appropriation increase of \$40,000 to budget the Midlands Regional Medical Assistance Team (RMAT) Grant award received by EMS.

14-081 - A supplemental appropriation increase of \$83,081 to budget the Hospital Preparedness Program (HPP) Grant award received by EMS.

14-082 - A supplemental appropriation increase of \$100. This is to have iPad Connectivity to the Audio/Visual Equipment at the new ECC/EOC for which an application had to be downloaded from iTunes. The A/V contractor reimbursed the County \$100 for this.

**Old/New Business - SCDOT Rural Transit Study Grant** - As an item of new business in the earlier meeting of the Planning & Administration Committee, the Committee discussed a grant from SCDOT. Ms. Summers reported Central Midlands Council of Governments (COG) has received a grant from SCDOT in the amount of \$80,000, of which the COG will contribute \$20,000 to conduct a Rural Transit Study in Richland and Lexington counties. The total cost for the study is \$125,000 leaving a balance of \$25,000. Richland County has decided they will contribute \$12,500 and Lexington County would be responsible for the remaining \$12,500, which is in the County's Transit budget.

Ms. Summers made a motion, seconded by Mr. Townsend that we participate in the grant by contributing \$12,500 to the Rural Transit Study being done by the COG.

Chairman Banning opened the floor for discussion; no discussion occurred.

Chairman Banning called for the vote.

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

**Closing of Stutman Road** - As an item of new business, Mr. Cullum reported during the Public Works and Solid Waste Committee meeting, the committee met and discussed a proposed mine that is underway outside the Leesville area. The committee voted unanimously to send to full Council for approval to not close Stutman Road (Stutman Road is off Windmill and Old Field Road).

Mr. Cullum made a motion, seconded by Mr. Townsend to ask the court not to close Stutman Road and our position with the court will be to oppose the closing of Stutman Road.

Chairman Banning opened the floor for discussion; none occurred.

Chairman Banning called for the vote.

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

**Executive Session/Legal Briefing** - Chairman Banning announced Council needed to go into Executive Session to discuss seven (7) contractual matters and three (3) personnel issues.

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

By acclamation, Council moved into Executive Session.

**Matters Requiring a Vote as a Result of Executive Session** - Chairman Banning reported as a result of Executive Session, there were two motions to be considered.

**378 Landfill** - Mr. Cullum made a motion, seconded by Mr. Kinard that the County appeal the recent DHEC ruling in regard to the 378 Landfill.

For clarification, Chairman Banning said the County will appeal the decision in the courts and authorize the County Attorney and County Administrator to move forward with those actions.

Mr. Cullum replied that is the intention of his motion.

Chairman Banning opened the floor for discussion; none occurred.

Chairman Banning called for the vote.

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

Not Present: Mr. Matthews\*

\*Mr. Matthews had to leave during executive session.

**Cayce Sign** - Mr. Cullum reported during the Economic Development Committee that the Committee received a request to make a contribution to the construction of a new sign that is being constructed at Knox Abbott Drive. The Committee voted unanimously to recommend to full Council for approval.

Mr. Cullum made a motion, seconded by Mr. Kinard to approve to contribute \$10,000 to the City of Cayce for the construction of their new signage.

Chairman Banning opened the floor for discussion; no discussion occurred.

Chairman Banning called for the vote.

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

Not Present: Mr. Matthews

There being no further business, Chairman Banning adjourned the meeting.

Respectfully submitted,

Diana W. Burnett  
Clerk

William B. Banning, Sr.  
Chairman