

M I N U T E S  
LEXINGTON COUNTY COUNCIL  
February 11, 2014

Lexington County Council held its regular scheduled meeting on Tuesday, February 11, 2014 in Council Chambers beginning at 4:30 p.m. Chairman Jeffcoat presided.

Councilman Townsend provided the invocation. Mr. Ed Lundeen, Director of Lexington County Veteran's Affairs, led the Pledge of Allegiance.

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

**Chairman's Report-** Chairman Jeffcoat reported on the following events he attended: During the snow, visited the EOC; attended the Lexington Medical Center Foundation Donor Appreciation Dinner; luncheon with the Lexington County Development Corporation; met with the Penny for Progress Committee; lunch with the Economic Development Committee; attended the Lexington County Farm Bureau Legislative Breakfast along with Councilmen Townsend and Collins; meeting with Mike Briggs at Central SC Alliance; met with the County Administrator; met with the Town of Chapin; attended the Woodrow Wilson House Event; attended the Irmo Chamber of Commerce Gala along with Councilman Matthews; he and Mr. Mergo attended the Richland County monthly breakfast meeting with Richland County; met with Kelly Long, representative for Senator Tim Scott; attended the Lexington Chamber of Commerce meeting; and participated in the Shadow Program with his grandson, Jackson.

**Presentation - New Green Business Member - Solid Waste Management - Amanda H. Edwards, Recycling Coordinator and Matt Schnabel, Environmental Coordinator** - Delayed to a later date.

**Administrator's Report** - Mr. Mergo announced President's Day is Monday, February 17 and the County Administrative Offices will be closed. Also, all the County's budgets are due Friday, February 14 by 5:00 p.m.

Mr. Mergo reported staff has been in constant contact with the National Weather Service, Highway Patrol, etc. regarding the winter storm forecast. As a result, all Lexington County School Districts have been closed. Mr. Mergo said he fully anticipates that the County offices will be closed tomorrow, February 12.

**Employee Recognition - Joe Mergo, County Administrator** - Mr. Mergo recognized Lynn Sturkie, Director of I.S. and his team for a successful Core and Firewall Upgrade that took place from Saturday morning at 6:00 a.m. until approximately 6:00 p.m. Sunday night. The team members were: Todd Dunkerley, Holly Bowers, Ron Generoso, Johnny Hafley, and Carey Hanlin.

Mr. Mergo reported the County had a lot of students who participated in the Job Shadow program to see what their mom and dad do on a daily basis.

**Old Lexington County Courthouse** - Mr. Mergo introduced Eric Emerson, Director of the S.C. Department of Archives and History and the State Historical Preservation Officer. Also, present were Elizabeth Johnson, Deputy State Historical Preservation Officer, Brad Sauls, Supervisor, and Jessie Childress, an intern who is responsible for submitting the nomination application to the National Parks Service. Once the National Parks Service has received the application, it has 45 days to return the judgment on whether or not the old Courthouse should be listed on the National Registry.

Ms. Childress provided a PowerPoint presentation that contained information about the courthouse, the research, and the application process. She noted the only other courthouse in S. C. listed on the National Register is the Beaufort County Courthouse, which has the similar depression era design.

**Resolution - Ms. Deborah Francis** - Mr. Kinard made a motion, seconded by Ms. Summers to approve.

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

Chairman Jeffcoat called for the vote.

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

**Appointments - Boards & Commissions - Board of Zoning Appeals - Jennifer Nettles** - Ms. Summers made a motion, seconded by Mr. Banning to appoint Ms. Nettles. Ms. Nettles replaces Mr. Mark Bostic.

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

Chairman Jeffcoat called for the vote.

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

**Lexington County Health Services Board - Frank R. Basnett** - Ms. Summers made a motion, seconded by Mr. Townsend to reappoint Mr. Basnett.

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

Chairman Jeffcoat called for the vote.

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

**Lexington County Health Services Board - Dan E. Jones** - On behalf of Chairman Jeffcoat, Mr. Cullum made a motion, seconded by Ms. Summers to reappointed Mr. Jones.

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

Chairman Jeffcoat called for the vote.

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

**Lexington County Health Services Board - George (Burt) H. Holland** - On behalf of Chairman Jeffcoat, Mr. Cullum made a motion, seconded by Mr. Townsend to reappointed Mr. Holland.

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

Chairman Jeffcoat called for the vote.

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

**Bids/Purchases/RFPS** - Mr. Kinard made a motion, seconded by Mr. Townsend to approve the following bids/purchases/RFPs (Tabs E-H).

**Energy Management System Upgrades (Sole Source) - Building Services** - Staff recommended the purchase of seven (7) facility energy management system upgrades from the sole source provider, Palmetto Controls, Inc. for Building Services. This has been deemed a sole source as the current vendor provides the existing service for other County facilities. Total cost, including tax, is \$182,365.

**Request for Approval to Utilize the Competitive Sealed Qualifications Process for a Stormwater Management Program - Public Works** - Staff requested the use of the RFP process to seek competitive proposals from potential qualified respondents for a Stormwater Management Program for Public Works. Due to the scope of the project, it may not be practical or advantageous to prepare a comprehensive set of

specifications that may limit our resources or restrict competition. A review panel will be responsible for reviewing and evaluating proposals based upon specific evaluation factors.

**Two (2) Rebuilt Motorgraders (Sole Source) - Public Works** - Staff recommended the procurement of rebuilding two (2) motograders to the sole source provider, Blanchard Machinery. This has been deemed a sole source as they are the only vendor who can provide this service on our existing machines and maintain the warranty. Total cost, including tax, is \$260,869.14.

**Request for Approval to Utilize the Competitive Sealed Proposal Process for Detention Center Commissary and Fiduciary Management Services - Sheriff's Department** - Staff requested the use of the RFP process to seek competitive proposals from potential qualified respondents for the Detention Center Commissary and Fiduciary Management Services for the Sheriff's Department. Due to the scope of the project, it may not be practical or advantageous to prepare a comprehensive set of specifications that may limit our resources or restrict competition. A review panel will be responsible for reviewing and evaluating proposals based upon specific evaluation factors.

Chairman Jeffcoat opened the floor for discussion.

Mr. Banning asked for clarification on tabs F (Request for Approval to Utilize the Competitive Sealed Qualifications Process for a Stormwater Management Program - Public Works) and H (Request for Approval to Utilize the Competitive Sealed Proposal Process for Detention Center Commissary and Fiduciary Management Services - Sheriff's Department).

Mr. Mergo said the current contract the County has that manages all the requirements for our Stormwater projects is up for re-bid; it has expired. So we are going out through the RFQ process that is in the Procurement Guidelines in order to put that planning process back in place. The program is designed to assist the County and the seven participating municipalities maintain our compliance with the EPA National Pollutant Discharge Elimination System, NPDES.

Mr. Matthews asked who is the current provider.

Mr. Mergo replied, AMEC.

Mr. Mergo said the current contract for the Detention Center Commissary and Fiduciary Management at the jail is expiring so this will be a new bid.

Chairman Jeffcoat called for further discussion; none occurred.

Chairman Jeffcoat called for the vote.

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

**Zoning Amendments - Zoning Text Amendment #T14-01 - Communication Towers - 1<sup>st</sup> Reading** - Mr. Matthews made a motion to approve. Having no second, Mr. Matthews withdrew his motion.

Ms. Summers made a motion, seconded by Mr. Cullum for discussion.

Mr. Compton, Director of Planning and Administration, said all three Zoning Text Amendments T14-01, T14-02, and T14-03, Council has enacted previously with pending ordinance designation and they are ready to go through the complete process. But, according to your Parliamentary Procedures, you must have a current number since the previous ones have expired. So, we want to make sure that the motion is done identically to the first motions you did originally. They are ready to go through the process and all three of those meet that criterion.

To keep this map amendment requirement in place, Ms. Summers made a motion to invoke the Pending Ordinance Doctrine with the first reading of Zoning Text Amendment T14-01, seconded by Mr. Kinard.

Chairman Jeffcoat called for further discussion; none occurred.

Chairman Jeffcoat called for the vote.

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

**Zoning Text Amendment #T14-02 - Airport District - 1<sup>st</sup> Reading** - To keep the height protection in place for the Airport, Ms. Summers made a motion to invoke the Pending Ordinance Doctrine with respect to only the Height Control Overlay Zones portion of this update with the first reading of Zoning Text Amendment T14-02, seconded by Mr. Kinard.

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

Chairman Jeffcoat called for the vote.

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

**Zoning Text Amendment #T14-03 - Advertising Signs - 1<sup>st</sup> Reading** - To keep this new requirement in place, Ms. Summers made a motion to invoke the Pending Ordinance Doctrine with the first reading of Zoning Text Amendment T14-03, seconded by Mr. Kinard.

Chairman Jeffcoat opened the floor for discussion.

Mr. Collins inquired about advertising signs.

Mr. Compton replied this was an action that Council took to deal with advertising signs, particularly with billboards. Those that are adjacent or surrounded in doughnut holes with municipalities that have stricter

rules than ours, we put in place a buffer area so that we would not conflict with their requirements. So, it covers the doughnut holes as well as a 2,000 ft. distance adjacent to where they have those restrictions.

Chairman Jeffcoat called for further discussion; none occurred.

Chairman Jeffcoat called for the vote.

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

Chairman Jeffcoat adjourned the Council meeting and opened the County Transportation Committee.

**Committee Reports - County Transportation, J. Jeffcoat, Chairman - City of West Columbia ENH (Enhancement Grant) - 108-07 C-Fund Request** - The Public Works/Solid Waste Management Committee convened on Monday, January 27, 2014 to review the City of West Columbia ENH (Enhancement Grant) 108-07 C-Fund Request. Following is the Committee Report:

Mr. Wrenn Barrett, Public Works Director, presented a request for approval from the County Transportation Committee (CTC) to reimburse the City of West Columbia for SCDOT Project ENH No. 108-07 (N. 12<sup>th</sup> Street Streetscape Project – Phase I) \$1,860 in C-Funds. Public Works has reviewed and determined the request is an eligible expense under the Special Projects “Unclassified” account #2700-121302-539900. The account currently has \$180,152 available.

The Public Works/Solid Waste Management Committee voted unanimously to recommend to the County Transportation Committee (CTC) to approve the City of West Columbia’s request.

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

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

Chairman Jeffcoat called for the vote.

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

**FY 13 SCDOT Resurfacing Funds & Corley Mill/US 378 Project** - The Public Works/Solid Waste Management Committee convened on Monday, January 27, 2014 to review the FY 13 SCDOT Resurfacing Funds and Corley Mill/US 378 Project. Following is the Committee Report:

Mr. Wrenn Barrett, Public Works Director, presented a request for approval from the County Transportation Committee (CTC) to redirect FY13 SCDOT Resurfacing funds of \$349,673.13 to the Corley Mill/US 378 Project (Account #2700-121300-5R0136). Staff is also requesting to then reassign

the \$349,673.13 to the Nursery Road Bridge Project (Account #2700-121300-5R0106) due to a budget shortfall. Mr. Barrett reported this is primarily an internal accounting change to re-appropriate SCDOT Resurfacing funds to a specific project. He said initially SCDOT was to utilize the \$349,673.13 for just general resurfacing wherever needed; however, Public Works requested it to be applied specifically to the Corley Mill/US 378 Project in order to uphold the CTC's 25% state requirement met in FY13. Upon approval, the SCDOT C-Fund Program Administration office will dedicate the funds to the Corley Mill/US 378 Project for the CTC's 25% state requirement. This will free up funding under the County's control in order to appropriate funding where needed. Council approved \$900,000 for the Corley Mill/US 378 Project in December 2011.

The Public Works/Solid Waste Management Committee voted unanimously to recommend to the County Transportation Committee (CTC) to approve staff's request.

Mr. Cullum made a motion, seconded by Ms. Summers to approve.

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

Chairman Jeffcoat called for the vote.

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

**FY14 Municipal C-Fund Requests** - The Public Works/Solid Waste Management Committee convened on Monday, January 27, 2014 to review FY14 Municipal C-Fund Requests. Following is the Committee Report:

Mr. Wrenn Barrett, Public Works Director, reported letters were sent to all municipalities in October 2013 for project submittals for C-Funds. There is \$50,000 available for FY2014. He said one request was received from the Town of South Congaree. Mr. Barrett reported the Town of South of Congaree is requesting an additional \$30,000 for the paving of Shumpert Street estimated at \$60,000. The Town was appropriated \$30,000 in FY 2012 and 2013. Staff recommended approving the request. Mr. Barrett said the remaining C-Fund balance of \$20,000 will be rolled over and added to next year's \$50,000 for a total amount of \$70,000 for municipality C-Funds.

The Public Works/Solid Waste Management Committee voted unanimously to recommend to the County Transportation Committee (CTC) to approve the C-Fund request from the Town of South Congaree.

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

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

Chairman Jeffcoat called for the vote.

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

Mr. Collins	Ms. Summers
Mr. Matthews	Mr. Banning
Mr. Cullum	

Chairman Jeffcoat adjourned the CTC and reconvened the Council meeting.

**Budget Amendment Resolutions - None.**

**Old Business/New Business** - Letter from SCDOT - Chairman Jeffcoat read the following letter he received from SCDOT. On behalf of South Carolina Department of Transportation, citizens of South Carolina, and the traveling public thank you for your assistance during the recent inclement weather event on January 27-30, 2014. I have been advised by our local resident maintenance engineer, Lyle Davis, that Lexington County furnished equipment and operators to assist us in clearing the roads, especially on I-26 from Mile Marker 119 to Mile Marker 129. Your assistance definitely enhanced our snow and ice clearing efforts. Please share this with your fellow council members. Again, thank you for volunteering to help us during our time of need. Joanne Woodrum, District Engineering Administrator.

Mr. Mergo said he just received an e-mail from Chairman Mike Crapps of the Penny for Progress Commission that the scheduled Penny for Progress meeting scheduled for Wednesday, January 28 has been canceled due to the inclement weather.

**Executive Session/Legal Briefing** - Chairman Jeffcoat reported Council went into Executive Session during the Committee of the Whole to discuss four legal and one personnel matter and there were no motions to be considered.

**Matters Requiring a Vote as a Result of Executive Session - None.**

**Motion to Adjourn** - Ms. Summers made a motion, seconded by Mr. Kinard to adjourn.

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

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett  
Clerk

Johnny W. Jeffcoat  
Chairman