

**PUBLIC WORKS COMMITTEE  
MINUTES  
JULY 27, 2010**

The Public Works Committee met on Tuesday, July 27, 2010 in the Committee Room, located on the second floor of the Administration Building beginning at 1:10 p.m. Mr. Derrick, Committee Chairman, presided.

Members Attending:

William C. Derrick, Chairman  
Bobby C. Keisler  
James E. Kinard, Jr.

John W. Carrigg, Jr., V Chairman  
William B. Banning, Sr.

Also attending: Katherine Hubbard, County Administrator; Larry Porth, Finance Director/Assistant County Administrator; 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.

**NPDES MS4 Permit Update (Goal 2) - Public Works - Synithia Williams, Environmental Coordinator** - Ms. Williams presented an update on the status of the National Pollutant Discharge Elimination System (NPDES) Small Municipal Separate Stormwater Systems (MS4) Permit which will expire in February of 2011. The South Carolina Department of Health and Environmental Control (DHEC) has informed the County of changes to the NPDES MS4 program. Ms. Williams provided a list of the changes to the program based on the following: 1) EPA's MS4 Permit Improvement Guide to assist permit writers; 2) EPA's The Effluent Limitations Guidelines and New Source Performance Standards to control Discharges from Construction Sites (which became effective February 1, 2010). These new standards require sites 20 acres or greater to meet turbidity standards starting August 1, 2011, and sites 10 acres or greater must meet turbidity standards beginning February 2, 2014; and 3) EPA's proposed rulemaking to strengthen the post construction requirements of the storm water program. The Committee asked how turbidity standards would be achieved in the red clay areas. Ms. Williams replied that this will be a hard standard to meet especially for clay soils in Lexington County. Staff to research how other states are meeting the turbidity standards especially those with clay soil. The Committee expressed concerns about the number of detention ponds being built in new development areas. Ms. Williams responded the County requires a certain amount of water held back and the traditional way to do that is a detention pond; however, the County does not tell the developer where to place the pond on the property. DHEC has extended the County's NPDES MS4 permit application to January 14, 2011 to allow staff time to review the MSR Permit Improvement Guide and include sample language for the new permit. Staff will return to Council with the new permit, work in the EPA's Effluent Limitations Guidelines and to review the EPA's proposal to strengthen post construction controls. Ms. Williams asked if the Committee had any questions for EPA that they would be available at the August 12, 2010 South Carolina Association of Stormwater Managers (SCASM) meeting. For information only, no action taken.

**Executive Session/Legal Briefing** - A motion was made by Mr. Kinard, seconded by Mr. Banning to go into Executive Session to discuss a Public Works legal matter.

The vote in favor was unanimous.

Mr. Derrick reconvened the meeting in open session with no motions to be considered.

**Uncontested Legal Road Closures - Public Works - John Fechtel, Director** - Committee Chairman Derrick requested item to be stricken from the agenda.

**Chaney Road Partial Closing - Public Works - John Fechtel, Director** - Mr. Fechtel presented updated information on the request for the legal closing of a portion of Chaney Road previously presented to the Committee. He reported that the owner, Mr. Everette Kneece, would pay half the legal cost and provide a cul-de-sac. Mr. Fechtel said for Chaney Road, the County would not pay more than \$1,500.

A motion was made by Mr. Kinard, seconded by Mr. Banning to recommend to full Council to approve staff recommendations for the partial closing of Chaney Road. The County will reimburse Mr. Kneece 50 percent of the legal cost not to exceed \$1,500.

The vote in favor was unanimous.

**Partial Closing of Pershing Street - Public Works - John Fechtel, Director** - Mr. Fechtel presented a request for the partial closing of Pershing Street. Mr. Fechtel reported the County was notified of closing a portion of Pershing Street on property owned by Ms. Joan T. Caughman. The property is located in the Town of Batesburg-Leesville. Mr. Fechtel said that under an old agreement the County maintains this section of road for the town. Staff recommends deferring to the Town of Batesburg-Leesville since they are responsible for the road.

A motion was made by Mr. Banning, seconded by Mr. Kinard to recommend to full Council to approve staff's recommendation to defer closing of Pershing Street to the Town of Batesburg-Leesville.

The vote in favor was unanimous.

**Updated Countywide Transportation Plan - "C" Funds (Goal 2) - Public Works - John Fechtel, Director** - Mr. Fechtel presented a proposed update for the Countywide Transportation Plan. He reported that part of the requirements under "C" Funds is to have a countywide transportation plan and that the current plan had not been updated since the original 1994 plan. The South Carolina Department of Transportation (SCDOT) has requested the County to submit a current Countywide Transportation Plan for SCDOT's files. The plan submitted for approval has no major changes except that in the original plan it did not allow credit for year petitioned which was changed in the early 2000's. Staff recommends approval of the proposed updates submitted. The County may amend the plan at any time and resubmit to SCDOT.

A motion was made by Mr. Kinard, seconded by Mr. Keisler to recommend to full Council to

approve staff's recommendations for the proposed updates to the Countywide Transportation Plan.

The Committee confirmed that the Lexington County Transportation Committee is made up of the nine Council members based on their Council term. The Committee Chairman asked the staff to look at two items, 1) give credit to the number of homes on dirt roads with regard to paving and if there is any way to give credit for businesses maybe a residential equivalent for a business whether it be chicken houses or a pallet manufacturer, and 2) to see if there is any way to narrow the gap for maintenance costs, i.e., least maintenance to most maintenance cost.

The vote in favor was unanimous.

**Chapter 7 Land Development Manual, Agreements, Bonding and Warranties (Goal 2) - Public Works/Stormwater Management - Sheri Armstrong, Manager** - Ms. Armstrong presented the new chapter for the Land Development Manual titled Chapter 7 - Agreements, Bonding and Warranties for review. In addition to the material submitted for review, Ms. Armstrong provided a handout, Article 6 - Status of Subdivisions from Lexington County's Subdivision Regulations referencing section 6.20 Bonding that is currently in place. Ms. Armstrong reviewed each section for the proposed chapter which was developed to provide engineers, developers, designers, and others with information on the various agreements, bonds, and warranties issued by the Public Works Stormwater Division (PW/SWD). She discussed issues and concerns pertaining to each section listed in Chapter 7. Staff will return after Chapter 7 has been presented to the Stakeholders with their comments. For information only, no action taken.

**Approval of Minutes - Meetings of May 25, June 15, and June 22, 2010** - A motion was made by Mr. Kinard, seconded by Mr. Banning to approve the May 25, June 15 and June 22, 2010 minutes as submitted.

The vote in favor was unanimous.

**Old Business/New Business - Traffic Congestion, Alternate Material for Road Swells, New Road - Corley Mill/Riverchase, Assessment of Ponds Inventory, Flooding Issues** - None.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Judy R. Busbee  
Assistant to the Clerk

William C. Derrick  
Chairman

Diana W. Burnett  
Clerk