

**MINUTES
LEXINGTON COUNTY COUNCIL
APRIL 24, 2007**

Lexington County Council held its regular meeting on Tuesday, April 24, 2007 in Council Chambers, beginning at 4:30 p.m. Mr. Derrick presided.

Prior to the Invocation and Pledge of Allegiance, Vice-Chairman Summers said as Council continues to involve more citizens in County Government, an invitation has been extended to area groups, organizations, and schools to deliver the invocation and lead the pledge of allegiance.

Reverend John Derrick, Associate Chaplain at Lexington Medical Center gave the Invocation. In addition to serving as the Associate Chaplain at Lexington Medical Center, Reverend Derrick is pastor of Zion Lutheran Church in Lexington.

Ms. Tracy Lynn Connolly, a junior at Batesburg Leesville High School, led the Pledge of Allegiance. Ms. Connolly is the ROTC Cadet Personnel and Administration Officer and recently was the recipient of the Superior Cadet Award for Leadership Education.

Members attending:	William C. Billy Derrick	James E. Kinard, Jr.
	George H. Smokey Davis	Debra B. Summers
	Bobby C. Keisler	Johnny W. Jeffcoat
	John W. Carrigg, Jr.	William B. Banning, Sr.
	M. Todd Cullum	

Also attending: Katherine Hubbard, County Administrator; Larry Porth, Finance Director/Assistant County Administrator; John Fechtel, Director of Public Works/Assistant 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.

Lexington High School Government and Economic Class - Mr. Derrick recognized students from Lexington High School attending as part of their government and economic classes.

Employee of the Quarter - Katherine Hubbard, County Administrator - The Employee of the Quarter was delayed to the May 8th meeting.

Employee Recognition - Katherine Hubbard, County Administrator - Ms. Hubbard recognized Mr. Chris Harmon, Auditor; Mr. Rick Dolan, Director of Assessment/Equalization;

and Mr. Perry Cromer, Appraiser in Assessment/Equalization. Ms. Hubbard said she received a letter from a citizen commending these gentlemen for going the “extra mile” to resolve his matter. The citizen said they were extremely helpful, courteous, and professional public servants.

Also, Mr. Chris Harmon, Auditor; Mr. Bill Rowell, Treasurer; and Mr. Brad Mathis, Deputy Treasurer were recognized. Ms. Hubbard said she received an e-mail from a citizen saying how impressed he was with the services from the Auditor and Treasurer’s office when he paid his taxes.

Resolutions - Emergency Medical Services Week, James Perry Kimball, Jennifer T. Cunningham - Mr. Davis made a motion, seconded by Ms. Summers to approve the resolutions.

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

In Favor:	Mr. Derrick	Mr. Davis
	Ms. Summers	Mr. Kinard
	Mr. Keisler	Mr. Jeffcoat
	Mr. Carrigg	Mr. Banning
	Mr. Cullum	

Resolution - Lexington County Airport at Pelion - Mr. Cullum made a motion, seconded by Mr. Kinard to approve the resolution.

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

In Favor:	Mr. Derrick	Mr. Cullum
	Mr. Kinard	Mr. Davis
	Ms. Summers	Mr. Carrigg
Abstaining:	Mr. Keisler	Mr. Jeffcoat
	Mr. Banning	

Appointments - Health Services District - Mr. Vince Rhodes - Ms. Summers made a motion, seconded by Mr. Keisler to appoint Mr. Vince Rhodes to the Health Services District Board of Directors. Mr. Rhodes’ appointment will be effective July 1, 2007. He will replace Mr. Wayne Corley.

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

In Favor:	Mr. Derrick	Ms. Summers
	Mr. Keisler	Mr. Kinard
	Mr. Davis	Mr. Jeffcoat
	Mr. Carrigg	Mr. Banning
	Mr. Cullum	

Appointments to Boards and Commissions - Mr. Derrick asked Council to work diligently to fill the vacancies on the Boards and Commissions.

Bids/Purchases/RFPs - A motion was made by Mr. Jeffcoat, seconded by Mr. Cullum that the following Bids/Purchases/RFPs (Q, R, S, and T) be approved.

Phase I Roadway and Water System Improvements - Saxe Gotha Industrial Park Project - Economic Development – Bids were solicited for the Phase I Roadway and Water System Improvements to serve the Saxe Gotha Industrial Park. Seven (7) bids were received.

Staff recommended the award of the bid to C. R. Jackson, Inc. for a total of \$1,142,689.20

Firefighting Equipment and Supplies - Public Safety/Fire Service - Bids were solicited for firefighting equipment and supplies for Public Safety/Fire Service. Bidders were allowed to submit bids on one or a multiple of items, depending on the products that they could provide. The County's fire departments use fire ground and special equipment to meet the demands of firefighting. Because of severe demands placed on the equipment, some items will require replacing during the year. These items include, but not limited, to nozzles, salvage covers, flashlights, chainsaws, assorted tools, fire rakes, etc. This will also allow Fire Service to continue equipping all fire apparatus to standards set by the Insurance Service Office (ISO) and National Fire Protection Association (NFPA). Six (6) bids were received.

Staff recommended making multiple awards to the lowest bidders meeting specifications. Wally's Fire & Safety Equipment Incorporated - \$12,720; Allsource Enterprises - \$265; Newton's Fire & Safety, Incorporated - \$25,560.84; Municipal Emergency - \$11,077.02; and Slagle's Fire & Equipment & Supply Company Incorporated - \$2,696.09. Total including tax is \$52,318.95.

Structure Gear and Extrication Gear - Public Safety/Fire Service - Bids were solicited for structure and extrication gear for Public Safety/Fire Service. Nine (9) bids were received.

Staff recommended making multiple awards to the lowest bidders meeting specifications. Quest Enterprises - \$46,160.88; Newton's Fire Safety - \$4,659.76; Jack L. Slagle Fire Equipment - \$563.75; and Morning Pride Mfg. - \$2,595.69. Total including tax is \$53,980.08.

12-14 Ton Utility Trailer - Public Works - Bids were solicited for a 12-14 ton utility trailer for the Public Works Department. The purchase will replace a 1979 trailer.

Staff recommended award of the bid to Lee Transport Equipment, Incorporated as being the lowest responsive bidder. Total including tax is \$11,438.46.

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

In Favor:	Mr. Derrick	Mr. Jeffcoat
	Mr. Cullum	Mr. Kinard
	Mr. Davis	Ms. Summers

Mr. Keisler
Mr. Banning

Mr. Carrigg

Chairman's Report - Mr. Derrick stated a schedule has been set to begin deliberations on FY 2007-08 budget.

Administrator's Report - Lawnmower Exchange Program - Ms. Hubbard reported during the Lawnmower Exchange, approximately 200 Richland and Lexington residents were on hand to purchase the new electric lawnmowers. All total one-hundred and fifty old gas lawnmowers were turned in. Lexington County residents accounted for 51.1 percent of those in attendance.

Ms. Hubbard reported that all of the promotional \$199 lawnmowers were sold, but residents will be able to continue purchasing the lawnmowers through the summer, but at a cost of \$299.

Former Chief Justice Bruce Littlejohn - Ms. Hubbard reported the County will be lowering the flags on Wednesday, April 25 in honor of the passing of former Chief Justice Littlejohn.

Presentation of FY2007-2008 Recommended Budgets - Finance - Larry Porth, Director - At the request of Ms. Hubbard, Mr. Porth gave a brief overview of the General Fund recommended budget.

Mr. Porth said that the FY 2007-08 general fund recommended budget is \$85,800 million.

Ms. Hubbard stated for the Budget Worksession on May 1, Fire Service will be first on the agenda followed by Law Enforcement and will continue in order of the accounts as shown in the recommended budget. After the general fund, we will proceed with the non-general fund with Library Services up first followed by Solid Waste Management and the remainder of the non-general fund budgets. Ms. Hubbard suggested that all new programs be presented at the time of request from outside agencies.

Mr. Derrick asked that during the budget deliberations if there is a new program that Council is not interested in pursuing further, that the new program be eliminated at that time. And those programs that are of interest will be discussed at one time rather than attempting to approve new programs along the way.

Approval of Minutes - Meeting of March 27, 2007 - A motion was made by Mr. Kinard, seconded by Mr. Keisler to approve the minutes of March 27, 2007 as submitted.

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

In Favor:	Mr. Derrick	Mr. Kinard
	Mr. Keisler	Mr. Davis
	Ms. Summers	Mr. Jeffcoat
	Mr. Carrigg	Mr. Banning
	Mr. Cullum	

Ordinance - Ordinance 07-04 - An Ordinance Amending the Outdoor Burning Ordinance (Goals 1,2) - 2nd Reading - Mr. Jeffcoat made a motion, seconded by Ms. Summers that Ordinance 07-04 be given third and final reading.

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

In Favor:	Mr. Derrick	Mr. Jeffcoat
	Ms. Summers	Mr. Kinard
	Mr. Davis	Mr. Keisler
	Mr. Carrigg	Mr. Banning
	Mr. Cullum	

Ordinance 07-05 - An Ordinance Adopting an Annual Budget for Fiscal Year 2007-08 - 1st Reading - A motion was made by Mr. Cullum and seconded by Mr. Kinard that Ordinance 07-05 receive first reading.

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

In Favor:	Mr. Derrick	Mr. Cullum
	Mr. Kinard	Mr. Davis
	Ms. Summers	Mr. Keisler
	Mr. Jeffcoat	Mr. Carrigg
	Mr. Banning	

Ordinance 07-06 - An Ordinance Authorizing the Irmo-Chapin Recreation Commission of the Irmo-Chapin Recreation District to Issue General Obligation Bonds in the Principal Amount of Not Exceeding \$3,300,000 - 1st Reading - A motion was made by Mr. Jeffcoat, seconded by Mr. Carrigg that Ordinance 07-06 receive first reading.

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

In Favor:	Mr. Derrick	Mr. Jeffcoat
	Mr. Carrigg	Mr. Kinard
	Mr. Davis	Ms. Summers
	Mr. Keisler	Mr. Banning
	Mr. Cullum	

Zoning Amendments - Zoning Map Amendment M07-03 - 1605 Bush River Road and Adjoining Parcel, Columbia - Announcement of First Reading - Mr. Derrick announced first reading of Zoning Map Amendment M07-03.

Zoning Map Amendment M07-04 - 1000 feet of North Woodside Parkway, West Columbia - Announcement of First Reading - Mr. Derrick announced first reading of Zoning Map Amendment M07-04.

Committee Reports - Economic Development, S. Davis, Chairman - Saxe Gotha Industrial

Park Restrictive Covenants - Mr. Davis reported during Executive Session, the restrictive covenants for the Saxe Gotha Industrial Park were discussed and staff was asked to make changes and bring back to the May 8th meeting for review. In addition, staff was asked to prepare an ordinance for the distribution of taxes for the five school districts that will come from the Saxe Gotha Industrial Park. No votes were taken.

Planning & Administration, J. Jeffcoat, Chairman - Zoning Map Amendment M07-01 - West Side of Charter Oak Road, Lexington - 2nd Reading - Mr. Jeffcoat reported the Committee continued discussions of Zoning Map Amendment M07-01 and recommended to delay second reading.

Old Business/New Business - Zoning Map Amendment M07-02 - 5429 Bush River Road, Columbia - Mr. Carrigg reported during the Planning and Administration Committee he brought up Zoning Map Amendment M07-02 asking that it be considered for second reading. He stated the reason it was not in the agenda was because the Planning Commission had met on Thursday, April 19 after the agenda had been set. He stated the Planning Commission had voted unanimously to approve the change of zoning classification from Development (D) to Limited Commercial (LC). The Committee voted to recommend to full council for second reading.

Mr. Carrigg made a motion, seconded by Mr. Jeffcoat that Zoning Map Amendment M07-02 receive second reading.

Mr. Derrick opened the meeting for discussion.

Mr. Jeffcoat said at the Public Hearing on March 27 that some of the neighbors had expressed some concerns about buffering.

Mr. Carrigg replied that those concerns have been addressed. He said he received a letter from Mr. Steiner addressed to the Arbor Chase Homeowners regarding buffering. In Mr. Steiner's letter he proposed in the areas where there is no existing trees or natural buffer, to install wax myrtles 5-6 feet apart to create a future solid hedge at 10-15 feet high.

In Favor:	Mr. Derrick	Mr. Carrigg
	Mr. Jeffcoat	Mr. Kinard
	Mr. Davis	Ms. Summers
	Mr. Keisler	Mr. Banning
	Mr. Cullum	

Justice, B. Banning, Chairman - Bulletproof Vest Partnership Application - Mr. Banning reported the Justice Committee met during the afternoon to consider a request from the Sheriff's Department to submit the Bulletproof Best Partnership application. The grant in the amount of \$16,000 is for the purchase of bulletproof vests. The grant is 50/50 percent match. The County's match is \$8,000.

Mr. Keisler made a motion, seconded by Mr. Cullum to approve staff's request to move forward with the grant application.

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

In Favor:	Mr. Derrick	Mr. Keisler
	Mr. Cullum	Mr. Kinard
	Mr. Davis	Ms. Summers
	Mr. Jeffcoat	Mr. Carrigg
	Mr. Banning	

Health & Human Services, J. Carrigg, Jr., Chairman - FEMA FY07 Assistance to Firefighter Grant Application (Goal 3) - Mr. Carrigg reported the Health and Human Services Committee met on Tuesday, April 10, 2007, to review the request from Fire Services for the FEMA FY07 Assistance to Firefighter Grant application.

Chief Russell Rawl, Fire Service Coordinator, advised the Committee of the FEMA Assistance to Firefighter grant that would assist with the replacement of a 15-year-old reserve pumper being used at the new Sharpe's Hill Fire Station. Fire Service wants to replace the reserve pumper with a compressed air foam system (CAFS) pumper at a cost of \$388,590. The grant would provide an 80% match of \$310,872 with the County matching 20% at \$77,718. The match has been included in the Fire Service FY2007-08 budget request.

The Health and Human Services Committee voted to recommend that Council approve staff's request to move forward with the FEMA Assistance to Firefighter grant application.

Mr. Carrigg made a motion, second by Mr. Keisler to approve staff's request to move forward with the grant application.

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

In Favor:	Mr. Derrick	Mr. Carrigg
	Mr. Keisler	Mr. Kinard
	Mr. Davis	Ms. Summers
	Mr. Jeffcoat	Mr. Banning
	Mr. Cullum	

Public works, D. Summers, Chairman - Ordinance 06-10 - Stormwater Management Ordinance - 2nd Reading - A motion was made by Ms. Summers, seconded by Mr. Jeffcoat that Ordinance 06-10 be given second reading.

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

In Favor:	Mr. Derrick	Ms. Summers
	Mr. Jeffcoat	Mr. Kinard
	Mr. Davis	Mr. Keisler
	Mr. Carrigg	Mr. Banning
	Mr. Cullum	

Budget Amendment Resolutions - The following BAR's were distributed and signed:

07-077 - A supplemental appropriation increase in the amount of \$63,084 to appropriate the revenue the County received from Palmetto Distributors for their purchase of used service and confiscated firearms from the Sheriff's Department. The revenue will be used to purchase 126 new firearms and 129 holsters from Lawman's Safety Supply.

07-078 - An appropriation transfer of \$36,000 and a supplemental appropriation increase in the amount of \$36,000 to complete the Pine Ridge School improvement to SCDOT specifications.

07-079 - A supplemental appropriation increase in the amount of \$29,900 to appropriate funds received from the State Budget and Control Board as a contribution to the Lexington County Joint Municipal Water & Sewer Commission to help connect the Edmund Fire Station with potable water.

07-080 - A supplemental appropriation increase in the amount of \$5,100 to appropriate donated funds for the Judicial Center Fountain project. Salley Law Firm, P.A. - \$100 and Ms. Linda Westbrook - \$5,000.

Old Business/New Business - None.

Executive Session/Legal Briefing - Mr. Derrick stated Executive Session will consist of one contractual matter, two real estate contractual matters, and one general legal briefing on current legal issues.

Mr. Kinard made a motion, seconded by Ms. Summers to enter into Executive Session to discuss contractual and legal matters.

In Favor:	Mr. Derrick	Mr. Kinard
	Ms. Summers	Mr. Davis
	Mr. Keisler	Mr. Jeffcoat
	Mr. Carrigg	Mr. Banning
	Mr. Cullum	

Mr. Derrick reconvened the meeting in open session.

Matters Requiring a Vote as a Result of Executive Session - Mr. Derrick stated Council received the contractual and legal matters and reported no motions were to be considered.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett
Clerk

William C. Derrick
Chairman