

MINUTES
LEXINGTON COUNTY COUNCIL
JUNE 28, 2005

Lexington County Council held its regular meeting on Tuesday, June 28, 2005 in Council Chambers, beginning at 4:30 p.m. Chairman Cullum presided; Mr. Davis gave the invocation; Mr. Derrick led the Pledge of Allegiance.

Members attending:	M. Todd Cullum	William C. Billy Derrick
	George H. Smokey Davis	Debra B. Summers
	Bobby C. Keisler	Johnny W. Jeffcoat
	John W. Carrigg, Jr.	Joseph W. Owens

Also attending: Art Brooks, County Administrator; Larry Porth; Finance Director/Assistant County Administrator; Katherine Doucett, Personnel 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.

Employee Recognition - Art Brooks, County Administrator - Mr. Brooks recognized the following Department of Public Works employees for the assistance they rendered the Town of Lexington in razing the old party shop located on Hendrix Street: Terry Kimley, Transportation Superintendent; Benjie Belcher, Crew Chief; Crew Staff Mike Lindler, Bryan Oswald, Todd Frick, Woody Cannon, Kenneth Bickley and Dwayne Livingston.

Mayor Halfacre expressed his appreciation on behalf of Town Council and the citizens of the Town and indicated that this was a critical first step in transforming the site from a local eyesore to a neighborhood park providing service to the west Lexington community.

Helene Dove, Appraiser I and Carla McClain, Appraiser I, Assessment and Equalization, were recognized for their assistance in dealing with citizens' appeals courteously, pleasantly and in a timely manner.

Rose Kitchings, Systems Analyst; Phil Hughes, PC LAN Tech II; Marlon Buff, Systems Analyst II; Jim Miller, IT Specialist/Web Developer, Information Services, were commended by Marsha Moore, Chief Deputy Clerk of Court, for their knowledge and service to the Clerk's office.

Geanie Cockrell, Personnel Specialist, Human Resources, was recognized for her assistance and caring attitude in dealing with the widow of a county employee and employees in the Public Works Department.

Jeff Palen, Deputy Auditor, Auditor's Office, was commended for his dedication, determination and hard work to attain his Masters in Business Administration from the University of South Carolina.

Judy Johnson, Accounting Clerk I, Treasurer's Office, was recognized for her helpful, patient, professional and personal attention she has given to assisting citizens with issues in the Treasurer's Office.

Brenda Furtick, Assistant to the Administrator, received a nice note from Amy Roof, Events Coordinator, Lexington Chamber of Commerce, thanking her for conducting the tour of the Administration Building and providing information about county government to the Youth Leadership Lexington County group.

Gary Baker, Lexington County Veterans Affairs Service Officer, was named the 2004-2005 Outstanding County Veterans Affairs Officer by the Disabled American Veterans Department of South Carolina at their convention on May 21, 2005.

Resolution - Gregory M. Smith - A motion was made by Mr. Davis and seconded by Mr. Owens that the Resolution be adopted.

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

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

Appointments - Aiken/Barnwell/Lexington Community Action - Ms. Juanice Aaron - Mr. Keisler made a motion, seconded by Mr. Derrick to appoint Ms. Juanice Aaron to the Aiken/Barnwell/Lexington Community Action Board of Directors. Ms. Aaron replaces Ms. Pamela Bobbitt.

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

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

Bids/Purchases/RFPs - Mr. Owens made a motion, seconded by Mr. Keisler that the following bids/purchases/RFPs (J, K, L, & M) be approved.

Banner Database Server - Information Services - Staff recommended the purchase of one (1) Banner database server for Information Services from the manufacturer, Dell, through State Contract Number 05-S6656-A11104. Cost of the server including tax is \$7,065.38.

The maintenance cost of \$7,757 per year on the current five-year-old server is greater than the price of a new unit. The server will be a new operating system that is faster and has more storage capacity.

Motorola Automatic Vehicle Locator (AVL) Mapping System - Public Safety/Communications

- Staff recommended the purchase of a Motorola Automatic Vehicle Locator (AVL) Mapping System from the manufacturer, Motorola, through State Contract Number OIR2007.07 for the Department of Public Safety/Communications. The cost including tax, installation and shipping is \$531,631.65. This system will allow County Dispatch to send all call data directly to a responding EMS unit and will provide routing and mapping information.

EMS Equipment and Accessories - Public Safety/EMS - Competitive verbal bids were solicited for EMS equipment and accessories for Public Safety/EMS. Bidders were allowed to submit bids on one or a multiple of items, depending on the products they can provide. Three (3) bids were received. Staff recommended to make multiple awards to the lowest bidders meeting specifications. Tri-Anim Health - \$3,430.16; Southeastern Emergency - \$13,550.19; and Matrx Medical, Inc.- \$7,779.34. Total including sales tax \$24,759.69.

Tri-County Adult Court Program - Sole Source - Solicitor's Office - Based upon the recommendation of Solicitor Myers that this be deemed a sole source procurement, Council approved services through the Saluda Behavioral Health System in the amount of \$36,000. The amount is based on \$160.00 per person per month. The anticipated maximum number of participants is 25. The contract will be for the period of September 1, 2005 through May 31, 2006.

Mr. Cullum opened the meeting for discussion.

Mr. Derrick asked why the County is wanting to enter into a contract to provide treatment services for the Tri-County Adult Drug Court program.

Mr. Cullum asked that a representative of the Solicitor's office come forward to answer questions posed by Council.

Mr. Todd Garrick, Adult Drug Court Coordinator, stated the Solicitor's office received a grant two years ago from the Substance Abuse Mental Health Administration. Beginning of our second year, they allowed us to cover the cost of the 11th Circuit Tri-County Drug Court program. We asked last year that Saluda Behavioral Health System be a sole source to provide that treatment since they have been providing it since 1997. It was approved last year and we are asking that it be again approved for the last year of the grant.

Mr. Davis asked, it is a pass through grant, correct?

Mr. Garrick, replied, yes sir.

Mr. Davis asked if the pass through grant is normally done with the "home" county and said Solicitor Myers has identified another county as the "home" county.

Mr. Garrick stated, "that you would have to ask Mr. Myers, I don't know." He said as far as passing the money through, we talked with the grant people last year; they said we could cover the cost for the Tri-County (Saluda, Edgefield, McCormick) Drug Court with the grant money. We have been working with Saluda Behavioral Health since 1996; they have been providing treatment since 1996 and we asked that it be a sole source last year; it was approved last year and we are just asking that it be again approved for this year.

Mr. Owens asked whether all the counties had to approve the grant or just the County of Lexington.

Mr. Garrick replied, just the County of Lexington.

Mr. Carrigg stated this was originally the County of Lexington's grant, which the County applied for and received. He said last year funds were spent in Saluda, Edgefield, and McCormick, which is the Tri-County.

Mr. Cullum stated his understanding from the justification provided by staff that there are no Lexington County residents/cases who will receive this treatment but is only for Saluda, Edgefield, and McCormick residents/cases.

Mr. Carrigg replied, this is a grant that was granted to the County of Lexington for the Lexington County solicitor, which each county applies for.

Mr. Carrigg asked if the Solicitor's office has ever applied for any grants in the name of Saluda, Edgefield, McCormick County, or the Tri-County Drug Court?

Mr. Garrick replied, not that I'm aware of. He said he has only been employed by the Solicitor's office for five years and what happened in 1996 I don't know if they (Saluda, Edgefield, or McCormick) applied for a grant back then.

Mr. Derrick made an amendment to the motion, seconded by Mr. Davis to delete Tab M (Tri-County Adult Drug Program).

Mr. Cullum opened the meeting for discussion.

Mr. Owens asked how much money the County gave Saluda, Edgefield, and McCormick last year.

Mr. Garrick replied, last year \$43,000 was budgeted to cover the treatment cost for the Tri-County.

Ms. Sheila Fulmer, Procurement Manager, interjected to say a purchase order was issued for \$36,000.

Mr. Owens stated, it is the same as last year's.

Mr. Carrigg asked, this is not taxpayer's money, but grant funding, correct?

Mr. Garrick replied, this is all federal grant money that the 11th Circuit Solicitor's office was awarded two years ago.

Mr. Carrigg asked, when the Solicitor's office submits reports to Washington is the Solicitor's office including reports from this organization?

Mr. Garrick, replied, yes sir.

Mr. Carrigg asked whether the grant renewal is based partly on treatment for the Tri-County area.

Mr. Garrick replied, yes sir. He said we are sending in numbers based on Lexington County and the Tri-County.

Mr. Cullum stated he understood the process but was baffled why the County of Lexington is making grant applications for other counties.

Mr. Carrigg replied, they didn't originally. He said the Drug Court program was originally started for Lexington County. He said all they have ever done is renew the grant; they have never had to reapply.

Mr. Cullum asked, how many years is this grant?

Mr. Garrick replied, we started our new grant year June 1 and it will go through May 30, 2006. He said he has spoken to the people in Washington; we will probably have money left over at the end of next year, May 30th, and we can get a grant extension for up to another year with whatever monies we have left over at the end of next year.

Mr. Carrigg stated at that point you will have to reapply.

Mr. Garrick replied, we will reapply if everything is in line; everything is pretty cut and dry.

Mr. Carrigg asked, they are going to continue the grant?

Mr. Garrick replied, yes sir.

Mr. Derrick stated the only reason he wanted to delete Tab M because Council worked hard to get the County's drug program solvent by contracting with The Alternative and now we are wanting to enter into a sole source provider for the Tri-County.

Mr. Carrigg stated he was not sure of what procurement procedures were followed.

Mr. Derrick replied, there were none. The justification provided by staff stated it was a sole source.

Mr. Carrigg asked, how would the Solicitor's office justify a sole source and who was it justified to?

Mr. Garrick stated “we wrote up a sole source.” He said we applied for it last year, the Saluda Behavioral Health System has been providing treatment services for the Tri-County since

Mr. Carrigg asked, what is the cost per person?

Mr. Garrick replied, a maximum of \$160.00 per person, per month.

Mr. Carrigg asked, what is the cost per person for Lexington?

Mr. Garrick replied, it depends upon how many people we have in the program at the time. He said he thought it was about the same cost per person for Lexington County.

Mr. Cullum asked what County Treasurer receives the money and reiterated why is the County of Lexington making grant applications for other counties.

Mr. Carrigg asked Mr. Garrick if he writes the checks.

Mr. Garrick, replied, no sir.

Mr. Carrigg asked, how do you get a check?

Mr. Garrick replied they (Saluda Behavioral Health System) sends him a bill. Once he has reviewed the bill, he will authorize it for payment and forward the bill to procurement.

Mr. Cullum asked Mr. Larry Porth, Finance Director, if Lexington County has the money.

Mr. Porth stated it is grant money and as it is spent, we are reimbursed by the grant.

Mr. Cullum stated so the money is here with our Treasurer.

Mr. Davis replied, no, that’s not true. The money is reimbursed after we spend it.

Mr. Cullum stated we have to spend \$36,000 of our money to treat other people in the other three counties and we are reimbursed for that expense.

Mr. Davis replied, right.

Mr. Owens asked Mr. Porth the timeframe that the money is reimbursed.

Mr. Porth replied, he was unsure but it was quickly.

Mr. Cullum asked, what year is the grant in?

Mr. Garrick replied, we are starting the third year.

Mr. Cullum asked, when does it expire?

Mr. Garrick replied, it expires May 30, 2006 and there should be money left over at such time we can extend it.

Mr. Cullum stated the grant is soon to expire and suggested staff probe the possibility that one of the other three counties (Saluda, Edgefield, or McCormick) make the application for services for the Tri-County area.

Mr. Garrick replied, ok.

Mr. Cullum stated there is currently an amendment to the motion to delete Tab M (Tri-County Adult Drug Program) and asked for further discussion.

Mr. Derrick withdrew his motion; Mr. Davis withdrew his second.

Mr. Cullum stated the original motion is to approve Tabs J, K, L, and M and asked if there were further discussion on the motion; none occurred.

In Favor:	Mr. Cullum	Mr. Owens
	Mr. Keisler	Mr. Davis
	Ms. Summers	Mr. Jeffcoat
	Mr. Carrigg	

Opposed: Mr. Derrick

Tabled Items - Ordinance 05-02-A - An Ordinance Adopting a Supplemental Appropriation for Fiscal Year 2004-2005 - 3rd and Final Reading - A motion was made by Mr. Carrigg and seconded by Mr. Davis that the motion be brought off the table.

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

Ordinance 05-02-A - An Ordinance Adopting a Supplemental Appropriation for Fiscal Year 2004-2005 - 3rd and Final Reading - Mr. Davis made a motion, seconded by Mr. Carrigg to divide the question into three parts; (1) Fire Service stations, (2) DSS facility, and (3) Libraries.

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

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

Mr. Jeffcoat

Mr. Owens

Fire Service Stations - Mr. Davis made a motion, seconded by Mr. Keisler to approve the construction/relocation/additions of Fire Service stations at Corley Mill Road, Cedar Grove Road, Chapin, Lake Murray, Red Bank, Mack Edisto, Amicks Ferry, Crossroads, and Pine Grove.

Mr. Cullum opened the meeting for discussion.

Mr. Owens asked for a cost estimate for these projects.

Mr. Porth, replied approximately \$3.5 - \$3.7 million.

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

DSS Facility - Mr. Davis made a motion, seconded by Mr. Jeffcoat to purchase the building, with renovations, located on South Lake Drive to house DSS.

Mr. Cullum opened the meeting for discussion.

Mr. Davis stated by purchasing the DSS facility it would alleviate the County paying rent while at the same time receiving rental income. He said currently the County is paying \$77,000 yearly in rent for DSS. He said overall economically it would make sense.

Mr. Owens asked, how much property taxes is the building currently generating for the County?

Mr. Davis replied, \$35,000. He said even though there would be no taxes generated, more money would be in the County treasury by spending the \$3.5 million than you can earn on the \$3.5 million.

Mr. Cullum asked if he understood correctly that the County is currently paying \$77,000 in rent per year for DSS.

Mr. Davis replied, yes sir.

Mr. Cullum asked if the County would be on the receiving end of the \$77,000?

Mr. Davis replied, no. The County would be on the receiving end of a state agency that is currently in the building who is paying rent. He said it would be approximately \$384,000 between now and 2009.

Mr. Carrigg stated it would cost the County substantially less to purchase the facility than to let it sit in the bank.

Mr. Cullum asked if the \$3.5 million was for immediate occupancy?

Mr. Davis replied, yes.

Mr. Owens asked if any specs were needed before moving forward.

Mr. Davis replied that the owner of the building and DSS have worked out the specs and are ready.

Mr. Owens said he would be opposing the purchase at this time because the County's General Fund will be reduced to approximately \$1.25 million if all the projects were approved.

Mr. Derrick asked, how much money does the County receive from DSS?

Mr. William Walker, Lexington County DSS Director, stated in a County owned facility, DSS can get 2 percent of the value of the building back as a use allowance each year. Therefore, 2 percent on the current Gibson Road and the Main Street facility is approximately \$77,000, then it would be 2 percent of the \$3.5 million. He said the move would be an opportunity for DSS and at the same time the Gibson Road facility would be able to be used for other purposes. He said the facility is located next to the Sheriff's Department which he understands is part of the plan.

Mr. Davis replied, the Gibson Road facility is desperately needed for the relocation of the Communications Center.

Mr. Jeffcoat replied, it's an excellent buy on that building.

Mr. Cullum stated the County would net 2 percent of the \$3.5 million per year.

Mr. Davis stated he did not think it would be on the total \$3.5 million but on the portion that DSS occupies.

Mr. Walker replied, that's correct.

Mr. Davis stated it would be approximately \$35,000 per year plus DSS pays a portion of the utilities and janitorial that is required.

Mr. Walker stated DSS is currently planning to occupy 3/4 of the building, therefore it would be more than half. He said the reimbursement on the utilities, janitorial, and the outside landscaping is a higher percentage; it is a little over 60 percent per year.

Mr. Carrigg stated the big benefit is that the County would be able to consolidate Fire Service, EMS and the Communications Center in one location near the Sheriff's Department.

Mr. Jeffcoat called for the question.

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

Opposed: Mr. Owens

Libraries - A motion was made by Mr. Davis, seconded by Mr. Owens to decline all library expansions at this time.

Mr. Cullum opened the meeting for discussion.

Mr. Jeffcoat stated material received from the Library Board reveals that the Chapin Library could expand three times over the size that it is now to be adequate. He said the library does not have enough room to support the demand for services provided and stated the roof at the Swansea Library is leaking. Mr. Jeffcoat asked that the issue on the libraries be brought up immediately because the Chapin and Swansea libraries have critical needs. He said for that reason he could not support the motion.

Mr. Owens stated he had originally supported the libraries but after visiting with constituents in Councilman Keisler's district who don't have a library, he can sympathize with those who don't have services past the point of those needing repairs or enhancements.

Mr. Jeffcoat replied that he did not have a problem supporting a library in South Congaree if they need one.

Mr. Owens suggested that Council review the libraries in Chapin, Swansea, Gilbert, and South Congaree comprehensively but not tonight.

Mr. Jeffcoat made a strong request that something be done soon.

Mr. Cullum said he has not visited the Chapin library but had made several visits to the Swansea facility and has met with Mayor Spires who indicated that the town did not desire the construction of a new library in that area. He said they want to enhance or revitalize their downtown area. Mr. Cullum said he met with Mayor Spires on a preliminary basis and told him that Council would revisit this with him. He said he did not think anyone who votes against the motion is shutting the door on that but believes it is a situation where Council is asking the Library Board to go back and re-evaluate since there are some areas with no service and other district areas that are shared by one library. He believes it would be premature to tell Swansea we are going to build a library in their town that they don't want as a body as he has been told by the Mayor.

Mr. Davis withdrew his motion; Mr. Owens withdrew his second.

Mr. Davis made a motion, seconded by Mr. Owens to delay the appropriation for the libraries for future consideration.

Mr. Cullum opened the meeting for discussion.

Mr. Keisler stated South Congaree has been left out in past years but has been promised over and over a library. He said he supports libraries but would not support them if South Congaree is left out. He said he is willing to work with each district for a library but also wants one for South Congaree. He said his district is the only district without a library.

Mr. Cullum called for further discussion; none occurred.

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

Mr. Cullum stated the appropriation for the Fire Service stations and the purchase of the DSS facility are out of FY2004-2005. He said that does not mean the County has a contract for the purchase of a building nor is there a contract to build the fire stations.

Mr. Cullum asked Mr. Porth for the total appropriation from the FY2004-2005 General Fund for the fire stations and DSS facility.

Mr. Porth replied that the supplemental appropriation of \$3.5 million is for the purchase of a DSS facility and \$3,161,339 is the amount for the fire stations. He said the \$3,161,339 is subject to finding the location and said Council may want to add some for contingency and suggested appropriating \$3.5 million for the fire stations. He said once approved, the \$7 million will be moved from the General Fund and put into a Capital Project Fund.

Ordinance 05-02-A - An Ordinance Adopting a Supplemental Appropriation for Fiscal Year 2004-2005 - 3rd and Final Reading - Mr. Owens made a motion, seconded by Mr. Keisler to approve a \$7 million supplemental appropriation for FY2004-2005 from the General Fund into a Capital Project Fund for the construction/relocation/addition of Fire Service stations and the purchase of a DSS facility and that Ordinance 05-02-A be given third and final reading.

Mr. Cullum opened the meeting for discussion; none occurred.

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

Tabled Item - Lexington County Recreation & Aging Commission - Adoption of Resolution

Ordering a Public Hearing Concerning the Issuance of General Obligation Bonds in an Amount Not to Exceed \$17,000,000 and General Obligation Refunding Bonds in an Amount Not to Exceed \$17,000,000 by the Lexington County Recreation District - Frannie Heizer, Attorney - McNair Law Firm, PA - Mr. Jeffcoat made a motion, seconded by Mr. Keisler that the motion be brought off the table.

Mr. Cullum opened the meeting for discussion; none occurred.

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

Opposed:	Mr. Derrick	Mr. Owens
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Lexington County Recreation & Aging Commission - Adoption of Resolution Ordering a Public Hearing Concerning the Issuance of General Obligation Bonds in an Amount Not to Exceed \$17,000,000 and General Obligation Refunding Bonds in an Amount Not to Exceed \$17,000,000 by the Lexington County Recreation District - Frannie Heizer, Attorney - McNair Law Firm, PA - Mr. Keisler made a motion, seconded by Mr. Jeffcoat to approve the adoption of the resolution ordering a public hearing.

Mr. Cullum opened the meeting for discussion.

Mr. Carrigg asked, all we are asking for is a public hearing at this juncture, correct?

Mr. Cullum replied, this will be first reading by title to allow public input; that is correct.

Mr. Carrigg asked, our vote is not in any way to approve the \$17,000,000 bond or to issue \$17,000,000 in bonds but merely to have public input, correct?

Mr. Jeff Anderson, County attorney, replied there are two votes tonight. One is the public hearing and the second one is for first reading of Ordinance 05-06. Mr. Anderson stated Council did not have to approve first reading if they chose not to.

Mr. Carrigg stated the only item off the table now is the Adoption of the Resolution Ordering a Public Hearing and said because his district is outside the Lexington County Rural Recreation District he does want to hear what the public has to say. He said he would support the Adoption of the Resolution Ordering a Public Hearing in order to hear from the public.

Mr. Owens stated from the feedback he has received regarding the issuance of bonds that he would not be supporting the motion.

Mr. Carrigg replied he understood Mr. Owens' position, but because he is outside the district, he has not had any feedback and would like the opportunity to hear from the public but was not endorsing

the plan. He said it concerned him that the second on the motion came from a Councilman that does not live in the district and said, "maybe all of you have your minds made up and know how you are going to vote and just haven't shared it with me."

Mr. Derrick called for the question.

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

Opposed:	Mr. Derrick	Mr. Owens
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Ordinance 05-06 - Authorizing Lexington County Rural Recreation District to Issue General Obligation Bonds in an Amount Not to Exceed \$17,000,000 and General Obligation Refunding Bonds in an Amount Not to Exceed \$17,000,000 - Frannie Heizer, Attorney - McNair Law Firm, PA - 1st Reading by Title - Mr. Davis made a motion, seconded by Keisler that the motion be taken off the table.

Mr. Cullum opened the meeting for discussion.

Mr. Davis stated he has heard from several individuals who want to speak in favor of the bonds at the public hearing. He said he asked each individual if they were willing to ask their neighbors to pay more taxes and they said they were and would come and speak in favor at the public hearing. Therefore, would like to give the public the opportunity to express their desire.

Mr. Cullum asked for further discussion.

Ms. Summers asked whether a public hearing can be held if first reading on Ordinance 05-06 is not approved. She said in general conversation she has had with individuals they have been very favorable of recreation.

Mr. Cullum stated it is not incumbent to have first reading of Ordinance 05-06 tonight to have a public hearing and said Ms. Frannie Heizer, Attorney, would be able to address the issue.

Ms. Heizer said it is possible to only adopt the Resolution Ordering the Public Hearing without having first reading of Ordinance 05-06 tonight. She said after the public hearing, Council could then decide to go forward with first reading.

She said there are two separate items relating to the Lexington County Recreation & Aging Commission bond request. One relates to refinancing some existing debts and the other relates to borrowing up to \$17,000,000 for a list of new projects. She said the time sensitivity comes with the potential refinancing. There is no way to know if interest rates are going to go up or not and asked if Council would be willing to move the process forward, even if it was only to keep alive the possibility for the refinancing. She said by giving it first reading it would be very clear that Council

is not making a commitment and it is not an indication that it is going to be a favorable decision but it does put us one step closer in being able to do the refinancing. The purpose of the refinancing is to save taxpayers money. She said with the summer schedule, Council meets only once in July and August and the publication requirements for this type of bond are much more strenuous than for a bond issue that would be issued directly by the County. Therefore, my request for your consideration is if you would possibly be comfortable to give first reading tonight, knowing that is not a predetermination, certainly not a commitment on your part, but then we might be in the position to at least do the refinancing on a timely basis and take advantage of lower interest rates.

Mr. Carrigg stated he sits in a very precarious situation and would probably abstain from voting but did want to hear from the public.

Ms. Heizer said based on the publishing requirements for the notice, the earliest possible opportunity given Council's meeting schedule, is the meeting in August since they can not meet the publishing requirements for the July meeting. So by taking action tonight on the ordering of the public hearing, they would be scheduling a public hearing for August. She said if Ordinance 05-06 gets no readings at all until then, then based on the requirements, they are probably looking at August, September, and October, thereby would not be able to hit the refinancing market until probably the later part of October.

Mr. Cullum stated the motion on the floor is to take Ordinance 05-06 off the table.

In Favor:	Mr. Cullum	Mr. Davis
	Mr. Keisler	Mr. Derrick
	Ms. Summers	

Abstaining:	Mr. Jeffcoat	Mr. Carrigg
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Not Present: Mr. Owens*

* Mr. Owens was not present when the vote was taken.

Ordinance 05-06 - Authorizing Lexington County Rural Recreation District to Issue General Obligation Bonds in an Amount Not to Exceed \$17,000,000 and General Obligation Refunding Bonds in an Amount Not to Exceed \$17,000,000 - Frannie Heizer, Attorney - McNair Law Firm, PA - 1st Reading by Title - Mr. Davis made a motion, seconded by Ms. Summers that Ordinance 05-06 receive first reading.

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

In Favor:	Mr. Cullum	Mr. Davis
	Ms. Summers	Mr. Derrick
	Mr. Keisler	

Abstaining: Mr. Jeffcoat Mr. Carrigg

Not Present: Mr. Owens*

* Mr. Owens was not present when the vote was taken.

Chairman's Report - Mr. Cullum announced that he, Mr. Davis and Ms. Summers attended the Lake Murray Backup Dam Dedication on Thursday, June 23.

Mr. Davis announced that he and Ms. Summers spoke at Girls' State.

Administrator's Report - No report.

Zoning Amendments - Zoning Map Amendment M05-05 - 121 Pleasant Springs Court - Announcement of 1st Reading - Mr. Cullum announced first reading of Zoning Map Amendment M05-05.

Zoning Map Amendment M05-06 - 2 Miles S. of Hwy. 608 and .1 Mile N. of Hwy. 271 - Announcement of 1st Reading - Mr. Cullum announced first reading of Zoning Map Amendment M05-06.

Committee Reports - Health & Human Services, J. Carrigg, Jr., Chairman - Adoption of Letter of Support for Grant Application - Lexington County Recreation and Aging Commission - Mr. Carrigg stated his committee met during the afternoon to discuss the adoption of a letter of support for a grant application for the Lexington County Recreation and Aging Commission. The Lexington Country Recreation and Aging Commission is applying for a \$350,000 grant for the construction of a new senior center in Lexington.

A motion was made by Mr. Carrigg, seconded by Mr. Davis to authorize the Chairman to execute a letter of support for the grant application for the Lexington County Recreation and Aging Commission.

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

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

Not Present: Mr. Owens*

* Mr. Owens was not present when the vote was taken.

Public Works, B. Derrick, Chairman - Town of Irmo Request for Matching Funds - Public

Works - Mr. Derrick stated the Public Works Committee met on Tuesday, June 14, 2005 to consider a request from the Town of Irmo for \$86,051 in "C" Funds for their 20 percent match of a SCDOT Enhancement grant.

Mr. John Fechtel, Director of Public Works stated the Town of Irmo has received a grant from SCDOT in the amount of \$333,270 that requires a 20 percent match of \$86,051 for sidewalks for Finsbury Road, Deptford Drive, and Fork Avenue. The project involves sidewalk construction totaling 1.288 miles, site grading and drainage, 1,760 SF gravity retaining wall, 550 LF curb and gutter, and 3,400 SY of sidewalk construction and erosion control. The concrete sidewalks will be to ADA, AASHTO, and FHWA standards.

The Committee voted to recommend to full Council that the \$86,051 be allocated from the Special Projects Fund to the Town of Irmo.

Mr. Derrick made a motion, seconded by Mr. Jeffcoat to approve the requested 20 percent match of \$86,051 for the Town of Irmo from the Special Projects Fund.

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

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

Not Present: Mr. Owens*

* Mr. Owens was not present when the vote was taken.

Legal Closing of a Portion of Tarragon Drive - Public Works - Mr. Derrick stated at its meeting on Tuesday, June 14, 2005 the Public Works Committee discussed a request from Ms. Vicki Quattlebaum for legal closing of a portion of Tarragon Drive.

Mr. John Fechtel, Director of Public Works, stated Ms. Quattlebaum requested the road to be legally closed to prevent further dumping of household garbage and the intrusion of speeding motorists and four-wheelers and to enhance future development of a twenty-eight (28) acre tract that is proposed for development. The dirt section of the road is approximately eight-hundred (800) linear feet long.

It is the recommendation of the Public Works Committee that Council authorize procedures to continue with the legal closing of a portion of Tarragon Drive.

Mr. Derrick made a motion, seconded by Mr. Owens to proceed with the legal closing of a portion of Tarragon Drive.

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

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

Planning and Administration, J. Owens, Chairman - 2005-2006 CEDS Priority Listing for Lexington County - CMCOG - Mr. Owens reported the Planning and Administration Committee convened on Tuesday, June 14, 2005 to consider the 2005-2006 Comprehensive Economic Development Strategy (CEDS) Priority Listing for Lexington County.

Ms. Robin Cooley, Senior Planner with Central Midlands Council of Governments, gave the committee a brief summary of the 2005-2006 CEDS Priority Listing. She stated the list is updated yearly, which is based on previous years' input and any new input received from Lexington County representatives. She said adoption of the plan would allow the County to remain eligible for EDA funding, if a project were to come up. The list is comprised of fourteen (14) proposed projects for fiscal year 2005-2006, which can be altered in regard to priority, if needed, by the CEDS Priority Setting Committee.

The Planning and Administration Committee voted to recommend that Council approve the 2005-2006 CEDS Priority Listing for Lexington County.

Mr. Owens made a motion, seconded by Mr. Davis to approve the 2005-2006 CEDS Priority Listing for Lexington County.

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

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

Town of Swansea - Approval of Support for the Gaston Copper Industrial Site - Phase I - Grant Application - Mr. Owens stated his committee met during the afternoon to discuss approval of support for a SCDOT Enhancement Grant from Mayor Ray Spires for the Town of Swansea. The Town of Swansea is applying for a SCDOT Enhancement Grant to be used to fund beautification of U.S. Highway 321 north of the Gaston Copper Industrial Site. The grant in the amount of \$200,000 requires no County match.

Mr. Keisler made a motion, seconded by Mr. Davis to support the Enhancement Grant application for the Town of Swansea.

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

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

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

A supplemental appropriation increase in the amount of \$7,000 to appropriate an additional grant award received from the Department of Homeland Security to purchase CERT Kits. The original grant was in the amount of \$11,290.

A supplemental appropriation in the amount of \$39,066 to appropriate additional funds for the development of Woodrow Street and railroad relocation.

Old Business/New Business - None.

Executive Session/Legal Briefing - A motion was made by Mr. Owens and seconded by Mr. Derrick that Council go into Executive Session to receive the legal briefing and to discuss contractual matters.

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

Mr. Carrigg left during the legal briefing due to a prior commitment.

Mr. Cullum reconvened the meeting in open session.

Matters Requiring a Vote as a Result of Executive Session - Mr. Cullum said as a result of Executive Session, there was one motion to be considered.

Budget Amendment Resolution - Public Works - 25% "C" Funds -Mr. Brooks presented a BAR in the amount of \$1,171,683 to appropriate funds to meet State Law requirement of 25% spent on State roads; \$1,137,683 for Pine Plain Road and \$34,000 for Bachman Road.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Diana W. Burnett
Clerk

M. Todd Cullum
Chairman