

MINUTES
LEXINGTON COUNTY COUNCIL
SEPTEMBER 20, 2004

Lexington County Council held a special meeting on Monday September 20, 2004 in Council Chambers, beginning at 6:00 p.m. Chairman Davis presided; Mr. Owens gave the invocation; Mr. Keisler led the Pledge of Allegiance.

The purpose of the meeting was to approve documents in order for Pirelli Communications Cables and Systems USA, LLC, to close on the sale of a building to a potential buyer on September 29, 2004.

Members attending: George H. Smokey Davis Bruce E. Rucker
 William C. Billy Derrick Jacob R. Wilkerson
 Bobby C. Keisler Johnny W. Jeffcoat
 John W. Carrigg, Jr. Joseph W. Owens
 M. Todd Cullum

Also attending: Art Brooks, County Administrator; Larry Porth, Finance Director/Deputy 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.

Public Hearing - Ordinance 04-07 Authorizing the Reduction of the Minimum Investment Commitment Under, and Certain Amendments of, the Lease Agreement Between Pirelli Communications Cables and Systems USA, LLC and Lexington County Dated December 7, 2001 - This is an ordinance authorizing the reduction of the minimum investment commitment under, and certain amendments of, the lease agreement dated December 7, 2001, the inducement agreement and millage rate agreement dated December 15, 2000, and the memorandum of understanding dated August 25, 2000 by and between Lexington County, South Carolina, and Pirelli Communications Cables and Systems USA, LLC, relating to, without limitation, a project as defined in Title 4, Chapter 12 of the South Carolina Code of Laws, as amended, and the payment to Lexington County of a fee in lieu of taxes, and authorizing the conveyance in fee simple of 62.10 acres in the Columbia Airport Enterprise Park to Pirelli Communications Cables and Systems USA, LLC under the terms of the lease agreement between Pirelli Communications Cables and Systems USA, LLC and Lexington County Dated December 7, 2001.

Mr. Davis opened the public hearing.

No comments, in favor or against, were received.

Mr. Davis closed the public hearing.

Ordinance - Ordinance 04-07 - Authorizing the Reduction of the Minimum Investment Commitment Under, and Certain Amendments of, the Lease Agreement Between Pirelli Communications Cables and Systems USA, LLC and Lexington County Dated December 7, 2001 - 2nd Reading - Mr. Jeffcoat made a motion, seconded by Mr. Rucker that Ordinance 04-07 be given second reading.

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

In Favor:	Mr. Davis	Mr. Jeffcoat
	Mr. Rucker	Mr. Derrick
	Mr. Wilkerson	Mr. Keisler
	Mr. Carrigg	Mr. Owens
	Mr. Cullum	

Economic Development Project - Project Troy - Memorandum of Understanding - Mr. Davis stated that Council needed to go into executive session to receive a legal briefing on the Memorandum of Understanding.

Executive Session/Legal Briefing - A motion was made by Mr. Jeffcoat and seconded by Mr. Rucker that Council go into executive session to receive a legal briefing on the Project Troy Memorandum of Understanding.

In Favor:	Mr. Davis	Mr. Jeffcoat
	Mr. Rucker	Mr. Derrick
	Mr. Wilkerson	Mr. Keisler
	Mr. Carrigg	Mr. Owens
	Mr. Cullum	

Mr. Davis reconvened Council in open session and reported that a legal briefing was received and indicated there was one motion to be considered.

Project Troy - Memorandum of Understanding - Mr. Jeffcoat made a motion, seconded by Mr. Rucker to approve the Memorandum of Understanding.

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

In Favor:	Mr. Davis	Mr. Jeffcoat
	Mr. Rucker	Mr. Derrick
	Mr. Wilkerson	Mr. Keisler

Mr. Carrigg
Mr. Cullum

Mr. Owens

Mr. Anderson, County attorney distributed Exhibit A to be included with the Memorandum of Understanding for Project Troy.

Committee Report - Committee of the Whole, S. Davis, Chairman - Classification and Compensation Plan - A motion was made by Mr. Jeffcoat, seconded by Mr. Carrigg to accept and approve the following committee report submitted by the Committee of the Whole dated September 7, 2004.

The Committee of the Whole met on Tuesday, August 24 to discuss implementation of the classification and compensation study that was completed by the Archer Company during fiscal year 2003-2004.

The committee voted to recommend that Council approve a 2.3 percent COLA beginning the pay date of October 1, 2004 in accordance to the parameters proposed by staff. Also included is a 2.3 percent COLA for elected officials.

The classification and compensation implementation is as follows:

- (1) The date of the implementation: Pay date of October 1, 2004.
- (2) Those current salaries which fall at mid-point or below of the old grade, would be adjusted to the equivalent pay point, limited to a maximum of \$3,500, but not less than the minimum of the new range, or less than 2.3 percent.
- (3) Those current salaries which exceed mid-point of the old grade would be adjusted 2.3 percent of current salary and not less than the mid-point of the new grade.
- (4) A "below expectation" rating (below 3.0 on a scale of 1.0 to 5.0) will disqualify the employee from this adjustment.
- (5) Salaries of elected officials to be increased 2.3 percent, representing a COLA adjustment. (Does not include those officials whose pay is established and adjusted pursuant to State law.)
- (6) Unevaluated, ungraded positions (typically part-time or temporary) will be adjusted by 2.3 percent, a COLA adjustment. However, any graded, but unevaluated positions would be adjusted by the COLA but not less than the equivalent hourly rate of the minimum of the pay grade.

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

In Favor: Mr. Davis Mr. Jeffcoat

Mr. Carrigg	Mr. Rucker
Mr. Derrick	Mr. Wilkerson
Mr. Keisler	Mr. Owens
Mr. Cullum	

New Business/Old Business - Wellington Synthetic Fibres, Inc. - Quit-Claim Deed - A motion was made by Mr. Rucker, seconded by Mr. Derrick to approve the Quit-Claim Deed to Wellington Synthetic Fibres, Inc.

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

In Favor:	Mr. Davis	Mr. Rucker
	Mr. Derrick	Mr. Wilkerson
	Mr. Keisler	Mr. Jeffcoat
	Mr. Carrigg	Mr. Owens
	Mr. Cullum	

There being no further business, the meeting was adjourned.

Respectfully submitted,

Dorothy K. Black
Clerk

George H. Smokey Davis
Chairman

Diana W. Burnett
Assistant Clerk to Council