

MINUTES
Town of Lexington
Executive Session and
REGULAR COUNCIL MEETING
September 4 , 2018

Town Council held an Executive Session at 5:30 p.m. followed by the Regular Council meeting at 6:30 p.m. in the Council Chambers on September 4, 2018. The meetings were attended by: Mayor Steve MacDougall, Mayor Pro-Tem Hazel Livingston, Councilmembers Kathy Maness, Todd Carnes, Ron Williams, Steve Baker and Todd Lyle.

Staff members present were: Town Administrator Britt Poole, Assistant Town Administrator Stuart Ford, Municipal Attorney Brad Cunningham, Town Prosecutor Cliff Koon, Transportation Director Randy Edwards, Police Chief Terrence Green, Planning, Building and Technology Director John Hanson, Utilities and Engineering Director Allen Lutz, Finance Director Kathy Pharr, Parks and Sanitation Director Dan Walker, Digital Media Coordinator Darrell Pritchard, Assistant Municipal Clerk Karen Hanner, and Municipal Clerk Becky Hildebrand.

There were approximately twenty (20) citizens present for the Council meeting and no members of the news media were present.

INVOCATION, PLEDGE OF ALLEGIANCE AND CALL TO ORDER: Mayor MacDougall welcomed everyone to the meeting and introduced the Council Members. Pastor Rocky Purvis, Northside Baptist Church, gave the invocation. Mayor MacDougall asked two Cub Scouts who were present to lead in the Pledge of Allegiance. Mayor MacDougall called the meeting to order at 6:43 p.m.

EXECUTIVE SESSION REPORT

Mayor MacDougall reported that the *Executive Session* was called to order at 5:30 p.m. after a motion was made by Mayor Pro-Tem Livingston and seconded by Councilmember Maness to go into *Executive Session*. The motion was unanimously carried by all those present (5). Councilmembers Baker and Lyle were absent for the vote. Council adjourned from *Executive Session* at 6:31 p.m. after a motion was made by Councilmember Carnes and seconded by Councilmember Lyle to adjourn and reconvene the Executive Session following the Council meeting. The motion was unanimously carried. Mayor MacDougall reported that pursuant to SC Code §30-4-70(a) (1) and (2), Council met in *Executive Session* to discuss: Four legal items regarding the Election Ordinance; two issues regarding pending litigation, and advice regarding an existing ordinance; three contractual matters regarding three downtown economic development matters; and one personnel matter regarding procedures on personnel reviews. No vote was taken. A motion was made by Councilmember Maness and seconded by Councilmember Carnes to ratify the Mayor's report. The motion was unanimously carried.

DELETIONS ON AGENDA: None.

APPROVAL OF MINUTES: A motion was made by Councilmember Maness and seconded by Mayor Pro-Tem Livingston to approve the minutes for Council's July 16, 2018 Work Session, Council's July 16, 2018 Regular Council meeting with one correction on page 8, Council's August 20, 2018 Work Session and Council's August 20, 2018 Regular Council meeting as submitted. The motion was unanimously carried.

PRESENTATIONS

1. **Proclamation Designating September 17 through 23, 2018 as Constitution Week: Pam Freck, Regent; Jean Charles, Peggy Como, Elaine Roberts, and Nancy Matolak of the Granby Chapter of the National Society of Daughters of the American Revolution (NSDAR) – Councilmember Todd Carnes:** Councilmember Carnes read a Proclamation designating September 17 through 23, 2018 as Constitution Week which was started by the Daughters of the American Revolution (DAR) in 1955. The Constitution celebrates its 235 anniversary this year. Councilmember Carnes welcomed five members of the DAR Granby Chapter which celebrates its 125th anniversary this year.

Ms. Pam Freck, Regent, thanked the Mayor and Council for their continued support. She stated that they are honored and thankful for their ancestors who gave us the freedom to pray and to be here to make decisions. She added that they continue to go into the schools in Lexington County to give awards for good citizenship and merits for the ROTC programs.

2. **Lifesaver Award Presentation to Lexington Police Lieutenant Wally Bledsoe and School Resource Officer Caitlin Voravudhi – Police Chief Terrence Green:** Chief Green stated that the two officers are very humble and it was hard to convince them to receive the Lifesaver Award, but their actions on May 31, 2018 at the Lexington Middle School were nothing short of saving the life of another. He added that SRO Voravudhi was notified by a school staff member that a female was having a medical emergency. SRO Voravudhi saw a Lexington medical staff member over the patient, who was not breathing and did not have a pulse, performing chest compression. SRO Voravudhi called for PD assistance and for EMS and then took over chest compression on the patient. Lieutenant Bledsoe responded from the Police Department and after assessing the patient with SRO Voravudhi he also assisted with the patient. Chief Green stated that after rounds of CPR, the patient regained a level of consciousness until Lexington County EMS arrived who then took over. The patient was transported to the hospital where she underwent surgery. Chief Green added that due to the fast actions of Lieutenant Bledsoe, SRO Voravudhi and the Lexington Middle School staff, the patient is now at home and recovering. Chief Green wished to present the Lifesaver Award to SRO Voravudhi and Lieutenant Bledsoe for their heroic actions.

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Chief Green also thanked Lexington Middle School Principal, Gloria Nester, who was present, and her staff for their actions and for always working closely with the Lexington Police Department. Ms. Nester stated that their school runs beautifully with all the assistance from the Lexington Police Department.

Mayor MacDougall commended the officers for their heroic actions. He asked if they would like to say a few words.

Lieutenant Bledsoe stated that he had no words because this is what he does, but he was very thankful for the award.

VISION PLAN UPDATE

Mayor MacDougall announced: (1) The Lexington Live Fall Concert Series will kick-off this Thursday, September 6th from 6:30 p.m. to 9:30 p.m. at the Icehouse Amphitheater featuring The Fantastic Shakers. The five-week series will run on Thursday evenings including: September 13 with Men of Distinction; September 20th with Fantasy; October 4th with Finesse and October 11th with The Root Doctors. For a full list of events, visit www.icehouseamphitheater.com. (2) The Town of Lexington's Farmers Market runs each Saturday from August through September 29th from 9:00 a.m. to 12:00 p.m. at the Lexington Square Park. For more information call 803/358-7275 or email farmersmarket@lexsc.com. (3) Due to filming and media requirements of NBC's America's Got Talent, the Noah Guthrie Concert which was scheduled for September 21st at the Icehouse Amphitheater will be postponed until April 12, 2019. Tickets for the new date will go on sale December 12, 2018. We wish Noah the best of luck and if he wins America's Got Talent, Lexington will have his first appearance following the win.

TRAFFIC UPDATE

Mayor Pro-Tem Livingston gave the Traffic Update: (1) The Ginny Lane and I20 Exit ramp improvements will begin in the next couple weeks. This work is expected to take six months to complete. (2) SCDOT is continuing the sidewalk installation project along US-1/Augusta Highway towards I-20. It is expected to be completed by the end of the month. Periodic lane closures are expected, so please use caution in and around this area. (3) The next Traffic Committee meeting will be Wednesday September 12, 2018 at 8:00 a.m. in the third floor conference room at Town Hall. Citizens were encouraged to call 358-7273 if they were aware of a traffic signal issue, unsafe roadway situations, or a pothole that needs repair.

PUBLIC HEARINGS

Mayor MacDougall called the Public Hearing to order and requested that those wishing to speak limit their comments to five minutes.

1. **Final Reading** of an Ordinance to sell Town property at 103 West Main Street.

There being no comments, Mayor MacDougall declared the Public Hearings closed.

OLD BUSINESS

1. A motion was made by Councilmember Maness and seconded by Councilmember Baker to approve **Final Reading of an Ordinance to sell Town property at 103 West Main Street**. The motion was unanimously carried. (Copy attached.)
2. A motion was made by Councilmember Carnes and seconded by Councilmember Williams to approve **Final Reading of an Ordinance annexing Lexington County Tax Map #3500-03-118 and 127 located at 221 Corley Mill Road**. The motion was unanimously carried. (Copy attached.)

NEW BUSINESS

1. **First Reading Approval of an Ordinance Annexing Lexington County Tax Map #3500-04-015 located at 4787 Sunset Boulevard:** G & L Investments of Lexington, LLC owns one acre located at 4787 Sunset Boulevard and petitioned to annex the property. A small commercial building is located on the site. Properties in Town near this property are zoned General Commercial and Sunset Boulevard is classified as an Arterial road. The Planning Commission will review this annexation during their September meeting to recommend a zoning and road classification for this parcel. (Copy attached.)

A motion was made by Councilmember Williams and seconded by Councilmember Lyle to approve First Reading of an Ordinance to annex Lexington County Tax Map #3500-04-025 located at 4787 Sunset Boulevard as stated. The motion was unanimously carried.

2. **First Reading of an Ordinance Authorizing Water and Sewer Revenue Bonds and Bond Anticipation Note:** The Town's Water and Sewer System Capital Improvement Plan for Fiscal Year 2019 totals approximately \$14.4 Million. Additionally, the cost of the I-20 system may be finalized in the next several months and may require interim financing. The overall financing plan includes a mix of capital contribution fee income, retained earnings, bond issuances and State Revolving Fund ("SRF") loans. Accordingly, the financing plan requires a Supplemental Bond Ordinance to authorize Water and Sewer Revenue Bonds and BANs. The Supplemental Ordinance will authorize various

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series of Bonds and BANs which in total will not exceed \$19.5 Million. BANs are expected to be issued to provide interim financing for capital projects including the Cromer Road Pump Station and Upgrades to Water Pumping Capacity at the Lake Murray Water Treatment Facility in addition to the resolution of the I-20 System acquisition. Permanent (long-term) bond financing is anticipated in Fiscal Year 2021 upon completion of the projects. State Law allows for BANs to be issued with maturities of up to one year. The use of low interest short-term BANs is designed to minimize overall financing costs and maintain financial flexibility during the construction phase. (Copy attached.)

A motion was made by Councilmember Baker and seconded by Councilmember Carnes to approve **First Reading of an Ordinance Authorizing Water and Sewer Revenue Bonds and Bond Anticipation Notes** as stated. The motion was unanimously carried.

3. **Meals on Wheels Program:** The Lexington County Recreation and Aging Commission's Council on Aging Program requested support from the Town of Lexington to heighten awareness of the circumstances that face many of Lexington County's aging individuals and to support the Meals on Wheels Program. (Copy attached.)

A motion was made by Councilmember Lyle and seconded by Mayor Pro-Tem Livingston to again approve a \$500 contribution to Meals on Wheels. The motion was unanimously carried.

4. **Keep the Midlands Beautiful:** During Council's July Work Session, Ms. Jacqueline Buck gave Council an overview of all the projects that Keep the Midlands Beautiful helps with in several counties. They are responsible for Adopt A Highway, Adopt A Waterway, E-Waste and paper shredding events, recycling events for festivals, planting trees, and helping with beautification projects depending on grants and funds raised during their gala. Municipalities can help Keep the Midlands Beautiful in several ways. One is to become a sponsor for the Keep the Midlands Beautiful Gala for a Greener Midlands 2018 which will be held November 16, 2018 at the River Center in Saluda Shoals Park. Sponsor levels include: Signature \$5,000; Platinum \$1,250; Gold \$1,000; and Silver \$600. (Copies attached.)

A motion was made by Councilmember Baker and seconded by Councilmember Lyle to approve a sponsorship to Keep the Midlands Beautiful. Councilmember Maness asked which level they would recommend. Councilmember Baker responded that he would amend the motion to include a Silver \$600 sponsorship. He added that Keep the Midlands Beautiful does a lot of cleaning up and he personally liked the organization and was honored to be a part of it. He stated that it was his understanding that County Councilmember Darrell Hudson was

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matching contributions. Mayor MacDougall confirmed that Mr. Hudson was matching donations, through a private donor, and they were already at \$40,000. Councilmember Lyle seconded the amended motion. The motion was unanimously carried. Councilmember Maness asked if Lexington County was a sponsor. Mayor MacDougall responded that he did not know. Mayor Pro-Tem Livingston stated that she would like to amend the amount to a Gold Sponsor for \$1,000. Councilmember Lyle seconded the amended motion for \$1,000 and added that Ms. Buck had deliver a good presentation and he thought they would be good stewards of the investment. The amended motion was unanimously carried.

ANNOUNCEMENTS

Councilmember Williams made the following announcements: (1) The Town of Lexington's Farmers Market wraps up this month – so if you have not had a chance to come out - it is every Saturday from 9:00 to Noon at the Lexington Square Park. Please come out and support all the local vendors. (2) As the Mayor announced – this Thursday is the kick-off for Lexington Live Fall Concert Series. If you missed the free concerts last year – you will want to put it on your calendar! There's great music, local food and beverages and - of course - a lot of your neighbors will be there. We really enjoyed the concerts last year and I'm looking forward to it again. Also – thanks to the Town's Downtown Venue Promoter – Walker Brewer – who has done a great job booking events at the amphitheater and congratulations to Walker and his wife, Brittany who became parents in July to little Baby Hazel! (3) The Board of Zoning Appeals will meet this Thursday, September 6th at 5:30 in the Council Chambers. (4) As Mayor Pro-Tem Livingston mentioned, the Traffic Committee will meet next Wednesday, September 12th at 8:00 a.m. in the 3rd floor conference room. (5) Council will meet again on September 17th for the Council Work Session which will start at 6:00 in the Eli Mack Room. (6) The Planning Commission will meet Wednesday, September 19th at 8:00 a.m. in the Council Chambers. (7) We always announce our Boards and Committee meetings as a reminder that they are also open to the public. If you are interested in serving on one of the Town Boards or Committees there are eight vacancies. Please visit www.lexsc.com under the "Government" tab and look for "Boards and Commissions" where you will find information about all the Boards and an application. (8) He hoped everyone had a great Labor Day weekend and thanked everyone for watching their Town Council in action tonight.

Councilmember Williams asked Transportation Director Edwards if he would look into the red light at Corley Mill Road because he had received several complaints that cars are not cycling through the light especially since school started back. Mr. Edwards stated that an adjustment was made after school started, but he would check to see if another adjustment was needed.

Mayor MacDougall wished a speedy recovery to Utilities Director Lutz's father who had surgery today. He also wished Jonathan Maness a Happy Birthday.

NEWS MEDIA QUESTIONS: None.

PUBLIC COMMENTS: None.

ADJOURNMENT

Mayor MacDougall thanked the Council members and citizens for attending the Council meeting. He thanked those at home for viewing the Council meeting on Channel 1301 and a video of the meeting would be replayed several times during the week.

Mayor MacDougall stated that without objection from Council, he declared the meeting adjourned. The Regular Council meeting was adjourned at 7:11 p.m.

A motion was made by Councilmember Baker and seconded by Councilmember Williams for Council to return to Executive Session to continue their discussion of one legal item related to pending litigation and one personnel item regarding procedures on personnel reviews. The motion was unanimously carried by all those present (6). Councilmember Maness was absent for the continued Executive Session.

EXECUTIVE SESSION REPORT (continued from 6:31 p.m.)

Mayor MacDougall reported that the continued *Executive Session* was called to order at 7:12 p.m. to continue their discussion of one legal item related to pending litigation and one personnel item regarding procedures on personnel reviews. Council adjourned from *Executive Session* at 8:42 p.m. after a motion was made by Councilmember Carnes and seconded by Councilmember Lyle. The motion was unanimously carried by all those present (6). Mayor MacDougall reported that pursuant to SC Code §30-4-70(a) (1)(2) Council met in *Executive Session* to continue their discussion of one legal item related to pending litigation and one personnel item regarding procedures on personnel reviews. No vote was taken. A motion was made by Councilmember Baker and seconded by Councilmember Lyle to ratify the Mayor's report. The motion was unanimously carried by all those present (6).

Respectfully submitted,

Becky P. Hildebrand, CMC
Municipal Clerk

APPROVED:

Steve MacDougall
Mayor

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FOIA COMPLIANCE – Public notification of this meeting was published, posted and mailed in compliance with the Freedom of Information Act and the Town of Lexington requirements.