

**MINUTES**  
*Town of Lexington*  
**Executive Session and**  
**REGULAR COUNCIL MEETING**  
**January 6, 2014**

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Town Council held an Executive Session at 5:30 p.m. followed by a Regular Council meeting in the Council Chambers on January 6, 2014. The meetings were attended by: Mayor Steve MacDougall, Mayor Pro-Tem Hazel Livingston and Councilmembers Kathy Maness, Ted Stambolitis and Todd Shevchik. Councilmember Danny Frazier was absent.

Staff members present were: Town Administrator Britt Poole, Assistant Town Administrator Stuart Ford, Municipal Attorney Brad Cunningham, Police Chief Terrence Green, Utilities and Engineering Director Allen Lutz, Finance Director Kathy Roberts, Director of Parks, Streets and Sanitation Dan Walker, Planning, Building and Technology Director John Hanson, Economic Development Catalyst Johnny Jeffcoat, Events and Media Coordinator Jennifer Dowden, I.T. Manager Josh Emory, Assistant Municipal Clerk Karen Hanner, and Municipal Clerk Becky Hildebrand.

There were approximately forty-five (45) citizens and Police Officers present for the Council meeting and one member of the news media.

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**INVOCATION, PLEDGE OF ALLEGIANCE AND CALL TO ORDER:** Mayor MacDougall welcomed everyone to the meeting and introduced the Council Members. Pastor Robbie McAllister, Riverbend Community Church, gave the invocation. Councilmember Stambolitis led in the Pledge of Allegiance. Mayor MacDougall called the meeting to order at 6:33 p.m.

**EXECUTIVE SESSION REPORT**

Mayor MacDougall reported that the *Executive Session* was called to order at 5:33 p.m. after a motion was made by Councilmember Maness and seconded by Mayor Pro-Tem Livingston to go into *Executive Session*. The motion was unanimously carried by all those present. Council adjourned from *Executive Session* at 5:05 p.m. after a motion was made by Councilmember Maness and seconded by Councilmember Stambolitis. The motion was unanimously carried by all those present. Councilmember Shevchik was not present for the Executive Session. Mayor MacDougall reported that Council met in *Executive Session* to discuss: one routine personnel matter; two contractual issues related to the sale of Town property and the Town's insurance company; and one legal update on a pending legal issue. No vote was taken. A motion was made by Councilmember Maness and seconded by Mayor Pro-Tem Livingston to ratify Mayor MacDougall's *Executive Session* report. The motion was unanimously carried by all those present.

**DELETIONS:** None.

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**APPROVAL OF MINUTES:** A motion was made by Councilmember Maness and seconded by Councilmember Shevchik to approve the Minutes as submitted from the November 4, 2013 Council meeting, the November 18, 2013 Special Called Council meeting, the November 18, 2013 Council Work Session, and the December 2, 2013 Special Called Council meeting. The motion was unanimously carried by all those present.

**PRESENTATIONS**

1. **Arbor Day Proclamation – Mayor Steve MacDougall:** Mayor MacDougall read the Proclamation from December 13, 2013 in honor of Arbor Day and Tree City USA. He added that the Town planted a tree at Palmetto Collegiate.
2. **Officer of the Year 2013 – Chief Terrence Green:** Chief Green announced that Inspector Art Rish, Office of Professional Standards, was named as the Officer of the Year. He stated that only some of the words to describe Art are humble, dependable, trustworthy, family-man, smooth, reassuring and stubborn. He stated that Art Rish has been with the Lexington Police Department for 10 years. Chief Green stated that when the Police Department went through their first accreditation Art told him to not worry, “we’ve got this” and they floated right through it. Chief Green commended Art for always being at work even though he has been battling cancer for three years. He added that Art is one of the greatest Police Officers they have and if he had 100 of him he could rule the world.

**VISION PLAN UPDATE**

Mayor MacDougall gave a brief review of the Town’s Vision Plan: (1) He gave a summary of the 14 Mile Creek Trail which is under construction and to be opened next month. The trail is a 3,500 foot walking trail located off North Lake Drive and Old Cherokee Road. (2) Project Ice House is currently in the bid process for contractors to begin demolition. The old Shirey’s furniture store is not included because it will be remodeled. The property will be developed into a retail center along with a 500 seat amphitheater, plaza, and a 1.1 mile jogging/walking trail connecting Main at Church Street. (3) The Lexington Paw Park is now open which includes ½ acre for small dogs and 2 acres for large dogs. It includes a statue in memory of “Ice”, the Town’s first K-9 Officer. Citizens can register their dogs on-line or contact the Town’s Park Department.

**TRAFFIC UPDATE**

Mayor Pro-Tem Livingston gave the traffic update as follows: (1) The Phase I Traffic Plan is under way and is over 75% complete. Weather has caused some delays. Final paving is scheduled for March when the weather is warmer. (2) The contractor has started on the beautification project at I-20 and Highway 378 with a lot of clearing. Mayor Pro-Tem Livingston stated that she, Wesley Crosby and Pat Jeffcoat have been working on the project and hope to pick trees out next week. (3) The resurfacing

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project continues throughout Town with some delays due to weather. (4) Several projects will be discussed tonight by Council to send to Lexington County to include in Pennies for Progress. The majority of the projects are traffic related which shows the Town's commitment for traffic improvement. Citizens were asked to call 359-1027 if anyone had any traffic issues. The next Traffic Committee meeting will be held January 14, 2014 at 8:00 a.m. in the Eli Mack, Sr. Room.

**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 Annexing 285 Cedarcrest Drive, Lexington County Map #5497-03-019.
2. Final Reading of an Ordinance Annexing 356 Porsche Drive, Lexington County Tax Map #5498-05-008.
3. Final Reading of an Ordinance Annexing Lexington County Tax Map #004496-02-028 near the 2600 Block of Mineral Springs Road.
4. Final Reading of an Ordinance Annexing 1193 North Lake Drive, Lexington County Tax Map #4300-05-020 and 4300-05-028.
5. Final Reading of an Ordinance Annexing a portion of TMS #3500-03-020, 021, 023 located near the 4800 Block of Sunset Boulevard.
6. Final Reading of an Ordinance to Purchase Property at 311 South Church Street.
7. Final Reading of an Ordinance for Issuance of General Obligation Bonds and BANs of 2014.
8. Final Reading of an Ordinance to Issue Combined Water and Sewer Refunding Revenue Bonds of 2014.
9. First Reading of the 2014 Comprehensive Land Use Plan Update.

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

**OLD BUSINESS CONSENT AGENDA:** *All matters listed within the consent Agenda were distributed to members of Council and are considered routine. Consent Agenda items will be approved by one motion of the Council with no separate discussion. If separate discussion is desired on any item, that item may be removed from the Consent Agenda at the request of a Councilmember for action later in the agenda.*

A motion was made by Councilmember Maness and seconded by Councilmember Stambolitis to approve Final Reading of the following items under Consent Agenda:

- C1. Final Reading of an Ordinance Annexing 285 Cedarcrest Drive, Lexington County Map #5497-03-019.
- C2. Final Reading of an Ordinance Annexing 356 Porsche Drive, Lexington County Tax Map #5498-05-008.

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- C3. Final Reading of an Ordinance Annexing Lexington County Tax Map #004496-02-028 near the 2600 Block of Mineral Springs Road.
- C4. Final Reading of an Ordinance Annexing 1193 North Lake Drive, Lexington County Tax Map #4300-05-020 and 4300-05-028.
- C5. Finance Reading of an Ordinance Annexing a portion of TMS #3500-03-020, 021, 023 located near the 4800 Block of Sunset Boulevard.

The motion to approve Final Reading of Old Business Consent Agenda items C1 through C5 was unanimously carried by all those present.

**OLD BUSINESS ITEMS**

- 1. A motion was made by Councilmember Stambolitis and seconded by Councilmember Shevchik to approve **Final Reading of an Ordinance to Purchase Property at 311 South Church Street**. The motion was unanimously carried by all those present.
- 2. A motion was made by Councilmember Shevchik and seconded by Councilmember Stambolitis to approve **Final Reading of a Resolution to Refund the \$3.3 Million General Obligation BANs of 2013**. The motion was unanimously carried by all those present.

**NEW BUSINESS**

- 1. **First Reading of the 2014 Comprehensive Land Use Plan Update:** The South Carolina Comprehensive Planning Act suggests that local governments update their Comprehensive Plans every five years and requires them to be updated every ten years. Over the last 10 months, the Planning Commission has worked to update the Town's 2008 Comprehensive Plan. The updates include: adding the latest Census data to the plan, updating the maps to reflect changes that have occurred in and around Town since 2008 and including many of the ideas from the Vision Plan into the document. The Planning Commission recently passed a Resolution recommending Council adopt the updated plan.

A motion was made by Councilmember Maness and seconded by Councilmember Stambolitis to approve First Reading of the 2014 Comprehensive Lane Use Plan Update as submitted. Mayor MacDougall thanked the Planning Commission for their attention to making the updates. The motion was unanimously carried by all those present.

- 2. **Pennies for Progress Projects:** At the Special Called Council Meeting on December 2, 2013, Council heard a presentation about Pennies for Progress Projects. Administrator Britt Poole compiled the following list of projects to be submitted to Lexington County:
  - I. Relocation of Mineral Springs Road to align with Hope Ferry Road.

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- II. Landscaped medians on SC 6 from US 378 to the dam and on US 378 from Hope Ferry Road to I-20.
- III. Relocation of Dreher Street.
- IV. Various sidewalks (Vote was split between \$1 Million and \$500K so \$750 was recommended.)
- V. Cromer Road pump station.

A motion was made by Mayor Pro-Tem Livingston and seconded by Councilmember Maness to approve the Pennies for Progress prioritized list as submitted. Mayor Pro-Tem Livingston added that the Traffic Committee played a big role in compiling the list. Councilmember Shevchik thanked Mayor Pro-Tem Livingston and Ms. Susan Ruinen, Chair of the Traffic Committee, for putting the list together. Mayor MacDougall agreed that it was a big help. The motion was unanimously carried by all those present.

3. (Added.) **First Reading Approval of an Amendment to Section 154.06.14 of the Land Development Ordinance – Traffic Control Measures:** The Planning Commission recommended a slight modification to Section 154.06.14 of the Land Development Ordinance to ensure that any new traffic signals will comply with the adaptive signal system currently being planned. This section addresses Traffic Control Measures and states:

*“Traffic control measures to include acceleration lands, deceleration lanes, turn lanes, signal timing adjustments signal phasing adjustments, re-striping of the intersection, signs or signals, shall be installed by the developer as deemed appropriate by the Town of Lexington, its agencies **and/or** South Carolina Department of Highways and Public Transportation. The authority to require traffic control measures may be exercised by the Town of Lexington at any time during the approval process.”*

The Planning Commission recommended deleting one word in the ordinance so that it states:

*“Traffic control measures to include acceleration lands, deceleration lanes, turn lanes, signal timing adjustments signal phasing adjustments, re-striping of the intersection, signs or signals, shall be installed by the developer as deemed appropriate by the Town of Lexington, its agencies **and** the South Carolina Department of Transportation. The authority to require traffic control measures may be exercised by the Town of Lexington at any time during the approval process.”*

A motion was made by Councilmember Maness and seconded by Councilmember Shevchik to approve First Reading of an Amendment to Section 154.06.14 of the Land Development Ordinance as stated. Mayor MacDougall confirmed that Mr. Poole and Mr. Hanson made the

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recommendation in order to enforce the adaptive signalization later on. The motion was unanimously carried by all those present.

4. (Added.) **Martin Luther King Fellowship Banquet Sponsorship:** The Lexington County Ministerial Alliance and MLK Celebration Committee requested Town sponsorship of the annual Martin Luther King Fellowship Banquet in celebration of the Martin Luther King Holiday. In past years, the Town has purchased a table at the banquet. With a contribution of \$250.00 the Town would be given a reserved table for eight. (Copy of request letter attached.)

A motion was made by Councilmember Stambolitis and seconded by Councilmember Shevchik to approve a sponsorship for \$250.00. The motion was unanimously carried by all those present.

**ANNOUNCEMENTS**

**Councilmember Maness** made the following announcements: (1) She welcomed two Chapin High School students attending for their Government class. (2) She expressed condolences to Kathy Roberts, Finance Director, in the recent loss of her cousin. She also expressed sympathy to the family of Kennedy Branham, a high school student, who recently lost her battle to cancer. She added that Kennedy made a huge difference in the community and she and her family will continue to pray for Kennedy's family. (3) She wished Councilmember Shevchik a Happy Birthday this past Saturday. (4) She hoped everyone had a wonderful Christmas and look forward to having a great New Year in 2014. (5) On Saturday, January 25<sup>th</sup>, the Town will partner with the Lexington Museum in providing the location for the annual Friends of the Museum Fundraiser. This year the theme is: Celebrate Lexington County Arts. Lexington has produced and been home to many artists, performers, writers and musicians throughout the years. The gala will celebrate those living and deceased who have helped add to the culture of Lexington. The event will be held here at the Town's Conference Center from 6:00 to 10:00. Tickets cost \$50 and can be purchased from the museum or at the door. She encouraged everyone to come out and support the Lexington Museum. (6) She thanked the Lexington Police Department for being at the meeting tonight and for assisting Toys for Tots and the Harvest Food Bank during the holidays. Their efforts helped to bring a smile to many children. (7) Council will meet again on Tuesday, January 21<sup>st</sup>, for the monthly Council Work Session. That Monday is a holiday celebrating Martin Luther King's Birthday.

**Councilmember Shevchik** congratulated the Officer of the Year, Art Rish. He also welcomed Major Koon and his family.

**Councilmember Stambolitis** wished his mother a Happy Birthday.

**NEWS MEDIA:** None.

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**PUBLIC COMMENTS:**

**Ms. Constance C. Flemming** wished to thank the Lexington Police Department for going out and checking on senior citizens during the recent freezing weather. Several citizens called her to let her know that Police Officers had checked on them to make sure they had heat and were safe.

**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 2 and it will also be replayed several times during the week.

A motion was made by Councilmember Maness and seconded by Councilmember Shevchik to adjourn the Council Meeting. The motion was unanimously carried by all those present.

The Regular Council meeting was adjourned at 7:05 p.m.

Respectfully submitted,

Becky P. Hildebrand, CMC  
Municipal Clerk

APPROVED:

Steve MacDougall  
Mayor

*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.*