

**MINUTES**  
*Town of Lexington*  
*Executive Session and*  
**REGULAR COUNCIL MEETING**  
**April 6, 2015**

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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 April 6, 2015. The meetings were attended by: Mayor Steve MacDougall, Mayor Pro-Tem Hazel Livingston, Councilmembers Kathy Maness, Ted Stambolitis, Todd Carnes, and Ron Williams. Councilmember Todd Shevchik was absent.

Staff members present were: Town Administrator Britt Poole, Assistant Administrator Stuart Ford, Municipal Attorney Brad Cunningham, Director of Transportation Randy Edwards, Police Chief Terrence Green, Director of Planning, Building and Technology John Hanson, Economic Development Catalyst Johnny Jeffcoat, Utilities and Engineering Director Allen Lutz, Finance Director Kathy Roberts, Director of Parks, Streets and Sanitation Dan Walker, IT Manager Bea Daniels, IT Network Administrator Darrell Pritchard, Assistant Municipal Clerk Karen Hanner, and Municipal Clerk Becky Hildebrand.

There were approximately twenty (20) citizens present for the Council meeting and two members from 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. Reverend Alice Haynes of St. Alban's Episcopal Church gave the invocation. Councilmember Williams led in the Pledge of Allegiance. Mayor MacDougall called the meeting to order at 6:32 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 Councilmember Williams and seconded by Councilmember Maness to go into *Executive Session*. The motion was unanimously carried by all those present. (Mayor Pro-Tem Livingston was absent for the vote.) Council adjourned from *Executive Session* at 6:31 p.m. after a motion was made by Councilmember Maness and seconded by Mayor Pro-Tem Livingston. The motion was unanimously carried by all those present. Mayor MacDougall reported that Council met in *Executive Session* to discuss: two personnel issues regarding a new position and a Boards and Commission appointment; three contractual issues related to economic development downtown, and two existing contract renewals; and, two legal matters regarding road improvement options and Golden Hills sewer line project. 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.

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**DELETIONS ON AGENDA:** None.

**APPROVAL OF MINUTES:** A motion was made by Councilmember Maness and seconded by Councilmember Williams to approve the minutes as submitted for Council's Work Session held on March 16, 2015. The motion was unanimously carried by all those present.

**PRESENTATIONS**

1. **Proclamation for Child Abuse Prevention Month with Michael Shirley, Community Prevention Coordinator, Children's Trust of South Carolina – Councilmember Todd Carnes:** Councilmember Carnes read a Proclamation declaring April as Child Abuse Prevention Month. (Copy attached.) Mr. Shirley was present to accept the Proclamation and thanked the Mayor and Council for their support.
2. **Proclamation for Mayor's Day of Recognition for National Service – Councilmember Ron Williams:** Councilmember Williams read a Proclamation declaring April 7, 2015 as Mayor's Day of Recognition for National Service. (Copy attached.) No one was present to accept.

**VISION PLAN UPDATE**

Mayor MacDougall gave a brief review of the Town's Vision Plan: (1) Project Icehouse: Construction for the amphitheater will go out to bid on April 13, 2015. It is anticipated to award the bid in May with construction to begin immediately after. Construction is slated to be 4 to 6 months with the official opening to be held in the Fall of 2015. (2) Farmers Market: The market will start earlier this year – May 9<sup>th</sup> through September 26<sup>th</sup> with the exception of July 4<sup>th</sup>. Hours will be 9:00 a.m. to 12:00 p.m. at Lexington Square Park. Vendors can contact Jennifer Dowden at 356-8238 for more information.

**TRAFFIC UPDATE**

Mayor Pro-Tem Livingston gave a traffic update: (1) Phase I of the Adaptive Signal Project, including 19 signalized intersections, has been advertised for construction and awarded to general contractor German Technical Group of Mount Pleasant, S.C. Construction is expected to begin in late April and last 6 to 9 months. The system is planned to be operational by the end of the calendar year. Phase II will include the remaining 16 signals and is expected to go to bid as soon as right-of-way issues are resolved. (2) The Traffic Committee is reviewing safety issues related to left turn operations at Saluda Pointe Court and Ginny Lane with SCDOT. (3) Town Staff held a kickoff meeting on April 2<sup>nd</sup> with the National Sign Plazas for the development of a Town wide wayfinding signage system. The next Traffic Committee meeting will be April 21, 2015 at 8:00 a.m. in the third floor conference room at Town Hall. Citizens

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were encouraged to call 359-1027 to report any specific traffic problems, unsafe situations, or just 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 Annexing Lexington County Tax Map #4319-05-005 located at 604 Northwood Road. No comments.
2. **Final Reading** of an Ordinance Annexing Lexington County Tax Map #5300-02-019 located in Vintners Wood Subdivision on Barr Road. No comments.
3. **Final Reading** of an Ordinance to Annexing Lexington County Tax Map #5311-01-074 and 124 located in Vintners Wood Subdivision. No comments.

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

**OLD BUSINESS**

1. A motion was made Councilmember Maness and seconded by Councilmember Williams to approve **Final Reading of an Ordinance Annexing Lexington County Tax Map #4319-05-005 located at 604 Northwood Road**. The motion was unanimously carried by all those present.
2. A motion was made by Councilmember Stambolitis and seconded by Mayor Pro-Tem Livingston to approve **Final Reading of an Ordinance Annexing Lexington County Tax Map #5300-02-019 located in Vintners Wood Subdivision on Barr Road**. The motion was unanimously carried by all those present.
3. A motion was made by Councilmember Carnes and seconded by Councilmember Stambolitis to approve **Final Reading of an Ordinance to Annexing Lexington County Tax Map #5311-01-074 and 124 located in Vintners Wood Subdivision**. Councilmember Williams confirmed that other properties in the area had not been contacted to be annexed. Town Administrator Poole confirmed that the Town does not push annexations or reach out to individuals. He added that Staff is happy to discuss the issue with Homeowner groups. The motion was unanimously carried by all those present.

**NEW BUSINESS CONSENT AGENDA**

*All matters listed within the Consent Agenda have been 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 Williams and seconded by Councilmember Maness to approve Consent Agenda items as follows:

- C1. **First Reading** of an Ordinance Annexing Lexington County Tax Map #3500-03-151 located off of Darby Ambrose Road.
- C2. **First Reading** of an Ordinance Annexing Lexington County Tax Map #3500-03-152 located off of Darby Ambrose Lane.
- C3. **First Reading** of an Ordinance Annexing Lexington County Tax Map #3500-03-153 located off of Darby Ambrose Lane.
- C4. **First Reading** of an Ordinance Annexing Lexington County Tax Map #3500-03-012 located off of Darby Ambrose Road.
- C5. **First Reading** of an Ordinance Annexing Lexington County Tax Map #3500-03-155 located off of Darby Ambrose Lane.
- C6. **First Reading** of an Ordinance Annexing Lexington County Tax Map #3500-03-154 located off of Darby Ambrose Lane.
- C7. **First Reading** of an Ordinance Annexing Lexington County Tax Map #3500-03-065 located off of Darby Ambrose Lane.
- C8. **First Reading** of an Ordinance Annexing Lexington County Tax Map #3500-03-052 located off of Darby Ambrose Lane.
- C9. **First Reading** of an Ordinance Annexing a portion of Lexington County Tax Map #3500-03-011 located off of Darby Ambrose Lane.

Councilmember Carnes requested that Keith Frost, Chairman of the Planning Commission, explain the project off of Darby Ambrose Road since it is such a large project. Chairman Frost stated that the Planning Commission worked with the developers at length to work through all the issues related to access, Darby Ambrose Lane construction, planned development for the apartment area and the single family residential. He added that it is a good project for the area and a perfect fit. Councilmember Stambolitis asked Chairman Frost to address traffic in the area and if a deceleration lane had been discussed. Chairman Frost stated that traffic will access

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through the road next to Murphy Oil at the light which was worked out with the developer and the land owner. Mr. Hanson stated that the main entrance would be at Northside Extension (next to Murphy Oil) with a deceleration lane. Councilmember Maness thanked the Planning Commission for their work on this project and for looking out for the safety of the citizens. The motion to approve nine Consent Agenda items (C1. – C9.), as listed, was unanimously approved by all those present.

**NEW BUSINESS**

1. **First Reading of an Ordinance Establishing a Planned Development for a Mixed Use Apartment and Single Family Residential Subdivision on Property Located on Darby Ambrose Lane, Lexington County Tax Map #3500-03-151, 152, 153, 012, 155, 154, 065, 052 and 011:** Mr. Tony Berry and Lexington Land Development Company requested approval of a Planned Development for a mixed use apartment complex and single family residential subdivision being planned on approximately 37 acres located along Darby Ambrose Lane. The apartment complex will consist of 340 units and the subdivision will have no more than 46 zero lot line homes. The Planning Commission reviewed and recommended approval of the plan during their February meeting. (Copy of Ordinance attached.)

A motion was made by Mayor Pro-Tem Livingston and seconded by Councilmember Williams to approve First Reading of an Ordinance Establishing a Planned Development for a Mixed Use Apartment and Single Family Residential Subdivision on Property Located on Darby Ambrose Lane, Lexington County Tax Map #3500-03-151, 152, 153, 012, 155, 154, 065, 052 and 011. Councilmember Stambolitis confirmed that mixed use was referring to the apartments and single family residence, not retail. Councilmember Carnes asked for clarification on the zoning and if it had been changed to IDD. Town Administrator Poole explained that Consent Agenda annexed the properties with the existing County zoning of IDD which would allow anything to be built on the property allowed under that zoning. He added that the Town's IDD zoning is more exclusive and limits the use which does not allow as wide of a purpose. The motion was unanimously carried by all those present.

2. **First Reading of an Ordinance to Adjust Water and Sewer Monthly Base and Volume Charges:** Burton & Associates performed an analysis of the Town's water and sewer recurring rates and charges to determine the appropriate rates to fully recover costs for water and sewer service, provide sufficient reserves, meet the Town's obligations under the Bond Covenants and provide sufficient funding for the Capital Improvement Plan. Burton's recommendations include an underlying cost of service adjustment resulting in slightly lower water rates and slightly higher sewer rates, standardizing the out-of-town differential for base charges and volumetric charges, and a series of five annual 2.5% rate increasing beginning July 1, 2015. Budget and Finance: Adjusted rates reflect

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change in underlying water and sewer cost of service with a revenue increase for the system of 2.5% beginning July 1, 2015. Adjusted rates would be increased by 2.5% annually on July 1<sup>st</sup> of the subsequent four (4) years. (Copy of Ordinance attached.)

A motion was made by Councilmember Maness and seconded by Councilmember Carnes to approve First Reading of an Ordinance to adopt adjusted rates to be effective July 1, 2015 as stated. The motion was carried with a vote of five (5) in favor and one (1) opposed (Maness).

3. **Appointment of Municipal Court Judges:** Town Council was asked to consider appointing Judges Brian Jeffcoat and John Rakowsky each to new two-year terms. Judge Jeffcoat has worked in the Municipal Court for approximately seven years, and Judge Rakowsky has done so for nearly thirty years.

A motion was made by Councilmember Stambolitis and seconded by Councilmember Williams to approve the appointment of Judge Brian Jeffcoat and Judge John Rakowsky each to a new two-year term. The motion was unanimously carried by all those present.

4. **Meals on Wheels Donation Request:** 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 of request letter attached.) In 2014, Council voted to donate \$500 to the Meals on Wheels program.

A motion was made by Councilmember Carnes and seconded by Councilmember Carnes for approval of a \$500 contribution to the LCRAC Meals on Wheels Program. The motion was unanimously carried by all those present.

5. **Talent Bank Application:** Mr. William Patrick Melton submitted a Talent Bank application to serve on a Board or Commission. He indicated an interest in the Advisory Committee or Traffic Committee. Mr. Melton is a Town resident. (Copy of application attached.)

A motion was made by Councilmember Williams and seconded by Mayor Pro-Tem Livingston to approve the appointment of Mr. Melton to the Town's Traffic Committee. The motion was unanimously carried by all those present.

**ANNOUNCEMENTS**

**Mayor Pro-Tem Livingston** made the following announcements: (1) She wished Councilmember Kathy Maness a belated Happy Birthday! Her birthday was yesterday -

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on Easter Sunday. (2) This Saturday, April 11th, Lexington County is holding a Regional Recycle Day from 8:00 a.m. to 12:00 p.m. at Crossroads Middle School located at 6949 St. Andrews Road. If you are spring cleaning – now is a good time to properly dispose of electronics, hazardous waste, scrap metal, paper shredding, cooking oil, tires and pesticides. (3) Everyone was encouraged to come out to the 4th Annual Herb Festival this Saturday April 11th from 9:00 to 4:00 at the Lexington County Museum. Festival admission is free and they will have herb plants for sale; 3 seminars for \$5 each; and, Afternoon Tea Time is \$15 per person with limited seating. Proceeds will go toward a scholarship to a qualified student from Lexington County to further their education in the field of horticulture. (4) Council's next Work Session will be held on April 20th at 6:00 p.m. in the Eli Mack Room. (5) The Traffic Committee will meet on April 21st at 8:00 a.m. in the 3rd floor conference room. (6) The Planning Commission will meet on April 22nd at 8:00 a.m. in the Council Chambers. (7) The Town's Farmers Market will be back in full swing at Lexington Square on May 9th from 9:00 to 12:00 and will run through September 26th, except for July 4th. (8) Also on May 9th, go ahead and mark your calendar for the Town's 6th Annual Wine Walk to be held on the 100 Block of Main Street from 6:00 p.m. to 10:00 p.m. You can go to [www.lexingtonwinewalk.com](http://www.lexingtonwinewalk.com) to purchase tickets. (9) She encouraged everyone to get out and vote for Jay Koon for Sheriff on April 21<sup>st</sup>. She thanked everyone for watching the Town Council meeting.

**Councilmember Stambolitis** announced that the *2015 SC Midlands Ride for Kids* would be held on April 19<sup>th</sup> starting at the Lexington High School at 2:00. The entry fee is \$40.00 and the event raises money for the Pediatric Brain Tumor Foundation.

**Councilmember Carnes** announced that he is serves an Ambassador of Change for Sexual Trauma Services for the Midlands. This month they have *Walk a Mile in Her Shoes* event downtown Columbia where guys walk several blocks in high heels. He added that over 1,900 people were served last year who were victims of violent sexual aggression. He encouraged everyone to come out to the event because it is the community's responsibly to keep women and children safe.

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

There being no objection from Council, Mayor MacDougall called for a motion to adjourn. A motion was made by Councilmember Maness and seconded by Councilmember Stambolitis to adjourn the Council meeting.

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The Regular Council meeting was adjourned at 7:20 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.*