

MINUTES
Town of Lexington
Executive Session and
REGULAR COUNCIL MEETING
November 2, 2015

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 November 2, 2015. The meetings were attended by: Mayor Steve MacDougall, Mayor Pro-Tem Hazel Livingston, Councilmembers Kathy Maness, Ted Stambolitis, Todd Shevchik, Todd Carnes, and Ron Williams.

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 and Sanitation Dan Walker, IT Manager Bea Daniels, IT Network Administrator Darrell Pritchard, Events and Media Coordinator Jennifer Dowden, Assistant Municipal Clerk Karen Hanner, and Municipal Clerk Becky Hildebrand.

There were approximately twenty (20) students, twenty (20) Boy Scouts, and twenty-five (25) citizens present for the Council meeting. 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 Reynold Williams, First Baptist Church of Lexington, gave the invocation. Boy Scout Peter Stone, Troop #507, led in the Pledge of Allegiance. Mayor MacDougall called the meeting to order at 6:45 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 Shevchik to go into *Executive Session*. The motion was unanimously carried by all those present (6). (Mayor Pro-Tem Livingston was not present for the vote.) Council adjourned from *Executive Session* at 6:26 p.m. after a motion was made by Councilmember Williams and seconded by Councilmember Shevchik. The motion was unanimously carried. Mayor MacDougall reported that pursuant to SC Code §30-4-70(a)(2), Council met in *Executive Session* to discuss: two legal issues related to two annexations and the budget and one contractual issue related to storm cleanup. No vote was taken. A motion was made by Councilmember Williams and seconded by Councilmember Stambolitis to ratify Mayor MacDougall's *Executive Session* report. The motion was unanimously carried.

ADDITIONS/DELETIONS ON AGENDA

Mayor MacDougall requested that the following items be deleted from the agenda:

Old Business #3 (Final Reading of an Ordinance Annexing Lexington County Tax Map #5300-03-049 located adjacent to the Prescott Glen subdivision); Old Business #4 (Final Reading of an Ordinance Annexing Lexington County Tax Map #5329-01-223 located in the Prescott Glen subdivision); Old Business #5 (Final Reading of an Ordinance Annexing Lexington County Tax Map #5333-01-063 located in the Meadowview subdivision); Old Business #6 (Final Reading of an Ordinance Annexing Lexington County Tax Map #5300-03-019 located at 609 Rawl Road); and Old Business #7 (Final Reading of an Ordinance Annexing Lexington County Tax Map #5300-07-012 located at 600 Rawl Road). *(First Reading approval was held on 6/8/15; 6/17/15 Planning Commission tabled item; 7/22/15 Planning Commission voted to deny; 8/17/15 Council Public Hearing held and Final Reading sent back to Planning Commission; 10/21/15 Planning Commission approved as recommended.)*

There being no objections from Councilmembers, Old Business Items #3 through #7 were deleted.

APPROVAL OF MINUTES: A motion was made by Councilmember Maness and seconded by Councilmember Carnes to approve the minutes as submitted for Council's Meeting on October 12, 2015 and Council's Work Session on October 19, 2015. The motion was unanimously carried.

PRESENTATIONS

1. **Introduction of Lexington Elementary School New Student Council – Councilmember Ron Williams:** Councilmember Williams delivered the Oath of Office to the new Lexington Elementary School Student Council members. (Copy of Oath attached.) He also thanked the school for holding a Carolina/Clemson food drive for the back pack program. The students were happy to report that Carolina won the food drive.
2. **Gateway to the Army Association – Command Sergeant Major (Retired) Marty Wells, Major General (Retired) George Goldsmith, Board Member Tom Sliker and Mr. Dan Hennigan:** Mr. Hennigan introduced the military members from Gateway to the Army Association including Marvin Robinson from the Lexington Chamber. Command Sergeant Major Wells addressed the Mayor and Council and provided an overview of the Centennial Park. (Copy of Concept Brief attached.) CSM Wells stated that he had been in the military for 26 ½ years and was assigned to Fort Jackson three times, which will celebrate their 100th birthday next year. He stated that 3,000 to 5,000 military families come through the gates each week. He added that they also use local restaurants and hotels. CSM Wells described the Centennial Park and how it will honor soldiers and their families for generations to come. He added that Ron Clamp is

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the artist for the soldier statue at the park, surrounded by an amphitheater, which will be located at the old Post Headquarters. CSM Wells stated that they have received generous contributions from Wells Fargo, the Lexington County Blowfish, and the Lexington Chronicle and have raised a total of \$5.5 million. He encouraged the Mayor and Council to consider support for the project and he looked forward to coming before Council again to give them an update.

Councilmember Stambolitis stated that he brought this to Council and he is a member of the Board for the Gateway to the Army Association. He added that his father was in the military and this is a way to show honor to those who have served including those from the Lexington community. He stated that there had been a group that was threatening to shut the Fort Jackson down, but luckily they did not succeed. He hoped the Town would give moral support, as well as financial support, for Centennial Park and give the soldiers the respect they deserve.

CSM Wells thanked Councilmember Stambolitis and wished to comment about the Base Realignment and Closure Act (BRAC). He stated that Fort Jackson did well in February, but there will be more BRAC requests and they will have to tell their story again. He added that Centennial Park will stand as a testament of what the surrounding communities are willing to do for their military.

VISION PLAN UPDATE

Mayor MacDougall gave a brief review of the Town's 2015 Snowball Festival which is part of the Town's Vision Plan.: The Snowball Festival will be held on December 4 -6, 2015 in downtown Lexington. *Friday:* Concert and Carnival at Lexington Square from 6:00 to 8:00 and is presented by the Town and the Lexington County Recreation and Aging Commission with media sponsor B106.7 FM. Tree Lighting will be at 8:00 p.m. with s'mores and hot chocolate. *Saturday:* PattyPacks Warm a Heart 5K Race and 10K Race will start at the Lexington Municipal Complex. Race time for the 10K is 7:30 a.m. and 8:00 a.m. for the 5K. To register for the race go to www.pattypacks.org. Movie in the Park showing "The Santa Clause" (97 minutes rated PG) will be from 5:00 p.m. to 8:00 p.m. at Lexington Square Park. The movie will start at 5:30 p.m. and families are encouraged to bring chairs and blankets to sit on and they may also bring snacks to enjoy during the movie. Presented by the Town and the Lexington County Recreation and Aging Commission. *Sunday:* The Lexington Christmas Parade will be held at 3:30 p.m. on Main Street. Presented by the Town and the Lexington Jaycees. For more information about the Snowball Festival, contact Jennifer Dowden, Events and Media Coordinator at 356-8238 or jdowden@lexsc.com.

TRAFFIC UPDATE

Mayor Pro-Tem Livingston gave a traffic update: (1) Repairs are being made to US 1 at the Old Mill. The work is expected to be completed by the end of the week. Citizens were asked to use caution while traveling through this area. (2) Taylor Drive was

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expected to re-open once the work on US 1 was completed. (3) Work for Phase I of the Adaptive Signal Project continues as the contractor installs fiber communications between each signal.

The next Traffic Committee meeting will be on November 17, 2015 at 8:00 a.m. in the Third Floor Conference Room at Town Hall. Citizens were encouraged to call 359-1027 if they were aware of a traffic signal issue, unsafe roadway situation, or a pot hole 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 Rezoning of 643 Gibson Road. No comments.
2. **Final Reading** of an Update to the Town's Flood Damage Prevention Ordinance.

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 Stambolitis to approve **Final Reading of Rezoning for 643 Gibson Road**. The motion carried by with a vote of six (6) in favor and one (1) opposed (Williams).
2. A motion was made by Councilmember Stambolitis and seconded by Councilmember Williams to approve **Final Reading of an Update to the Town's Flood Damage Prevention Ordinance**. The motion was unanimously carried.
- 3.-7. Old Business Items #3 through #7 were deleted. **#3** (Final Reading of an Ordinance Annexing Lexington County Tax Map #5300-03-049 located adjacent to the Prescott Glen subdivision); **#4** (Final Reading of an Ordinance Annexing Lexington County Tax Map #5329-01-223 located in the Prescott Glen subdivision); **#5** (Final Reading of an Ordinance Annexing Lexington County Tax Map #5333-01-063 located in the Meadowview subdivision); **#6** (Final Reading of an Ordinance Annexing Lexington County Tax Map #5300-03-019 located at 609 Rawl Road); and **#7** (Final Reading of an Ordinance Annexing Lexington County Tax Map #5300-07-012 located at 600 Rawl Road). (*First Reading approval was held on June 8, 2015 and the Public Hearing was held on August 17, 2015.*)

NEW BUSINESS

1. **First Reading of an Ordinance Regarding a Contract with Verizon:** Verizon asked for access to the Town of Lexington Water Tower near the Lexington County Recreation Commission Building on Park Road for the purpose of attaching cellular equipment to the water tower. The granting of the real estate interest will require the Town to pass an Ordinance. (Draft copy attached.)

A motion was made by Councilmember Stambolitis and seconded by Councilmember Carnes to approve First Reading of an Ordinance Regarding a Contract with Verizon. Councilmember Stambolitis confirmed that this item was not discussed in Council's Work Session. Town Administrator Poole stated that this is just an approval request to review the site and Council would see a contract at a later date if Verizon finds the site usable. He added that the cellular equipment would be shaped like a crown on top of the water tower. He stated that another company had similar equipment until their contract expired and the old equipment was removed. Councilmember Stambolitis requested that Council see a diagram of the equipment prior to approval and he further suggested that the Board of Appearance review it. The motion was unanimously carried.

2. **First Reading of an Ordinance Annexing Lexington County Tax Map #5496-04-004 located at 142 Industrial Drive:** Southcable Services owns 10.8 acres located at 142 Industrial Drive and petitioned to annex the property. Hickory Hill Mobile Home Park is located on the site. The Park has 47 mobile home sites with approximately 30 of them currently occupied. Properties in town near this property are zoned Industrial (IND) and Industrial Drive is classified as an Arterial Road. The Planning Commission reviewed this annexation during their October meeting and recommended the same zoning and road classification for this property.

A motion was made by Councilmember Shevchik and seconded by Councilmember Williams to approve First Reading of an Ordinance Annexing Lexington County Tax Map #5496-04-004 located at 142 Industrial Drive. Councilmember Stambolitis asked if this was a trailer park because the name of the company was confusing. He asked if this was the first mobile home park to be annexed. Town Administrator Poole stated that this was not the first mobile home park to be annexed. He added that Hickory Hill Mobile Home Park does not meet the Town's guidelines at this time but gradually as homes are replaced, the majority of them would meet the guidelines. He stated that the Town has a Mobile Home Ordinance which states setbacks. He added that residential properties do not have landscaping requirement unless it is high density. Councilmember Stambolitis suggested that the perimeter have a

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landscape plan, for screening purposes, since the Town has done such a good job with landscaping throughout the Town. Councilmember Stambolitis requested that Council discuss the topic at their next meeting. The motion was unanimously carried.

3. **Resolution for the Issuance of Water and Sewer System Bond Anticipation Notes of 2015:** The Town's Water and Sewer System Capital Improvement Plan over the course of the next five years includes approximately \$20 Million in projects. The financing plan includes a mix of capital contribution fee income, retained earnings, and Revenue Bond issuances. During fiscal year 2016, the plan requires the roll-over of \$10 Million in Revenue BANs issued in December, 2014. The BAN's will provide continued interim financing for the projects during the construction phase followed by the issuance of long-term revenue bonds anticipated to occur in fiscal year 2017. 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.

A motion was made by Councilmember Carnes and seconded by Councilmember Shevchik to approve a Resolution for the Issuance of Water and Sewer System Bond Anticipation Notes of 2015. The motion was unanimously carried.

ANNOUNCEMENTS

Mayor MacDougall recognized Boy Scout Troop #507 and requested that one of the leaders come forward to speak for the troop. Boy Scout Peter Stone stated that his troop was working on their Citizens and Community Merit Badge. Councilmember Williams confirmed that the Boy Scouts had just started working on the merit badge.

Councilmember Maness stated that she was glad to see all the young people at the meeting tonight. She added that she looks forward to speaking to the Boy Scout troop next month. She made the following announcements: (1) She thanked the Lexington Police Department for another very successful Fall Festival last month. She added that her family always looks forward to attending and it gets bigger and better every year. Also, all the proceeds go to Adopt-A-Cop. (2) Yesterday was the Veterans Day Parade in Lexington. Because of the rain turnout was low but she wanted to take a moment to thank all the Veterans for their service to our country. (3) As the Mayor stated in the Vision Plan Update – The Town will hold our 4th Annual Snowball Festival before Council meets again – so she wanted to remind everyone to mark their calendars for December 4th through 6th for three days of great events including the official Tree Lighting, a concert, a 5K, a movie, AND a parade! Get all the details on the Town's web page at lexsc.com. (4) Council will meet again on November 16th for our regular scheduled Work Session at 6:00 pm in the Eli Mack Room. (5) The Traffic Committee will meet November 17th at 8:00 am on the third floor here at Town Hall. (6) The Planning Committee will meet November 18th at 8:00 am here in the Council

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Chambers. (7) Town Hall will be closed on November 11th to observe Veterans Day and on November 26th and 27th for Thanksgiving. Councilmember Maness wished everyone a Happy Thanksgiving. She thanked the students and citizens for attending the meeting and those watching Town Council on Channel 2.

PUBLIC COMMENTS: None.

NEWS MEDIA QUESTIONS: 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.

Mayor MacDougall called for a motion to adjourn. A motion was made by Councilmember Maness and seconded by Councilmember Williams to adjourn the Council meeting.

The Regular Council meeting was adjourned at 7:24 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.