

**MINUTES**  
*Town of Lexington*  
*Executive Session and*  
**REGULAR COUNCIL MEETING**  
**September 7, 2010**

---

---

Town Council met in a Regular Council Meeting on September 7, 2010 at 6:30 following an Executive Session which were attended by Mayor Randy Halfacre, Mayor Pro-Tem Hazel Tyndall, Council Members Richard Thompson, Kathy Maness, Ted Stambolitis, Danny Frazier and Todd Shevchik. Portions of the Executive Session were attended by Town Administrator Britt Poole, Assistant Town Administrator Stuart Ford, Municipal Attorney Brad Cunningham and Municipal Clerk Becky Hildebrand. The Council meeting was also attended by Police Chief Terrence Green, Director of Utilities and Engineering Allen Lutz, Finance Director Kathy Roberts, Parks, Streets and Sanitation Director Dan Walker, and Community and Economic Catalyst Johnny Jeffcoa and I.T. Manager, Josh Emory.

Two members of the news media were present and approximately eight-five (85) citizens and students were present.

---

---

**EXECUTIVE SESSION REPORT**

Mayor Halfacre reported that the *Executive Session* was called to order at 5:30 p.m. after a motion was made by Councilmember Frazier and seconded by Councilmember Stambolitis to go into *Executive Session*. The motion was unanimously carried by all those present (Shevchik absent for the vote.) A motion was made by Councilmember Maness and seconded by Mayor Pro-Tem Tyndall to adjourn the *Executive Session* at 6:33 p.m. The motion was unanimously carried. Mayor Halfacre reported at the Regular Council meeting that Council had met in *Executive Session* to discuss: one personnel issue, one contractual issue related to a lease of Town property; and three pending legal issues. No vote was taken. A motion was made by Councilmember Shevchik and seconded by Councilmember Thompson to ratify the Mayor's *Executive Session* report. The motion was unanimously carried.

**INVOCATION, PLEDGE OF ALLEGIANCE AND CALL TO ORDER:** Mayor Halfacre introduced the Council Members and welcomed everyone to the Council meeting. He later welcomed the students from Lexington High School. Councilmember Thompson gave the invocation. Councilmember Shevchik led in the Pledge of Allegiance. Mayor Halfacre called the meeting to order at 6:37 p.m.

**ADDITIONS/DELETIONS**

Mayor Halfacre requested that one item be added to the agenda as New Business #8 (Radio Antenna on Town Water Tower). There being no objections, the item was added as requested.

MINUTES  
REGULAR COUNCIL MEETING  
September 7, 2010

**APPROVAL OF MINUTES:** Councilmember Stambolitis made a motion to approve the minutes from the Council Work Session meeting held on August 16, 2010 and the Regular Council meeting also held on August 16, 2010. Councilmember Maness seconded the motion including one correction on page 22 of the Regular Council meeting. The motion was unanimously carried.

**PRESENTATIONS**

1. **Lexington Beautification Foundation Report – Ms. Jewitte Dooley:** Ms. Dooley thanked the Mayor and Council for their support in the First Annual Wine Walk that was held in May 2010. She thanked them for their support and the initial seed money that made the event possible. She also wanted to thank individual employees for their extensive help during the event: Britt Poole, Dan Walker, Darrell Jones, Pat McGuire, Bryan Bradley, Tony Harsey, Clarence Bevins, Chief Green, Major Koon, Officer Whitlock and Lieutenant Timmerman. She added that there were probably other staff members that also helped but these individuals went out of their way to make the Wine Walk a great event and the Town is lucky to have them. She wished to give the statistics of the event stating that it was held on May 8, 2010 and it was a perfect night for a Wine Walk. They estimated that 1,800 people attended with 55% being from the Lexington area, 35% from surrounding towns and 10% from other areas of South Carolina as well as other states. She stated that since they sold 900 tickets on-line they were able to track the locations. Ms. Dooley stated that 35 businesses participated with 12 being from Main Street. The event grossed approximately \$62,000 and netted \$40,000. She stated that the success of the event was not because of one person, it was a team of volunteers that made it happen. She thanked the 45 active young professional volunteers who worked very hard. She also read several positive quotes sent to her after the event. She stated that it was also a testament to the youth and young professionals of Lexington and the need for more events and how much the community has to offer. Ms. Dooley stated that the Lexington Beautification Foundation has several projects in the works and one project should be complete before next year's Wine Walk. She urged Council to let the committee know of any projects that they have in mind because they are ready to do more projects.

Mayor Halfacre thanked Ms. Dooley and stated that he did not know of another event that was so successful right out of the gate. He thanked her for being a good leader to her team.

Councilmember Frazier thanked Ms. Dooley and her committee and citizens are already looking forward to next year. He recommended that the event last longer next year.

MINUTES  
REGULAR COUNCIL MEETING  
September 7, 2010

Mayor Pro-Tem Tyndall thanked Ms. Dooley, her daughter, for doing a great job planning the Wine Walk, but she also wanted to thank her son-in-law, Rod Dooley.

2. **MASC Local Achievement Award – Mr. Scott Slatton, MASC Senior Field Representative:** Mr. Slatton wished to present the Town of Lexington's MASC Achievement Award again. The award was originally presented during MASC's July Annual Conference in Charleston. He described the background of the Willie B. Caractor Park and requested to show the revised short film showcasing the park. He thanked the Mayor and Council and congratulated them, the Staff and citizens on winning the prestigious award. Mr. Slatton presented the trophy to Mayor Halfacre and Councilmember Thompson.
3. **Appreciation of Continuing Material Support – South Congaree Mayor Bobby Vining:** Mayor Vining thanked the Mayor and Council for being so gracious to South Congaree by donating police vehicles to their town. He stated that the Reserve Officers have put the vehicles to good use. He added that they recently lost the use of one of their primary vehicles and may have to use one for regular service. Mayor Vining stated that they were a little sister to the Town of Lexington and he was very proud to be a part of the Town and of Lexington County.

Mayor Halfacre thanked Mayor Veining for his kind words and the Town was glad to help their little sister Town by donating several vehicles that were barely salvageable. He added that the Town has reached out several times to South Congaree and he knows that quality of life starts with good public safety. He encouraged Mayor Vining to bring his millage up at some point and time.

**TRAFFIC UPDATE**

Mayor Pro-Tem Tyndall provided an update on the Town of Lexington's continuing efforts to improve traffic. (1) On Saturday, September 11<sup>th</sup> from 3:00 to 11:00 p.m. Hendrix Street from Thompson Street to Gibson Road, and Grey Street from Thompson Street to Derrick Street will be closed for the West Lexington Second Annual Reunion Committee's Block Party. (2) The Oktoberfest Committee and the Lions Club are sponsoring the annual OktoberFest Parade (formerly Doo Dah parade) on Saturday, September 18<sup>th</sup> from 10:00 to 11:00 a.m. in downtown Lexington. During this time, US Highway 1 from Haygood Street to South Lake Drive and SC Highway 6 to Maiden Lane will be closed. (3) The Annual Veteran's Parade will be held on Sunday, November 7, 2010. The parade route will be closed from 2:30 p.m. to 4:00 p.m. The route will begin on US Highway 1 from Haygood Street to South Lake Drive and SC Highway 6 to Fort Street where the parade will disband at the Lexington County Administration Building parking lot. (4) Specific Traffic problems, such as unsafe situations or a pothole repair, can be reported by calling 395-1027. (5) The next Traffic Committee meeting will be September 21, 2010 at 8:00 a.m. in the Eli Mack, Sr. Room.

### PUBLIC HEARINGS

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

1. An Ordinance Annexing Property at TMS #3500-02-130 on Sunset Boulevard.
2. An Ordinance Rezoning 207 Grey Street and TMS #4326-03-028.
3. An Ordinance Rezoning 202 and 204 George Street.
4. An Ordinance to Impose a \$5.00 Utility Surcharge for 12 Months in the Harbour Watch Subdivision. (Public Hearing was inadvertently advertised for an incorrect date.)

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

### OLD BUSINESS

1. A motion was made by Mayor Pro-Tem Tyndall and seconded by Councilmember Frazier to approve **Final Reading of an Annexation of a Dental Office on Sunset Boulevard at TMS #3500.03-120**. The motion was unanimously carried. (Ordinance attached.)
2. A motion was made by Councilmember Thompson and seconded by Councilmember Stambolitis to approve **Final Reading of an Ordinance Rezoning 207 Grey Street and an adjacent parcel**. The motion was unanimously carried. (Ordinance attached.)
3. A motion was made by Councilmember Maness and seconded by Councilmember Thompson to approve **Final Reading of an Ordinance Rezoning 202 and 204 George Street**. The motion was unanimously carried. (Ordinance attached.)
4. A motion was made by Councilmember Stambolitis and seconded by Councilmember Shevchik to approve **Final Reading of an Ordinance to Impose a \$5.00 Utility Surcharge for 12 Months in the Harbour Watch Subdivision**. The motion was unanimously carried. (Ordinance attached.) Public Hearing was inadvertently advertised for an incorrect date and was originally read on August 16, 2010.

### NEW BUSINESS

1. **First Reading of an Ordinance Adopting a False Alarm Ordinance:** The Lexington Police Department has experienced a steady increase in the number of calls for false alarms. In 2007, there were 859 false alarms; in 2008, an increase to 978, and in 2009 there were 1,151 calls. By adopting a false alarm ordinance, as proposed by the Lexington Police Department, a requirement for the home or business owner will be to register their system and secure a permit. They will also have to have two phone numbers on file to contact prior to calling police for each alarm, which will also help identify the responsible party and the alarm company for the infraction. In addition, the ordinance will require that the Lexington Police

MINUTES  
REGULAR COUNCIL MEETING  
September 7, 2010

Department hold alarm awareness classes taught in partnership with alarm companies from the area. Other areas that have adopted such ordinances have seen up to a 35% reduction in false alarms. (Additional information attached.)

A motion was made by Councilmember Frazier and seconded by Councilmember Shevchik to approve First Reading. Police Chief Green confirmed that there would be no cost for a citizen to register their alarm system. The motion was unanimously carried. (Draft ordinance attached.)

- 2. First Reading of an Ordinance to Purchase Property at 350 South Church Street:** The owners of 350 South Church Street approached the Town again about the purchase of their property, which is adjacent to Virginia Hylton Park. They are willing to consider payments over time for the purchase of the property. The proposal on the table is for a total purchase price of \$230,000, with payments to be made as follows: 1) Thirty three thousand dollars (\$33,000) to be paid at closing; 2) Years one (1) through three (3) following closing, a lump sum payment of \$20,000 is to be paid on or before May 15 of each respective year (Year 1 is 2011); 3) Years four (4) through seven (7) following closing, a lump sum payment of \$34,250 is to be paid on or before May 15 of each respective year. The plan would allow for installment payments over a seven year period at no interest. By way of reminder, the owners were previously indicating an asking price of over \$300,000. The Town received an appraisal of \$210,000 almost two years ago. An ordinance will be prepared for final reading.

A motion was made by Councilmember Shevchik and seconded by Councilmember Frazier to approve First Reading as stated. The motion was unanimously carried.

- 3. First Reading of an Ordinance Annexing 816 East Main Street:** Midlands Utility, Inc. requested annexation of 816 East Main Street. The company has an office at the location. The Planning Commission will make a recommendation about the zoning district and road classifications on this parcel at its next meeting. An ordinance will be prepared for final reading.

A motion was made by Mayor Pro-Tem Tyndall and seconded by Councilmember Shevchik to First Reading as stated. The motion was unanimously carried.

- 4. First Reading of an Ordinance Annexing 1105 West Main Street:** Wayne R. Clamp requested annexation of 1105 West Main Street. A gas station is located on the parcel. The Planning Commission will make a recommendation about the zoning district and road classifications on the parcel at its next meeting. An ordinance will be prepared for final reading.

A motion was made by Councilmember Thompson and seconded by Councilmember Stambolitis to approve First Reading as stated. Councilmember

MINUTES  
REGULAR COUNCIL MEETING  
September 7, 2010

Frazier confirmed that this is the BP station on West Main Street. The motion was unanimously carried.

5. **Lexington High School Band Contribution:** The Lexington High School Band Booster Club requested the Town of Lexington's participation in funding for the Lexington High School Band. The band will be marching in the ABC/IKEA Thanksgiving Day Parade in Philadelphia. Funding for the trip is being raised by parents, students and sponsors. The total cost of the trip is \$150,000.00. (Copy of letter and sponsorship categories attached.)

A motion was made by Councilmember Maness and seconded by Councilmember Frazier to approve funding for the Lexington High School Band in the amount of \$500.00. The motion was unanimously carried.

6. **Donation of Police Car to the Town of South Congaree:** The Lexington Police Department is retiring a 2003 Chevrolet Impala from active service. The Town of South Congaree is in need of a vehicle for its Police Department, and Town Council was asked to donate the vehicle to the Town of South Congaree. The vehicle has 94,345 miles on it and has been in service since 2004.

A motion was proudly made by Councilmember Stambolitis and seconded by Councilmember Thompson to approve donating the 2003 Chevrolet to the Town of South Congaree as requested. The motion was unanimously carried.

7. **Rental Fee Waiver Request for the Dickerson Center for Children:** Ms. Mollie Taylor with the Dickerson Center for Children requested a rental fee waiver for the Conference Center on March 5, 2011 for their second annual gala and auction. The center is located in West Columbia; therefore, the out-of-town rate would apply. The total fee waiver would be \$1,000 and a \$250.00 refundable deposit would still be required.

A motion was made by Councilmember Frazier and seconded by Councilmember Shevchik to approve the rental fee waiver as stated. The motion was unanimously carried.

8. (Added.) **Radio Antenna on Town Water Tower:** Lake Murray Broadcasting, Inc., requested permission to place a radio antenna on the Town water tower positioned at the Recreation Center on Park Road. A draft contract is attached. The radio station is WLXM, described as a non-profit educational radio station. (Copy of contract attached.)

A motion was made by Mayor Pro-Tem Tyndall and seconded by Councilmember Stambolitis to permit Lake Murray Broadcasting, Inc. to place a radio antenna on the Town's water tower as stated. The motion was unanimously carried. Mayor Pro-Tem Tyndall added that maybe the radio station would provide free advertising for next year's Wine Walk.

**COMMENTS**

**Mayor Randy Halfacre** welcomed Keith Frost, Scott Adams, Russell Patterson and the Lexington High School students. He wished a Happy Birthday to all Town employees celebrating birthdays in September. Mayor Halfacre read a letter from the the Lexington Chamber Chairman, Glenn Martin, thanking the Mayor and Council for their vote to move forward with the Town's traffic plan. He congratulated former Town Administrator Jim Duckett on the birth of his second grandchild. James William Duckett, IV was born September 2, 2010 and weighed 7 lbs 8 oz. Mayor Halfacre announced Oktoberfest (formerly FunFest) to be held September 17<sup>th</sup> and 18<sup>th</sup> and he encouraged everyone to come out for all the great events. He hoped everyone had a wonderful Labor Day weekend.

**Mayor Pro-Tem Hazel Tyndall** confirmed with Town Administrator Poole that they have not heard back from SCDOT regarding the medians at Target. She announced that a tree would soon be planted to honor Johnny Jeffcoat at the Palmetto Collegiate Institute. She encouraged anyone who could not think of a special birthday or anniversary present, to consider donating a tree to one of the Town's parks.

**Councilmember Richard Thompson** wished all the citizens a belated happy Labor Day and he hoped they did not eat as much as him.

**Councilmember Kathy Maness** welcomed the students to the meeting and commended them on getting their requirement completed early in the semester. She announced that the NLC/Town of Lexington Prescription Drug Card Program had saved citizens \$7,252.69 since inception which included 1,290 prescription had been filled, and 537 citizens have participated saving an average of \$13.37. She encouraged anyone that is not insured or underinsured to come to Town Hall and take advantage of the free program. Councilmember Maness read a letter that was sent to James Thompson, President of the Lexington Dixie Youth Baseball program from Ronnie Tower, District 7 Director, commending him and the Steering Committee on doing a wonderful job with the World Series. He thanked them for being so organized, having wonderful facilities, for preparing a program for the wives with Dawn Corley, The Charleston Silver Lady, and for the hospitality shown to everyone that participated. He also thanked them for making the main focus on the kids. Councilmember Maness thanked all the citizens and business owners in Lexington for helping make the World Series a big success and for giving such a great welcome to 16 teams from 11 states. She wished her son a Happy 8<sup>th</sup> Birthday. Mayor Halfacre thanked the businesses for displaying welcome signs for the teams and he also thanked Councilmember Maness for serving on the World Series Steering Committee.

**Councilmember Ted Stambolitis** welcomed WLXM to the Town as a new radio station. He encouraged everyone to take a moment on Saturday to remember 9/11 and remember the victims, as well as the soldiers who still fight to protect our freedom. He

MINUTES  
REGULAR COUNCIL MEETING  
September 7, 2010

thanked the citizens for allowing him to serve as a Councilmember for the Town of Lexington.

**Councilmember Danny Frazier** stated that the last Council meeting was rather heated and he made a couple comments that were strong which were brought on by one of the committee members appointed to a Board. He wished to publicly apologize to Council Members Maness and Shevchik for making comments out of the way to them. He wished to recognize the new radio station who he hoped would help promote events in Lexington. He thanked Ms. Jewitte Dooley for doing such a great job with the First Annual Wine Walk and he looked forward to the next one.

**Councilmember Todd Shevchik** encouraged everyone to observe the 25 mph in school districts when the light is flashing. He stated that Officer Lawler pulled his wife the other day doing 34 mph in a 25 mph speed limit zone which cost him \$88. He added that he was a little upset with her but she was taking the kids to school that day. He hoped everyone had a great Labor Day and thanked everyone for attending the Council meeting.

**QUESTIONS FROM THE MEDIA:** None.

**PUBLIC COMMENTS**

Mr. Russell Patterson thanked the Mayor and Council for their contribution to the Lexington High School Band and they looked forward to representing Lexington.

**ADJOURNMENT:** Mayor Halfacre thanked the Council members, citizens, and students for attending the meeting tonight and for those at home for viewing the Council meeting on Channel 2 which is also replayed several times during the week.

A motion was made by Councilmember Maness and seconded by Councilmember Frazier to adjourn the Council Meeting. The motion was unanimously carried.

The Regular Council meeting was adjourned at 7:32 p.m.

Respectfully submitted,

Becky P. Hildebrand, CMC  
Municipal Clerk

APPROVED:

T. Randall Halfacre  
Mayor