

Lancaster County Council Public Safety Committee

Tuesday, February 9, 2016

County Council Conference Room
Council Administration Building
100 N. Main Street
Lancaster, SC 29720

1. **Call to Order – Committee Chair Steve Harper** 8:00 a.m.
2. **Approval of the agenda** *[deletions and additions of non-substantive matters]*
3. **Minutes of the January 12, 2016 meeting – pgs. 2-3**
4. **Citizens Comments**
5. **Discussion / Action Items**
 - a. Sheriff's Office grants. *Sheriff Faile – pgs.4-29*
 - b. Administrative Assistant position with Coroner. *Mike Morris – pgs.30-32*
 - c. Draft Noise Ordinance. *Steve Willis – pgs.33-39*
 - d. Draft 2016-2017 FY budget requests for Pleasant Valley Fire. *Kimberly Hill – pgs. 40-41*
6. **Adjournment**

Anyone requiring special services to attend this meeting should contact 285-1565 at least 24 hours in advance of this meeting.

Lancaster County Council Public Safety Committee agendas are posted at the Lancaster County Administration Building and are available on the Website: www.mylancaster.org



Members of Lancaster County Council
Public Safety Committee

Steve Harper District 5, Chairman
Bob Bundy, District 3
Larry McCullough, District 1

DRAFT

Minutes of the Lancaster County Council Public Safety Committee Meeting

101 N. Main Street, Lancaster, SC 29720

Tuesday, January 12, 2016

Council Members present were Steve Harper, Larry McCullough and Bob Bundy. Also present was Steve Willis, Debbie Hardin, John Weaver, various Department Heads and spectators. A quorum of the Lancaster County Public Safety Committee was present for the meeting.

The following press was notified of the meeting by e-mail or by fax in accordance with the Freedom of Information Act: Lancaster News, Kershaw News Era, The Rock Hill Herald, Fort Mill Times, Cable News 2, Channel 9 and the local Government Channel. The agenda was also posted in the lobby of the County Administration Building the required length of time and on the county website.

Call to Order

Chairman Steve Harper called the meeting to order at 8:00 a.m.

Approval of the agenda

Larry McCullough moved to approve the agenda as written. Passed 3-0.

Minutes of the December 15, 2015 meeting

Larry McCullough moved to approve the minutes of the December 15, 2015 meeting. Passed 3-0.

Citizens Comments

There were no citizens that came forward for comments.

Discussion / Action Items

DRAFT

Review of departmental budget requests for FY 2016-2017

Kimberly Hill, Budget Analyst and the various departments reviewed the budget request attached as schedule A.

Committee members heard from all the departments that fall under public safety and the comments from Council Committee members were as follows:

Councilman McCullough asked that the items on the request list be arranged by greatest need.

Councilman McCullough also asked about the Animal Shelter sharing services such as Greenville County does and a pet license. He also discussed taking donations for the shelter.

Adjournment

Larry McCullough moved to adjourn. Passed 3-0.

Respectfully Submitted:

Approved by the Public Safety Committee

Debbie C. Hardin
Clerk to Council

Steve Harper, Chairman

Agenda Item Summary

Ordinance # / Resolution#:

Contact Person / Sponsor: Sheriff Barry Faile

Department: Sheriff's Office

Date Requested to be on Agenda: 2/9/2016

Issue for Consideration:

Grants which Sheriff's Office has applied for and will be consistent with the 5 year plan. Just want to keep everyone in the loop regarding these items.

Points to Consider:

There are grants applied for that will be consistent with the 5 year plan. We have received one such award letter in the mail.

Funding and Liability Factors:

	Grantor	Agency Match	Total
Domestic Violence Investigator	\$129,525.00	\$14,392.00	\$143,917.00
Drug Lab Chemist	\$176,511.00	\$19,619.00	\$196,196.00
Crime Scene Investigator	\$203,879.00	\$22,652.00	\$226,531.00
Narcotics Investigator	\$107,665.00	\$11,963.00	\$119,628.00

Council Options:

Above is the grant applied for, the amount being granted and what the agency match would be. Again, these are consistent with the 5 year plan.

Recommendation:

Based on the amounts being granted and the agency match amounts, it would be beneficial to the agency and Lancaster County to move forward.

GRANT TYPE		Grantor (SCDPS)		Agency Match (LCSO)		TOTAL
Justice Assistance Grant (JAG) 2016	Domestic Violence Investigator	\$	129,525.00	\$	14,392.00	\$ 143,917.00
Justice Assistance Grant (JAG) 2016	Chemist for Drug Lab	\$	176,577.00	\$	19,619.00	\$ 196,196.00
Justice Assistance Grant (JAG) 2016	Crime Scene Investigator	\$	203,879.00	\$	22,652.00	\$ 226,531.00
Justice Assistance Grant (JAG) 2016	Narcotics Investigator (3rd year)	\$	107,665.00	\$	11,963.00	\$ 119,628.00
Totals of ALL		\$	617,646.00	\$	68,626.00	\$ 686,272.00

**STATE OF SOUTH CAROLINA
DEPARTMENT OF PUBLIC SAFETY
Office of Highway Safety and Justice Programs
Justice Assistance Grant Program**

Grant #

App # T16186

To Be Completed by Project Director

Section 1

County Name: 29 - LANCASTER ▼

Other county/counties this project will
serve:

Section 2

Grant Period:

Begin: 7/1/2016

End: 6/30/2017

Section 3

Project Title: Drug Lab Chemist

Section 4

Project Summary (max. 300 characters): To fund a chemist for our new drug lab that will be used throughout the 6th Judicial Circuit.

Section 5

Type of Application

a. Initial ▼

b. Year of Funds : 1 ▼

Other:(Specify)

c. Reimbursable ▼

Section 6

a. Organization Type : County ▼

Other:(Specify)

b. U. S. Congressional District 05

Section 7

Agency DUNS number*: 086866944
(fedgov.dnb.com/webform)

Has your agency registered with Central
Contractor Registration (CCR)?* Yes
(www.sam.gov)

For **Central Contractor Registration (CCR) handbook** [click here](#).

* This data is not required to submit this application but will become necessary for federal reporting requirements if this project is awarded.

FEIN: 57-6000370

Agency Name Lancaster County Sheriff's Office

Address 1520 Pageland Highway

City Lancaster

State South Carolina

(Please use the Name/Address
above instead of this field)
Name and Address of Implementing
Agency

10 Digit Zip 29721-1809

(Area) Phone #: 803-283-3388

(Area) Fax #: 803-286-9823

COMPLETE PAGES 2&3 BEFORE COMPLETING THIS SECTION

Section 8

BUDGET

Use whole dollars only (For example: \$1,500 not \$1,500.00)

a. BUDGET CATEGORIES	GRANTOR	AGENCY MATCH	TOTAL
Personnel	\$96,657	\$10,739	\$107,396
Contractual Services	\$0	\$0	\$0
Travel	\$15,030	\$1,670	\$16,700
Equipment	\$58,050	\$6,450	\$64,500
Other	\$6,840	\$760	\$7,600
TOTAL:	\$176,577	\$19,619	\$196,196
b. PERCENTAGE:	90 %	10 %	100 %

Section 9

**APPROPRIATION OF NON-GRANTOR
MATCHING FUNDS**

County ▼

Other (Explain):

MATCHING FUNDS CATEGORIES

GRANTOR

CASH

TOTAL

PERSONNEL

SALARIES

Position Title

% of Time

On Project

Quantity

Chemist

100

1

\$72,000

\$8,000

\$80,000

TOTAL SALARIES: \$72,000

\$8,000

\$80,000

EMPLOYER CONTRIBUTIONS (Fringe Benefits)

% or Rate

X Base

Social Security & Medicare (FICA)

.0765%

80000

\$5,508

\$612

\$6,120

Retirement

8.74%

80000

\$6,293

\$699

\$6,992

Worker's Compensation Insurance

3.46%

80000

\$2,491

\$277

\$2,768

Unemployment Insurance (on first \$7,000 only)

\$0

\$0

\$0

Health Insurance

11,375

\$10,238

\$1,137

\$11,375

Dental Insurance

141

\$127

\$14

\$141

Pre-Retirement Death Benefit

\$0

\$0

\$0

Accident Death Benefit (Police Officers)

\$0

\$0

\$0

Other Employer Contributions (Itemize)

\$0

\$0

\$0

TOTAL EMPLOYER CONTRIBUTIONS:

\$24,657

\$2,739

\$27,396

TOTAL PERSONNEL: \$96,657

\$10,739

\$107,396

CONTRACTUAL SERVICES:

(Itemize - DO NOT include professional fees for doctors, psychologists, etc.)

\$0

\$0

\$0

TOTAL CONTRACTUAL SERVICES \$0

\$0

\$0

TRAVEL:

(Itemize-include mileage, airline cost, lodging, per diem, parking, car rental)

Mileage @ 30,000 miles @ .54 per mile

\$14,580

\$1,620

\$16,200

Lodging 5 nights @ \$70 per night

\$315

\$35

\$350

per diem 5 days @ \$30 per day

\$135

\$15

\$150

\$0

\$0

\$0

TOTAL TRAVEL: \$15,030

\$1,670

\$16,700

Show Section 2-A Disabled

USE WHOLE DOLLARS ONLY

BUDGET DESCRIPTION

Page 3

MATCHING FUNDS**CATEGORIES**

GRANTOR CASH

TOTAL

EQUIPMENT (\$1,000 or more per Unit):

(Itemize - DO NOT USE BRAND NAME.- Also, DO NOT include leased, rented items or software)

ITEM	QUANTITY			
Vehicle and accesories	1	\$31,500	\$3,500	\$35,000
Light bar package, siren and speakers	1	\$1,890	\$210	\$2,100
Dual band radio	1	\$5,760	\$640	\$6,400
In car radio	1	\$1,710	\$190	\$1,900
Installation	1	\$900	\$100	\$1,000
Computer and accessories	1	\$3,600	\$400	\$4,000
Accreditation and Assessment for Lab	1	\$12,690	\$1,410	\$14,100
TOTAL EQUIPMENT:		\$58,050	\$6,450	\$64,500

Other:

Clothing/Uniforms	\$1,350	\$150	\$1,500
Protective Clothing	\$1,080	\$120	\$1,200
Office Supplies	\$900	\$100	\$1,000
Registration Fees for training	\$2,250	\$250	\$2,500
Cell Phone and service	\$1,260	\$140	\$1,400
TOTAL OTHER:	\$6,840	\$760	\$7,600

BUDGET NARRATIVE

List items under each Budget Category heading. Explain exactly how each item in your budget (both grantor and match) will be utilized. It is important that the necessity of these items, as they relate to the operation of the project, be established. Dollar amounts DO NOT have to be provided

PERSONNEL

Chemist: for the salary and benefits for a chemist that will be dedicated to the drug analysis of all Lancaster County drug cases.

TRAVEL

Mileage: to be used by the chemist to travel to any approved training, crime scenes if needed and to court to provide expert testimony

Lodging: hotel accommodations for the chemist while attending approved training

Per Diem: food for the chemist while attending approved training

EQUIPMENT

Vehicle and Accessories: Vehicle with accessories to be used by Chemist

Lights & Siren Package: To be placed on vehicle to be used by Chemist if called to a scene.

Dual Band Radio: to be used by the Chemist to keep contact with Communications and other officers in the departments when away from his/her vehicle

In Car Radio: to be placed in the vehicle to allow Chemist to keep contact with Communications and other officers in the departments

Installation: to be used so the radio, lights and sirens and etc can be installed on the vehicle

Computer and Accessories: to include monitor, speakers, cables, etc. and will be used by the chemist to complete reports on drug analyses completed, complete documentation necessary for court and to keep statistics for the grant

Accreditation and Assessment for Lab: To be used to assess our Lab and receive Accreditation so that any lab functions performed by the Chemist can be used in court hearing. Without an accreditation lab, the Solicitors Office will be unable to use evidence processed by our Chemist.

OTHER

Clothing/Uniforms : to be used by Chemist for the purchase of uniforms/court attire for courtroom testimony.

Protective Clothing: to be used to purchase appropriate clothing for lab working conditions

Office Supplies: used for purchase of everyday supplies (stapler, scissors, pens, folders, and etc) for the Chemist

Registration Fees for Training: to send Chemist to training provided by the vendor on specific drug analysis equipment

Cell Phone and service: to be used by the Chemist for on call status and for communications with other units or the office while in the field.

**STATE OF SOUTH CAROLINA
DEPARTMENT OF PUBLIC SAFETY
Office of Highway Safety and Justice Programs
Justice Assistance Grant Program**

Grant #

App # T16184

To Be Completed by Project Director

Section 1

County Name: 29 - LANCASTER ▼

Other county/counties this project will serve:

Section 2

Grant Period:

Begin: 7/1/2016

End: 6/30/2017

Section 3

Project Title: Narcotics Investigations Enhancement

Section 4

Project Summary (max. 300 characters): Continue grant funding for a Narcotic Investigator to adequately meet our narcotic division needs.

Section 5

Type of Application

a. Continuation ▼

b. Year of Funds : 3 ▼

Other:(Specify)

c. Reimbursable ▼

Section 6

a. Organization Type : County ▼

Other:(Specify)

b. U. S. Congressional District 05

Section 7

Agency DUNS number*: 086866944
(fedgov.dnb.com/webform)

Has your agency registered with Central Contractor Registration (CCR)?* Yes
(www.sam.gov)

For Central Contractor Registration (CCR) handbook [click here](#).

* This data is not required to submit this application but will become necessary for federal reporting requirements if this project is awarded.

FEIN: 57-6000370

Agency Name Lancaster County Sheriff's Office

Address 1520 Pageland Highway

City Lancaster

State South Carolina

(Please use the Name/Address
above instead of this field)
Name and Address of Implementing
Agency

10 Digit Zip 29720-0908

(Area) Phone #: 803-283-3388

(Area) Fax #: 803-296-9823

COMPLETE PAGES 2&3 BEFORE COMPLETING THIS SECTION

Section 8

BUDGET

Use whole dollars only (For example: \$1,500 not \$1,500.00)

a. BUDGET CATEGORIES	GRANTOR	AGENCY MATCH	TOTAL
Personnel	\$58,651	\$6,517	\$65,168
Contractual Services	\$0	\$0	\$0
Travel	\$12,114	\$1,346	\$13,460
Equipment	\$34,380	\$3,820	\$38,200
Other	\$2,520	\$280	\$2,800
TOTAL:	\$107,665	\$11,963	\$119,628
b. PERCENTAGE:	90 %	10 %	100 %

Section 9

**APPROPRIATION OF NON-GRANTOR
MATCHING FUNDS**

County ▼

Other (Explain):

MATCHING FUNDS CATEGORIES

GRANTOR

CASH

TOTAL

PERSONNEL**SALARIES**

Position Title	% of Time On Project	Quantity			
Narcotic Investigator (3% increase)	100	1	\$35,950	\$3,994	\$39,944
Overtime	100	1	\$2,700	\$300	\$3,000
TOTAL SALARIES:			\$38,650	\$4,294	\$42,944

EMPLOYER CONTRIBUTIONS (Fringe Benefits)

% or Rate

X Base

Social Security & Medicare (FICA)	.0765	42944	\$2,956	\$329	\$3,285
Retirement	13.74%	42944	\$5,311	\$590	\$5,901
Worker's Compensation Insurance	3.46%	42944	\$1,337	\$149	\$1,486
Unemployment Insurance (on first \$7,000 only)			\$0	\$0	\$0
Health Insurance	11,375		\$10,238	\$1,137	\$11,375
Dental Insurance	177		\$159	\$18	\$177
Pre-Retirement Death Benefit			\$0	\$0	\$0
Accident Death Benefit (Police Officers)			\$0	\$0	\$0
Other Employer Contributions (Itemize)			\$0	\$0	\$0

TOTAL EMPLOYER CONTRIBUTIONS:

TOTAL PERSONNEL: \$20,001 \$2,223 \$22,224
\$58,651 \$6,517 \$65,168

CONTRACTUAL SERVICES:

(Itemize - DO NOT include professional fees for doctors, psychologists, etc.)

	\$0	\$0	\$0
TOTAL CONTRACTUAL SERVICES	\$0	\$0	\$0

TRAVEL:

(Itemize-include mileage, airline cost, lodging, per diem, parking, car rental)

Mileage 24000 @.54 x 1	\$11,664	\$1,296	\$12,960
Lodging 5 nights x \$70 x 1	\$315	\$35	\$350
Per Diem 5 days/nights @ \$30 x 1	\$135	\$15	\$150
TOTAL TRAVEL:	\$12,114	\$1,346	\$13,460

Show Section 2-A Disabled

MATCHING FUNDS**CATEGORIES**

GRANTOR CASH TOTAL

EQUIPMENT (\$1,000 or more per Unit):

(Itemize - DO NOT USE BRAND NAME.- Also, DO NOT include leased, rented items or software)

ITEM	QUANTITY			
Cell Phone Extractor	1	\$14,400	\$1,600	\$16,000
Ballistic Entry Shield	1	\$1,980	\$220	\$2,200
Handheld Drug Analyzer	1	\$18,000	\$2,000	\$20,000
		\$0	\$0	\$0
TOTAL EQUIPMENT:		\$34,380	\$3,820	\$38,200

Other:

Narcotic Test Kits (marijuana, cocaine,herion, etc)		\$450	\$50	\$500
Cell phone service		\$648	\$72	\$720
modem service		\$450	\$50	\$500
Training (Registration)		\$450	\$50	\$500
External Hard Drive & Case		\$135	\$15	\$150
External Disc Drive		\$72	\$8	\$80
Rifle Grips (for rifle purchased year 1)		\$90	\$10	\$100
Tactical Rifle rails attachment (for rifle purchased year 1)		\$225	\$25	\$250
TOTAL OTHER:		\$2,520	\$280	\$2,800

BUDGET NARRATIVE

List items under each Budget Category heading. Explain exactly how each item in your budget (both grantor and match) will be utilized. It is important that the necessity of these items, as they relate to the operation of the project, be established. Dollar amounts DO NOT have to be provided

Personnel- one narcotic investigator. The investigator will be sworn officer who will investigate narcotic activities in Lancaster County.

Travel-

Mileage: Estimated 24,000 miles per investigator to carry out the duties of the job and to go to any approved training courses offered to enhance job performance at .54 per mile

Lodging: Hotel accommodations for the Narcotic Investigators to attend approved conferences and training

Per Diem: Food for the Narcotic Investigators while attending approved conferences and training

Equipment

Cell Phone Extractor:After obtaining a search warrant for the phone or consent of the phone's owner, it will be used to extract data for cases or building other cases from the data received from phones. Many cell phones are as powerful and have as much storage capacity as desktop computers of a few years ago. They contain photographs, video, calendars, contact lists, and in the case of the iPhone, an index of everywhere the phone has been for up to a year. If that information belongs to a law-breaker, it's the sort of thing that the Investigator will find very useful.

Ballistic Entry Shield:Meets NIJ Standards:Used by Investigator when making entries into high risk locations.

Handheld Drug Analyzer:Device to be used by the Investigator to scan for multiple narcotics in a single test to obtain clear, definitive results. To be used on the street while making cases.

Other

Narcotic Test Kits (marijuana, cocaine,herion, etc): Test kits that can be used in the field to test various narcotics. Approx 20 kits per drug

Cell phone service: phone service for investigator to be used while at work and also when on "on-call" status.

Modem:This will be used to pay the monthly fee for internet service so that the investigator will have secured access to our records management system, DMV, NCIC and other Law Enforcement sites while in the field.

Training (Registration): Training that will enhance the investigators knowledge of drugs/trends or any other narcotic training approved by SCDPS.

External Hard drive and Case:Secure, portable backup and storage for the Investigator's cases.

External Disc Drive:Connects to your PC to get immediate read/write access to your CD data.

Rifle Grips:to be placed on the rifle which is used to stabilize the firearm in operation

Tactical Rails for rifle:attach everything from laser sights, flashlights to scopes by using the rifle rail

**STATE OF SOUTH CAROLINA
DEPARTMENT OF PUBLIC SAFETY
Office of Highway Safety and Justice Programs
Justice Assistance Grant Program**

Grant #

App # T16185

To Be Completed by Project Director

Section 1

County Name: 29 - LANCASTER ▼

Other county/counties this project will
serve:

Section 2

Grant Period:

Begin: 7/1/2016

End: 6/30/2017

Section 3

Project Title: Crime Scene Investigator

Section 4

Project Summary (max. 300 characters): To hire an Investigator to help process crime scenes and assist with all of the crime scene units duties.

Section 5

Type of Application

a. Initial ▼

b. Year of Funds : 1 ▼

Other:(Specify)

c. Reimbursable ▼

Section 6

a. Organization Type : County ▼

Other:(Specify)

b. U. S. Congressional District 05

Section 7

Agency DUNS number*: 086866944
(fedgov.dnb.com/webform)

Has your agency registered with Central
Contractor Registration (CCR)?* **Yes**
(www.sam.gov)

For **Central Contractor Registration (CCR) handbook** [click here](#).

* This data is not required to submit this application but will become necessary for federal reporting requirements if this project is awarded.

FEIN: 57-6000370

Agency Name Lancaster County Sheriff's Office

Address 1520 Pageland Highway

City Lancaster

State South Carolina

(Please use the Name/Address
above instead of this field)
Name and Address of Implementing
Agency

10 Digit Zip 29721-0908

(Area) Phone #: 803-283-3388

(Area) Fax #: 803-286-9823

COMPLETE PAGES 2&3 BEFORE COMPLETING THIS SECTION

Section 8

BUDGET

Use whole dollars only (For example: \$1,500 not \$1,500.00)

a. BUDGET CATEGORIES	GRANTOR	AGENCY MATCH	TOTAL
Personnel	\$66,548	\$7,393	\$73,941
Contractual Services	\$0	\$0	\$0
Travel	\$12,114	\$1,346	\$13,460
Equipment	\$90,090	\$10,010	\$100,100
Other	\$35,127	\$3,903	\$39,030
TOTAL:	\$203,879	\$22,652	\$226,531
b. PERCENTAGE:	90 %	10 %	100 %

Section 9

**APPROPRIATION OF NON-GRANTOR
MATCHING FUNDS**

County ▼

Other (Explain):

MATCHING FUNDS CATEGORIES

GRANTOR CASH TOTAL

PERSONNEL

SALARIES	% of Time				
Position Title	On Project	Quantity			
Crime Scene Investigator	100	1	\$42,300	\$4,700	\$47,000
Overtime			\$2,700	\$300	\$3,000
TOTAL SALARIES:			\$45,000	\$5,000	\$50,000

EMPLOYER CONTRIBUTIONS (Fringe Benefits)

	% or Rate	X Base			
Social Security & Medicare (FICA)	.0765	50000	\$3,443	\$382	\$3,825
Retirement	13.74%	50000	\$6,183	\$687	\$6,870
Worker's Compensation Insurance	3.46%	50000	\$1,557	\$173	\$1,730
Unemployment Insurance (on first \$7,000 only)			\$0	\$0	\$0
Health Insurance	11,375		\$10,238	\$1,137	\$11,375
Dental Insurance	141		\$127	\$14	\$141
Pre-Retirement Death Benefit			\$0	\$0	\$0
Accident Death Benefit (Police Officers)			\$0	\$0	\$0
Other Employer Contributions (Itemize)			\$0	\$0	\$0
TOTAL EMPLOYER CONTRIBUTIONS:			\$21,548	\$2,393	\$23,941
TOTAL PERSONNEL:			\$66,548	\$7,393	\$73,941

CONTRACTUAL SERVICES:

(Itemize - DO NOT include professional fees for doctors, psychologists, etc.)

	\$0	\$0	\$0
TOTAL CONTRACTUAL SERVICES	\$0	\$0	\$0

TRAVEL:

(Itemize-include mileage, airline cost, lodging, per diem, parking, car rental)

Mileage 24000 @ .54 x 1	\$11,664	\$1,296	\$12,960
Lodging 5 nights x \$70 x 1	\$315	\$35	\$350
Per Diem 5 days/nights @ \$30 x 1	\$135	\$15	\$150
TOTAL TRAVEL:	\$12,114	\$1,346	\$13,460

Show Section 2-A Disabled

MATCHING FUNDS**CATEGORIES**

GRANTOR CASH TOTAL

EQUIPMENT (\$1,000 or more per Unit):

(Itemize - DO NOT USE BRAND NAME.- Also, DO NOT include leased, rented items or software)

ITEM	QUANTITY			
Customized Crime Scene Vehicle with basic evidence collection	1	\$63,000	\$7,000	\$70,000
Forensic Alternative Light Source	1	\$6,300	\$700	\$7,000
Dual Band Walkie Talkie	1	\$5,400	\$600	\$6,000
Desktop computer with accessories and video cards	1	\$1,800	\$200	\$2,000
Laptop computer and accessories	1	\$1,260	\$140	\$1,400
Digital SLR cameras with additional lens and accessories	1	\$5,400	\$600	\$6,000
Modile Modem & service	1	\$1,440	\$160	\$1,600
In car radio	1	\$1,710	\$190	\$1,900
Light bar package, siren and speakers	1	\$1,980	\$220	\$2,200
Installation	1	\$900	\$100	\$1,000
Decaling/ Striping	1	\$900	\$100	\$1,000
TOTAL EQUIPMENT:		\$90,090	\$10,010	\$100,100

Other:

Registration Fees for training	\$900	\$100	\$1,000
Pistol, holster and other misc. law enforcement equipment	\$1,800	\$200	\$2,000
Cell phone and service	\$990	\$10	\$1,100
Duty Uniforms for crime scene processing	\$1,350	\$150	\$1,500
Clothing allowance	\$360	\$40	\$400
Protective Gear	\$225	\$25	\$250
Digital voice recorder	\$72	\$8	\$80
Digital video recorder	\$450	\$50	\$500
GPS Unit	\$135	\$15	\$150
Office supplies	\$270	\$30	\$300
Bullet proof vest with cover	\$585	\$65	\$650
Crime scene equipment (see budget for details)	\$13,500	\$1,500	\$15,000
Digital Cameras @ \$ 600each x 12	\$6,480	\$720	\$7,200
Evidence Bags (small, medium & large sizes)	\$2,610	\$290	\$2,900
Fingerprint Kits	\$828	\$92	\$920

Fingerprint Kit refills (powder, backing cards, brushes,tape,pads	\$3,222	\$358	\$3,580
Barrier tape	\$450	\$50	\$500
Exam gloves (small med & large sizes)	\$900	\$100	\$1,000
	\$0	\$0	\$0
	\$0	\$0	\$0
TOTAL OTHER:	\$35,127	\$3,903	\$39,030

BUDGET NARRATIVE

List items under each Budget Category heading. Explain exactly how each item in your budget (both grantor and match) will be utilized. It is important that the necessity of these items, as they relate to the operation of the project, be established. Dollar amounts DO NOT have to be provided

Personnel- Crime scene investigator that will process crime scenes and assist in the evidence functions of the Sheriff's Office.

Travel- Mileage for the crime scene unit when responding to crime scenes to be processed. Also for travel to approved training.

Lodging- Lodging for any approved training.

Per Diem- For CSI while attending approved training.

Equipment-

Customized Full-Size Vehicle to be used by the Lancaster County Sheriff's Office to respond to crime scenes; the vehicle will be customized with storage cabinets for equipment and a workstation with power inverter and basic crime scene kits. It will also contain an evidence locker. This locker will be used as a secure locker that the CSI personnel can place evidence and or firearms into while on the scene of a crime.

Forensic Alternative Light Source- CSI will use in uncovering blood and other bodily fluids that cannot be detected through use of conventional light sources. This will be housed on the van.

Dual Band Walkie-Talkie: 800 Mhz and VHF capable to be used by CSI while in the field to communicate with the Sheriff's Office and other Deputies.

Computers:

Desktop computer with accessories and video cards. Accessories including but not limited to printers, scanners, cables, surge protectors, etc. This will be used in the office to enhance photos, analyze evidence, complete reports and storage of evidence.

Laptop computers and accessories: The laptop computer with accessories including but not limited to cables, surge protectors, docking stations, additional monitors, key boards, mice, mobile printers for field use, etc. These are to be used by the CSI in the field to complete reports, search warrants and other crime scene related duties and storage of evidence until back at the Lab to transfer to desktop. However, the laptop computers will not be able to be used to enhance a photo, which is why we will need the desktop computer as well.

High Quality Digital SLR Cameras with additional lens, flash trigger, shoe cord, speed light, spare batteries and memory cards, a case and other related accessories: This high definition camera and accessories listed will be used by the Crime Scene Unit. It will be used to document crime scenes, evidence and lab results to be produced during court. Having this high definition camera will produce very detailed photos and by using the different camera flashes and lens, it will provide more realistic photographs.

Mobile Modem and service: Modem will be used by CSI to access DMV records, NCIC records and our local records management system. These modems are similar to the traditional MDT's, and they will access databases including CAD.

In car Radio: Radio will be installed in CSI vehicle to be used for contact with dispatch and other officers.

Light bar package, siren and speakers: Lights sirens and speakers to be placed into the CSI vehicle.

Installation: Radio, siren, modem and lights installation will be covered by this line item.

Decaling/ Striping: The CSI vehicle will be striped like our current fleet.

Other-

Registration Fee: The CSI that will be hired for the CSI position will be an experienced law enforcement officer with basic evidence collection techniques taught by the SCCJA. .

Pistol and other Law enforcement accessories- Pistol, holster, mag pouch, other law enforcement accessories to be issued to CSI.

Cell Phone-phone and service for CSI to be used while at work and also when on "on-call" status.

Duty clothing- Uniform/Clothing to be worn while on duty for the officer's day to day crime scene processing duties.

Clothing allowance- to provide CSI with a clothing allowance to purchase clothing suitable for wear in court.

Protective Gear: personal protective gear to protect CSI from exposures to biohazards and chemical exposures. - disposable jump suits with hoods -disposable high top boots
-latex gloves

Digital Voice Recorders: a personal digital voice recorder to record notes and interviews with witnesses.

Digital Video Recorder: to be used to record and document the overall scene and location of evidence and to be used to enhance images captured with digital camera for court presentations

GPS unit: for vehicle. This will provide Lat. and Long of crime scenes and locations where evidence is found. Will also assist CSI in locating crime scenes.

Office supplies: general office supplies, pens, paper, stapler, etc., that will be used by the CSI during the performance of their duty.

Bulletproof Vests and cover for CSI for officer safety.

Crime Scene Equipment (to be placed in vehicle for scene processing): ITEMS NOT INCLUDED WITH THE PURCHASE PRICE OF THE VEHICLE

To include but not limited to the following:

Flashlights: to provide illumination for crime scene searches

Tools for Documentation and Scaling for Crime Scene Photography

-plastic numbers and letters and evidence flags: to mark pieces of evidence for photography and later collection - scale tape

Sketch Kit (complete with graphing paper and templates): to be used to document scene

Crime Scene Sketch Software: to be used for presentation in court and for documentary purposes.

Tape Measures: one 100 foot tape measure and one 25 foot tape measure to be used to measure the position of items at the scene

Evidence Collection Supplies: to be used to collect and preserve evidence

-heat sealer

-small evidence collection containers of various sizes

-evidence tags with ties

-tweezers

-scissors

-scalpels

Casting Tools and Accessories: to be used to make casts of impression evidence

-casting frames

-casting material

-Mikrosil (used to make casts of tool mark evidence)

Serology Kit: to be used to locate and collect serological evidence
-blood field test kit
-swabs and distilled water

Post Mortem Kit: To be used to collect fingerprints from the deceased for elimination purposes

Trajectory Kit (includes laser, protrusion rods, and materials for stringing bullet paths): To be used to document ballistic evidence and to gather information on bullet flight and source

Gunshot Residue Collection Kits: to be used to locate gunshot residue

Halogen Work Lights with Stand: to be used to illuminate crime scenes in low or no light situations for the when completing crime scene searches

Tools and Tool box: shovel, hammer, screw drivers etc. to be used to access evidence.

Ladder and Ladder rack: used to reach evidence.

Digital Cameras: These cameras will not be as advanced as the one above, but these cameras will be given to each shift Sergeant for them to use at their crime scenes or at their officers' crime scenes. The Crime Scene Unit does not/can not respond to every type of call or they are sometimes delayed, so having these upgraded digital cameras will provide more detailed photography than what patrol has at this time. Photographs are some of the best evidence that is produced at court hearings, that is the reason that we need one per Sergeant per shift.

THE FOLLOWING ITEMS WILL BE DISTRUBUTED TO ALL OF OUR PATROL OFFICERS AND INVESTIGATORS SO THAT THEY HAVE THE PROPER EQUIPMENT TO PROCESS A CRIME SCENE AND SECURE EVIDENCE LAWFULLY TO AVOID CASES BEING DISMISSED FROM COURT AND TO ENSURE THAT THE VICTIM'S CASE IS PROSECUTABLE.

Evidence Bags (small, medium & large sizes): Various types of bags that are used to store and transport evidence from a scene to the Crime Lab.

Fingerprint Kits: Kits that will be used while in the field processing crime scenes.

Fingerprint Kit refills (powder, backing cards, brushes, tape, pads): All items listed are contained in the kits and once used, they have to be replenished.

Barrier Tape: Tape to keep persons from contaminating a crime scene.

Exam gloves (small med & large sizes): Gloves that all officers/investigators use while on a crime scene, for officer safety reasons and for crime scene preservation.

**STATE OF SOUTH CAROLINA
DEPARTMENT OF PUBLIC SAFETY
Office of Highway Safety and Justice Programs
Justice Assistance Grant Program**

Grant #

App # AG16080

To Be Completed by Project Director

Section 1

County Name: 29 - LANCASTER ▼

Other county/counties this project will serve:

Section 2

Grant Period:

Begin: 7/1/2016

End: 6/30/2017

Section 3

Project Title: Domestic Violence Investigator

Section 4

Project Summary (max. 300 characters):

Hire an Investigator to focus on domestic violence cases and to ensure that all victims of domestic violence are able to understand and participate in the criminal justice process.

Section 5

Type of Application

a. Initial ▼

b. Year of Funds : 1 ▼

Other:(Specify)

c. Reimbursable ▼

Section 6

a. Organization Type : County ▼

Other:(Specify)

b. U. S. Congressional District 05

Section 7

Agency DUNS number*: 086866944
(fedgov.dnb.com/webform)

Has your agency registered with Central Contractor Registration (CCR)?* Yes
(www.sam.gov)

For **Central Contractor Registration (CCR) handbook** [click here](#).

* This data is not required to submit this application but will become necessary for federal reporting requirements if this project is awarded.

FEIN: 57-6000370

Agency Name Lancaster County Sheriff's Office

Address 1520 Pageland Highway

City Lancaster

State South Carolina

(Please use the Name/Address
above instead of this field)
Name and Address of Implementing
Agency

10 Digit Zip 29721-0908

(Area) Phone #: 803 283 3388

(Area) Fax #: 803 286 9823

COMPLETE PAGES 2&3 BEFORE COMPLETING THIS SECTION

Section 8

BUDGET

Use whole dollars only (For example: \$1,500 not \$1,500.00)

a. BUDGET CATEGORIES	GRANTOR	AGENCY MATCH	TOTAL
Personnel	\$58,344	\$6,483	\$64,827
Contractual Services	\$0	\$0	\$0
Travel	\$12,114	\$1,346	\$13,460
Equipment	\$51,390	\$5,710	\$57,100
Other	\$7,677	\$853	\$8,530
TOTAL:	\$129,525	\$14,392	\$143,917
b. PERCENTAGE:	90 %	10 %	100 %

Section 9

**APPROPRIATION OF NON-GRANTOR
MATCHING FUNDS**

County ▼

Other (Explain):

MATCHING FUNDS CATEGORIES

GRANTOR

CASH

TOTAL

PERSONNEL**SALARIES**

Position Title

% of Time
On Project

Quantity

Criminal Domestic Investigator

100

1

\$38,430

\$4,270

\$42,700

TOTAL SALARIES:

\$38,430

\$4,270

\$42,700

EMPLOYER CONTRIBUTIONS (Fringe Benefits)

% or Rate

X Base

Social Security & Medicare (FICA)

.0765%

42700

\$2,940

\$327

\$3,267

Retirement

13.74%

42700

\$5,280

\$587

\$5,867

Worker's Compensation Insurance

3.46%

42700

\$1,329

\$148

\$1,477

Unemployment Insurance (on first \$7,000 only)

\$0

\$0

\$0

Health Insurance

11,375

\$10,238

\$1,137

\$11,375

Dental Insurance

141

\$127

\$14

\$141

Pre-Retirement Death Benefit

\$0

\$0

\$0

Accident Death Benefit (Police Officers)

\$0

\$0

\$0

Other Employer Contributions (Itemize)

\$0

\$0

\$0

TOTAL EMPLOYER CONTRIBUTIONS:

\$19,914

\$2,213

\$22,127

TOTAL PERSONNEL:

\$58,344

\$6,483

\$64,827

CONTRACTUAL SERVICES:

(Itemize - DO NOT include professional fees for doctors, psychologists, etc.)

\$0

\$0

\$0

TOTAL CONTRACTUAL SERVICES

\$0

\$0

\$0

TRAVEL:

(Itemize-include mileage, airline cost, lodging, per diem, parking, car rental)

Mileage 24,000 @ .54 x 1

\$11,664

\$1,296

\$12,960

Lodging 5 nights x \$70 x 1

\$315

\$35

\$350

Per Diem 5 days/nights @ \$30 x 1

\$135

\$15

\$150

TOTAL TRAVEL:

\$12,114

\$1,346

\$13,460

Show Section 2-A Disabled

MATCHING FUNDS**CATEGORIES**

GRANTOR CASH TOTAL

EQUIPMENT (\$1,000 or more per Unit):

(Itemize - DO NOT USE BRAND NAME.- Also, DO NOT include leased, rented items or software)

ITEM	QUANTITY			
Vehicle and accesories		\$31,500	\$3,500	\$35,000
Light bar package, siren and speakers		\$1,980	\$220	\$2,200
Dual band radio		\$5,400	\$600	\$6,000
Taser Equipped with camera		\$1,440	\$160	\$1,600
Laptop computer, docking station, monitor& accessories		\$1,800	\$200	\$2,000
Long Gun (Rifle) w/ accessories		\$1,260	\$140	\$1,400
In car Radio		\$1,710	\$190	\$1,900
Installation		\$900	\$100	\$1,000
Digital Camera and accessories		\$5,400	\$600	\$6,000
TOTAL EQUIPMENT:		\$51,390	\$5,710	\$57,100

Other:

Registration fees for training		\$900	\$100	\$1,000
Clothing Allowance		\$900	\$100	\$1,000
Pistol and holster		\$900	\$100	\$1,000
Concealed Bullet Proof Vest and Entry Vest		\$1,710	\$190	\$1,900
Digital voice recorder		\$144	\$16	\$160
Cell phone and service		\$1,080	\$120	\$1,200
Modem		\$855	\$95	\$950
Modem Service 12mths \$60 per month		\$648	\$72	\$720
External Hard drive		\$90	\$10	\$100
Law enforcement accessories		\$270	\$30	\$300
office supplies		\$180	\$20	\$200
		\$0	\$0	\$0
TOTAL OTHER:		\$7,677	\$853	\$8,530

BUDGET NARRATIVE

List items under each Budget Category heading. Explain exactly how each item in your budget (both grantor and match) will be utilized. It is important that the necessity of these items, as they relate to the operation of the project, be established. Dollar amounts DO NOT have to be provided

Personnel:

Officer: dedicated to investigation of domestic violence crime cases for the Lancaster County Sheriff's Office

Travel:

Mileage: Estimated 24000 to carry out the duties of the job and to go to any approved training courses offered to enhance job performance at .54 per mile

Lodging: Hotel accommodations for the officer to attend approved conferences and training

Per Diem: Food for the officer while attending approved conferences and training

EQUIPMENT

Vehicle and Accessories: Vehicle with accessories to be used by investigator

Light bar package, siren and speakers: to be placed in the vehicle.

Dual Band Walkie Talkies: 800 Mhz & UHF capable to be used by investigator while in the field to communicate with the Sheriff's Office and other Deputies.

Taser Equipped with Camera: to provide the officer with a less than lethal response to resistance and a way to document the incident for liability and/or court purposes.

Laptop, Docking Station with monitor & accessories: To include laptop, cables, laptop bag and etc. To be used by the officer to do reports, investigate reports; keep logs of case statistics, and other miscellaneous reports. Station (with monitor) to be placed at the investigators desk to allow the investigator to work on reports, schedules and etc while in the office.

Rifle (Long Guns) w/ accessories: Gun to be used in high risk searches to provide more protection for the Investigator. Including slings and rails for carrying the weapon.

In Car Radio: To be placed in the vehicle to allow officers to keep contact with Communications and other officers in the department.

Installation Fee: Installation of all radio, siren, computer mounts, modems and lights will be covered by this line item.

Digital Cameras and Accessories: High quality camera and lens, trigger flash, speed light, batteries, memory cards, other related accessories and storage/carrying case to be used by the officer to build cases where more realistic photos is required at high quality.

Other:

Training Registration Fees: To be used to pay for approved training courses offered to a domestic violence investigator

Clothing Allowance: This will be used by the Investigator so that they have the proper attire to wear to court for trials and to wear while investigating the domestic violence cases.

Pistol & Holster: Required standard issue firearm/holster for the Lancaster County Sheriff's Office

Concealed Bullet Proof Vest and Entry Vest: To be worn by the Investigator while on duty according to Lancaster County Sheriff's Office Policy

Digital voice recorder: to be used to record interviews, phone calls to build case files for prosecution.

Cell Phone and Cellular Phone Service: To allow the officers to make contact with victims, service providers and other personnel related to their duties.

Modem: These modems will be used by investigator to access our local records management system, DMV records, NCIC records and all other law enforcement databases while out in the field via the hard wired secure internet. This will allow our Investigator to do reports, follow ups, interviews while in the field versus having to wait to get back to the office to do them. This also gives the Investigator hands on tools to search databases for past crimes or persons of interest.

Modem Service: This will be used to pay the monthly fee for the modems so that our Investigator will have access to our local records management system, DMV, NCIC and other databases while in the field.

External Hard Drive: To be used by the Investigator to store information so that the laptop does not get slow with all the potential files these officers will have to keep stored for court cases.

Law enforcement accessories: To be used by the investigator to purchase miscellaneous items (hand cuffs, flashlights, and business cards) to be used in the scope of the job duty.

Office Supplies: To be used by the investigator to do their daily task (including but not limited to: print cartridges, pens, paper, stapler, staples, paperclips, white out, tape, post it notes)

Agenda Item Summary

Ordinance # / Resolution#: n/a
Contact Person / Sponsor: Coroner
Department: Public Safety
Date Requested to be on Agenda: February 9, 2016

Issue for Consideration:

Moving a part-time administrative assistant to full-time

Points to Consider:

- Changing the accrued hours weekly from 30 to 37.5
- Allows Coroner's office to be open / available on Fridays
- This will establish a Monday-Friday schedule consistent with other County office operations

Funding and Liability Factors:

For the remainder of the 2015-2016 FY it is estimated to cost \$3,000
For 2016-2017 FY, it will be an additional \$7,300 for the full year.

Council Options:

Proceed as recommended or recommend alternatives to full Council.

Recommendation:

It is recommended to make this position a full time position starting immediately.



Lancaster County

Coroner's Office

Quarterly Report for Fourth Quarter 2015

Department Head: Mike Morris, Coroner

Key Public Service Areas

- Death Declarations
- Death Investigations
- Family Notifications
- Body Transports
- Autopsy Orders
- Toxicology Assessments
- Inquests
- Exhumations

Critical Objectives

- Effectively, efficiently, and accurately assess and determine manner and cause of death
- Establish and maintain a transport team to best serve needs of county
- Maintain a state of readiness for day to day operations as well as mass casualty events

	2015		2014
	<u>Q4</u>	<u>YTD Total</u>	<u>Prior YTD Thru Q4</u>
Total Deaths	129	463	495
<i>Total Homicides</i>	4	5	7
<i>Total Suicides</i>	0	5	8
<i>Total Accidents</i>	6	28	24
<i>Total Natural</i>	119	424	454
<i>Total Undetermined</i>	0	1	2
Total Autopsies	29	75	60
Total Indigent Cases	1	2	2
Total Transports	56	178	175
Case Hours Expended	1,721	6,341	5,850
Total Case Costs	\$ 45,201	\$351,094	\$ 361,206
Reported Revenue	\$ 1,416	\$ 3,825	\$ 5,180
% Spent Autopsies/Toxicology	19.8%	27.0%	31.3%

Summary of Findings for Q4 Calendar Year 2015 vs. 2014

- ❖ Coroner calls in Lancaster County decreased 2015 compared to 2014. The dynamic that we are facing is the longevity of the calls we are receiving; not only with homicides, suicides, and accidents but more importantly with natural deaths. Calls are coming in multiples, span the county, and are beginning to take longer on the average. This is reflected in the case hours expended. Diversity in family and contact situations as well as more and more need to look beyond the obvious is growing.
- ❖ Answering Service for Coroner's office costs \$0.27/call for inbound or outbound calls. Began November 2013 at 220 calls per month and have doubled volume to 540 calls per month through December 2015. Call volumes include not only direct response to cases but multiple other requests from agencies such as law enforcement, lawyers, insurance companies, regulatory bodies, etc. This volume is primary reason for request to increase part time office assistant to full time.
- ❖ The primary causes of death in Lancaster County are cardiac related (~31%), cancer (~23%), accidents/homicide/suicide (~8%), pulmonary issues (~8%), and alzheimers (~7%). Most accidental deaths are attributed to motor vehicle collisions, mixed drug intoxication, and falls.
- ❖ Ages ranged from 0-100 with an average age of 69.5. Males represented 55% and over 80% were Caucasian. Those that died in the county lived in almost 20 different cities with Lancaster representing 65% with Indian Land/Fort Mill at 14% and Kershaw/Heath Springs at 16%.
- ❖ Coroner's Office hosted a classroom session with Dr. Laura Pettler, a world renown Forensic Criminologist, during September. We were among only 12 in the country that received this opportunity. We hosted participants from all over the state.
- ❖ Other snippets of information from the coroner's office:
 - Starting process for training submission to the state for the year
 - Created pamphlet to be distributed to families that will provide key questions and answers as well as contact information. This has been very well received by families that have needed this.
 - Coroner's Office is actively working on accreditation through the International Association of Coroners and Medical Examiners (IAC&ME).
 - We welcomed Jennifer Collins to the Coroner's Office as the Administrative Assistant.
 - Two new vehicles were acquired and were completed for in-servicing.
 - Updating policies and procedures manual and mass fatality emergency plan.
 - As people become more creative, populations grow, and the baby boomer deaths continue to rise, our dual call volumes will grow creating future needs for dual staff members to be involved at same time.
 - ~ 44% of calls resulted in cremation

Scope of Agency Operations

- Determine and certify the cause and manner of death for all cases deemed by SC law to fall under the coroner including Natural, Homicide, Suicide, Accident, and Undetermined. Includes all hospital deaths under 24 hours of admission or all transferred to another county that dies due to non-natural causes
 - Scene investigation
 - Authorize autopsies by licensed pathologists to aid in scientifically determining the cause of death
 - Subpoena records for use in investigation of cause and manner of death
 - Maintain records in a manner compliant with state and federal laws, i.e. HIPAA as well as the Freedom of Information Act.
 - Notify families of death and explain process from notification to "case closed"
 - Conduct investigations in a manner to draw conclusive results in cause and manner of death. Conduct extensive scene and other studies to aid pathologist in conclusive autopsy results
 - Prepare court testimony as needed for criminal cases
- Prepare emergency plans for county for mass fatalities

Agenda Item Summary

Ordinance # / Resolution#:	Discussion Item
Contact Person / Sponsor:	Steve Willis
Department:	Administration
Date Requested to be on Agenda:	February Public Safety Committee

Issue for Consideration:

Potential revision to Noise Ordinance. We actually have two sections; (1) the first is in the General County Code and is geared towards club type noises and amplified noise; and (2) the second is in the UDO. This one is unenforceable as the devices to measure the sounds as described are no longer produced.

Points to Consider:

The Committee asked for a side by side comparison but as you can see from Attorney Barfield, the only way to proceed with a workable ordinance was to start over. The current sections are attached as information. I would note the UDO generally relates to construction and development activities; not ongoing enforcement issues.

There are numerous points to discuss; more than can be enumerated here. Please see the attachment for discussion points by Attorney Barfield.

Please note the purpose today is not to bring you a final draft for adoption. We need to discuss with the Committee a number of points to gauge the desire of members on several critical points. I would anticipate it taking several meetings before we are at the point of having a final draft for the Committees consideration.

Funding and Liability Factors:

If we develop an ordinance that has reliance on meters for measurement we would have expense to acquire, distribute, and maintain them.

Council Options:

Adopt the new ordinance, modify the existing ordinance, or leave the current ordinance in place.

Staff Recommendation:

Proceed so that the Sheriff's Office has an enforceable ordinance.

Committee Recommendation:

To be determined.

Steve Willis

From: Doug Barfield
Sent: Monday, February 01, 2016 3:01 PM
To: Steve Willis
Cc: Sheriff Faile; James M. Shaw; Eric Brown; Jeff Hilton
Subject: Noise Ordinance
Attachments: Noise Ordinance.docx; Memorandum - Noise Ordinance.doc

Steve -

Attached is the sheriff's office proposal for a reworked noise ordinance. I will make some general comments about how and why we came up with this, and I invite those copied on this email to weigh in if I misstate anything or leave anything out or if they simply have additional comments.

I believe the consensus at the sheriff's office is that the current noise ordinance, Sections 23-21 through 23-23, is not very good. I have read it time after time, still do not understand it, and still would have a hard time advising a deputy on the road about enforcement under a given set of facts. I will not break down the entire ordinance, but I will give you one example. The current ordinance goes to great lengths to define "excessive noise" but, as far as I can tell, never makes excessive noise unlawful. It does make "noise disturbance" unlawful along with the other "special prohibitions." I believe the current ordinance needs a lot of simplifying and cleaning up and the best way to do it is to start over with a blank sheet of paper.

You sent us the Greenville County ordinance which we examined carefully. Also attached is a memo I did for the sheriff expressing some thoughts on the Greenville ordinance. We do not like it too much, either. I believe the biggest objection is that most noise would have to be measured under very technical circumstances to determine whether the ordinance was violated. This presents all kinds of issues including buying, maintaining, and keeping calibrated some fairly expensive equipment. We would also have to decide how many to buy and how to distribute them among the three districts. Also, we would have to "witness" the noise to be able to measure it. Often when we answer noise complaints the noise has abated by the time we get there. If the complaint involves noise that must be measured, we could not take any enforcement action unless we hang around hoping that the noise resumes.

I believe a noise ordinance should be as simple and non-technical as possible without being so vague it is unenforceable. It should not classify and define too many types of noise. If we single out different types of noise we will no doubt omit types we should include, and we will get complaints from offenders for including their noise but excluding other types of noise. It should factor in large doses of common sense and reasonableness.

We believe the attached proposed ordinance is workable. It creates only one violation - making, continuing, or causing to be made or continued **excessive noise**. Excessive noise has a reasonable and common sense definition followed by a fairly comprehensive list of factors to be considered in determining whether the noise is excessive. The factors are there to be considered by the fact finder in the court proceeding, but they also give deputies guidance in deciding whether to write a ticket in the first place. For example, one factor is the **date** and time of the day or night the noise occurred. We probably would write a ticket to a person shooting fireworks right next to his neighbor's house at midnight on some random date but would not on the Fourth of July. There is no requirement that the noise be measured.

There are exceptions in the ordinance in Section 23-23. We are not going to solve the Blue Dot problem with this ordinance. Fixed-site businesses that do not sell alcohol for on-premise consumption are excepted, as are governmental and quasi-governmental activities per 23-23(B) and (C). On the other hand, a logger running a skidder or a contractor shooting a nail gun or a lawn care guy running a leaf blower at 5:30 in the morning next door to a home would be subject to the ordinance.

We believe we can live with and enforce an ordinance along these lines. Noise complaints are difficult. They are usually subjective in nature. We admit that by arguing against noise measurement we are ensuring that the complaints we receive will be judged subjectively. We think the ordinance gives deputies the tools they need to decide whether to write a ticket and gives the judge or jury the tools it needs to decide whether the ordinance was violated.

Please consider this draft a starting point. Others might have better ideas. Thank you.

Douglas A. Barfield, Jr.
Staff Attorney
Lancaster County Sheriff's Office
P. O. Box 908
1520 Pageland Highway
Lancaster, South Carolina 29721
Phone 803-313-2117
Fax 803-286-9823
Email dbarfield@lancastercountysc.net



MEMORANDUM

TO : Sheriff Faile
FROM : Doug Barfield
RE : Noise Ordinance
DATE : November 9, 2015

I looked at the proposed noise ordinance we got from Steve Willis, which is based upon the Greenville County ordinance. I have some questions about it, and I have some concerns about the practicality of enforcing it. Generally, the language is overly complex, and I cannot understand the meaning of some of it.

Section 23-22(a) speaks of "radio, receiving set, musical instrument, phonograph set, television set or **other machine or device for producing or reproducing sound.**" Later, the same section and paragraph in the context of motor vehicles speaks of "radio, cassette or CD player or **any other sound producing device.**" Do these bold terms refer to anything that makes noise or just entertainment type equipment? For example, under the first part would a mini cannon like the kind used at Clemson games fired in somebody's backyard fit, and under the second part would a loud muffler on a car fit?

It appears that all noise complaints must be measured by a sound level meter - with two exceptions - before a charge can be made. The exceptions are noise associated with a motor vehicle under 23-22(a) and bass vibratory sounds under 23-25, which could come from a car stereo or from a stereo inside a house or an apartment. By my reading of the ordinance, we would not have to measure those sounds. I guess the rationale for not having to measure sounds from a car is that the car likely would be passing by with no opportunity for measurement. Likewise, I suppose the rationale for not having to measure bass vibratory sounds is that they are not always loud and would not kick up the meter but would disturb because of the vibration. Another twist is that bass vibratory sounds would only be illegal if they disturbed people in dwellings, hotels, or other residences. Why would bass vibratory sounds coming from someone's apartment over the street not be just as objectionable to people eating lunch at a table on the sidewalk outside a restaurant?

The exceptions seem to swallow up the rule. The ordinance does not apply to a list of folks including the **government** and **lawfully established business or industry** (not including places that serve alcohol) per 23-22(b). That section also exempts a list of others between 7:00 a. m. and 10:00 p. m. A good many of the folks in the two lists are government or business/industry and are completely exempt anyway. Another twist is that licensed hunters are exempt but target shooters are not. The result of all this is that we could charge a homeowner with a leafblower in his driveway at 11:00 p. m. but we



Lancaster County
Sheriff's Office

BARRY S. FAILE

SHERIFF

could not charge Blue Dot for cleaning out their trucks with a jack hammer at the same time.

Section 23-27 deals with penalties for violations relating to car stereos. For a third conviction, the equipment is forfeited. I do not think we need to get into the business of taking car stereo equipment. If the ordinance passes with this provision, something definitive needs to be added to say what we can do with the equipment. Instead of this provision, I suggest up to \$250 for a first offense, up to \$500 for a second offense, and up to \$500 and/or 30 days for a third or subsequent offense.

I think there should be some discussion within county government about the relation between whatever noise ordinance we end up with and Section 4.1.16(4) of the Unified Development Ordinance relating to noise associated with nonresidential uses of property. That section is even more complicated than the proposed noise ordinance. I believe Section 7.1 of the UDO gives the building and zoning department authority to enforce the noise provisions of the UDO. I do not know whether building and zoning has the equipment called for in Section 4.1.16(4) of the UDO or, if so, whether they use it. There should be some consistency between a new noise ordinance and the UDO. There also should be clear lines of authority as to whether we or building and zoning handles certain types of complaints. We had a round of complaints a few weeks ago about Blue Dot. A couple of weeks ago we had complaints about early morning logging at Tree Tops. It seems to me those types of complaints should be handled by building and zoning, and we should handle loud party complaints and gunfire complaints and things like that.

After you meet with Steve, let me know what you need me to do next on this. Thank you.

Article II. NOISE

Section 23-21. Definition.

Excessive Noise is any loud and unnecessary noise which disturbs the peace and quiet of any unincorporated area of the County of Lancaster or which causes disturbance, discomfort, or annoyance to any reasonable person of normal sensitivities in any unincorporated area of the County of Lancaster or which endangers or injures the safety or health of any person or domestic animal in any unincorporated area of the County of Lancaster. This shall include but not be limited to noise made by human voice or any mechanical, electric, or electronic machine or device. In determining whether a noise complained of constitutes excessive noise, the finder of fact shall consider all relevant factors including but not limited to the following:

- (A) The intensity and level of the noise;
- (B) The nature of the noise including whether it was usual or unusual and whether it was produced naturally or unnaturally;
- (C) The duration of the noise;
- (D) The date and the time of day or night the noise occurred;
- (E) The general characteristics of the area where the noise was produced;
- (F) The general characteristics of the area where the noise was heard;
- (G) The distance between the source of the noise and the hearer of the noise;
- (H) The reasonable expectation of quiet of persons where the noise was heard;
- (I) Any prior complaints concerning the noise or its source or the person producing the noise.

Section 23-22. Prohibited Acts.

It shall be unlawful for any person to make or continue or cause to be made or continued any excessive noise in any unincorporated area of the County of Lancaster.

Section 23-23. Exceptions.

This Article shall not apply to:

- (A) Noise emanating from a lawfully established business or industry on a fixed site in any unincorporated area of the County of Lancaster except a business licensed for on-premise consumption of alcoholic beverages, which business shall be subject to this Article.
- (B) Noise emanating from governmental activities, airports and aircraft, railways, emergency signal devices, parades, carnivals, school band practice and performances, school or government sponsored athletic events, or similar activities.
- (C) Noise caused by emergency operations for the immediate safety, health, and welfare of the unincorporated areas of the County of Lancaster and its inhabitants or to restore property to a safe condition following a calamity.

- (D) Noise emanating from construction activities, agricultural activities, tree harvesting or land clearing activities, lawn care activities, or similar activities between the hours of 6:00 a. m. and 10:00 p. m.

Section 23-24. Enforcement and Penalties.

- (A) The provisions of this Article shall be enforced by the Lancaster County Sheriff's Office.
- (B) A person violating this Article shall be guilty of a misdemeanor and shall be punished by a fine and/or imprisonment as provided by Section 1-10 of the Lancaster County Code of Ordinances for a first and a second offense and by a minimum fine of \$250.00 and/or imprisonment as provided by Section 1-10 of the Lancaster County Code of Ordinances for a third or subsequent offense. Each occurrence shall constitute a separate offense.

Agenda Item Summary

Ordinance # / Resolution#:

Contact Person / Sponsor: Kimberly Hill

Department: Finance

Date Requested to be on Agenda: February 9, 2016

Issue for Consideration:

Fiscal Year 2016-2017 Draft Budget Request for Pleasant Valley Fire

Points to Consider:

Last month each department submitted a draft budget for its committee to consider. The objective of that review was simply to receive Council's informal feedback on requests. PVFD has yet to be reviewed and is now presenting their request.

These budgets have not yet been formally reviewed by Finance or the Administrator. Staff is expected to finalize their submissions and turn into Finance for analysis and review.

Funding and Liability Factors:

All feedback given will be used to assist in the development of the Administrator's 2016-2017 Recommended Budget.

Council Options:

This is simply for commentary only.

Recommendation:

None.

LANCASTER COUNTY PLEASANT VALLEY FIRE DISTRICT BUDGET REQUEST

Account Number	ACTUAL 2013-2014	ACTUAL 2014-2015	BUDGETED EXPENDITURES 2015-2016	REQUESTED 2016-2017	INCREASE (DECREASE) FROM PY	PROJECTED 2017-2018	Strategic Priorities
50-7-928-500-10 WAGES & SALARIES PARTTIME	33,740	85,687	107,700	122,700	15,000		
50-7-928-510-00 FICA-EMPLOYERS CONTRIBUTION	2,347	6,469	8,240	8,240	-		
50-7-928-510-10 S.C. POLICE RETIREMENT	3,053	6,323	14,798	14,798	-		
50-7-928-510-25 WORKERS COMPENSATION	2,229	7,477	7,258	7,258	-		
50-7-928-520-35 SALARIES & FRINGE PVFD	44,277	-	-	-	-		
50-7-928-530-00 TRAVEL, TRAINING, DUES	4,141	5,793	7,000	7,000	-		
50-7-928-540-00 SUPPLIES-GENERAL	3,647	3,815	4,000	5,000	1,000		
50-7-928-542-00 SUPPLIES-CLOTHING	911	1,370	2,000	2,000	-		
50-7-928-551-00 EQUIPMENT-GENERAL	6,708	11,124	8,000	10,000	2,000		
50-7-928-560-00 EQUIPMENT-CAPITALIZED	-	42,140	-	-	-		
50-7-928-570-00 UTILITIES- GENERAL	5,575	7,144	8,000	8,500	500		
50-7-928-590-00 MAINTENANCE-VEHICLES	264	155	1,000	2,000	1,000		
50-7-928-591-00 MAINTENANCE-GENERAL	4,337	4,592	6,000	7,000	1,000		
50-7-928-600-00 CONTRACTUAL SERVICES	1,123	1,171	1,200	1,200	-		
50-7-928-650-00 INSURANCE-GENERAL	1,599	649	2,500	2,500	-		
50-7-928-690-00 SPECIAL PROJECTS	4,012	1,065	5,000	30,000	25,000		
50-7-928-760-00 MATCHING FUNDS	2,000	4,000	4,000	4,000	-		
50-7-930-770-00 DS PRINCIPAL-GENERAL	100,000	2,010,000	105,000	115,000	10,000		
50-7-930-770-05 DS FEES	-	-	-	-	-		
50-7-930-770-10 DS INTEREST-GENERAL	106,798	134,943	100,648	58,663	(41,986)		
50-9-928-950-00 TRANSFER TO GEN FUND	15,000	20,000	25,000	30,000	5,000		

Employee Verification	Full-time	Part-time
Current Number		
Current Vacancies		
Number of Requested		

Total Increase (decrease)

18,515