

MINUTES
HORRY COUNTY COUNCIL
REGULAR SESSION
February 15, 2005
6:00 pm

MEMBERS PRESENT: Liz Gilland, Chairman; Harold Worley; Mark Lazarus; Marion Foxworth; Mike Ryan; Howard Barnard; Bob Grabowski; James Frazier; Carl Schwartzkopf; Paul Prince; Kevin Hardee; and John Boyd.

MEMBERS ABSENT:

OTHERS PRESENT: Danny Knight; Pat Hartley; John Weaver; Anne Wright; Paul Whitten; Steve Gosnell; Janet Carter; Beth Fryar; Westley Sawyer; Roland Meyer; and Lisa Bourcier.

In accordance with the FOIA, notices of the meeting were provided to the press stating the time, date, and place of the meeting.

CALL TO ORDER: Chairman Gilland called the meeting to order at approximately 6:00 p.m.

INVOCATION: The Honorable Carl Schwartzkopf gave the invocation.

PLEDGE OF ALLEGIANCE: The Honorable Marion Foxworth led in the pledge.

PUBLIC INPUT:

1. Cheryl Vereen came forward to speak on Deferring Rezoning Requests but requested to be placed on public input for the March 15th meeting to speak on the issue at that time.
2. James Millward spoke regarding the Police Department. He thanked the Department for their help regarding his daughter-in-law who had been missing for two weeks. He suggested that Council consider having a webpage of missing persons, missing persons information on the government access channel, and that *The Sun News* have a page of missing persons.
3. Bog Fogner stated that the Veterans Memorial had won the South Carolina and North Carolina award for best public monument of the year and had been nominated for the national award. He presented an award to John Boyd, Lisa Bourcier, County Council, and Horry County Maintenance Department. He further stated a monument would be placed at the Myrtle Beach VA Clinic on March 21st.

Chairman Gilland closed public input.

CHANGES TO THE AGENDA:

Mr. Weaver stated Ordinance 12-05 needed to be reconsidered for third reading due to a minor flaw in wording that would have great significance. Mr. Frazier **moved to add to the agenda**, seconded by Mr. Grabowski. The motion passed unanimously.

Mr. Prince **moved to add discussion on Reassessment under Old/New Business**, seconded by Mr. Boyd. The motion passed unanimously.

Chairman Gilland **requested to add a discussion of HC zoning near residential zoning under Old/New Business**. Mr. Foxworth **moved to add**, seconded by Mr. Ryan. The motion passed unanimously.

APPROVAL OF AGENDA CONTENTS: Mr. Schwartzkopf **moved to approve the agenda contents**, seconded by Mr. Boyd. The motion passed unanimously.

APPROVAL OF MINUTES:

February 1, 2005 Regular Session: Mr. Prince **moved to approve the minutes as submitted**, seconded by Mr. Ryan. The motion passed unanimously.

MEMORIAL DEDICATION OF MEETING: Chairman Gilland requested that Council adjourn in memorial of Rick McKeiver. Mr. Lazarus requested to adjourn in memorial of John McMillan. Mr. Grabowski requested to adjourn in memorial of his mother-in-law, Charlotte Schaffer.

APPROVAL OF CONSENT AGENDA: Mr. Barnard **moved to approve the Consent Agenda**, seconded by Mr. Frazier. The Consent Agenda consisted of the following:

- Third reading of the following ordinances to approve the request to amend the official zoning maps: **16-05** Alice & Merlin Woodward, Jr.; **17-05** John & Denise Anderson; **18-05** James M. Wooten, agent for Alford & Isaac Properties; **20-05** TEG LLC; **21-05** Mark Greene, agent for Blanchard Machinery Co.; **23-05** Billy D. Gore, Trustee; **24-05** Olease Cannon; and **25-05** Horry County Planning, agent for Willa Bell, Hazel Milligan & Daisy Hardee.
- Third reading of **Ordinance 26-05** to amend the FY 2005 budget so as to approve the purchase of 8 vehicles for beach patrol.
- First reading of **Ordinance 28-05** to amend the Land Development Regulations providing clarification and revision to the existing standards.
- First reading of the following ordinances to approve the request to amend the official zoning maps: **29-05** Bryant Stokes, agent for Lucian Bellamy, Jr. & Easel G. Todd; **30-05** Steve Powell, agent for Connector LLC; **31-05** Horry County Planning, agent for Hal B. Holmes, Jr.; **32-05** Rob Wilfong, agent for Black Creek Development; **33-05** William

Ambrose, agent for Carpenter Properties, Inc.; and **34-05** John Stillwagon, agent for George & Janet Carter.

- **Resolution R-18-05** authorizing the transfer of road maintenance funds from the account of Gore Road, Sweet Bay Road and Vereen Avenue to the account of Lilly Lane.

The motion passed unanimously.

RESOLUTIONS/PRESENTATIONS:

Recognition of Raymond & Felicia Bellamy for their recreation contributions to the North Myrtle Beach area. Mr. Gary Watson presented an award to Raymond and Felicia Bellamy and Paul Chestnut.

Mr. Worley left the meeting.

Presentation on a proposed Traffic Violation Processing System. John Gaydeski, Transol USA, gave a presentation on the system. Matt Sevell, Nestor Traffic Systems, spoke briefly. Mr. Boyd spoke on the discussion that took place at the Public Safety Committee meeting. Mr. Whitten spoke about the briefing that day by the Highway Safety Office- South Carolina Department of Public Safety regarding traffic accidents in South Carolina with Horry County being in the top two or three counties in every statistic. Chairman Gilland stated this item would be discussed at the retreat.

Resolutions to accept dedication of the roads and drainage at the following locations:

R-19-05 Queens Harbor Tract IV (Pennington Loop); **R-20-05** Indigo Fields (Muscari Dr, Mirabilis Dr. & Molina Dr.); **21-05** Hillsborough Phase II (Lalton Dr., Presbury Dr. & Belton Dr.); and **R-22-05** Avalon Plantation (Seneca Ridge Dr. & Cooper Creek Ct.). Mr. Foxworth **moved to approve**, seconded by Mr. Ryan. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus	Gilland	Worley
Foxworth		
Ryan		
Barnard		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		

Resolution R-23-05 to declare the former fire stations at Bucksport and Mt. Olive as surplus property and offer them for sale to the general public. Mr. Hardee **moved to approve**, seconded by Mr. Frazier. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus		Worley
Foxworth		
Ryan		
Barnard		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

Resolution R-24-05 to *disapprove* the request of Cecil Grainger, agent for Leon D. Todd, Jr., to amend the official zoning maps. Mr. Schwartzkopf **moved to approve the disapproval**, seconded by Mr. Hardee. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus		Worley
Foxworth		Grabowski
Ryan		
Barnard		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

Resolution R-25-05 to approve an agreement of purchase and sale of assets between Boardwalk Beach Services and South Strand Beach Service LLC. Mr. Foxworth **moved to approve**, seconded by Mr. Boyd. Mr. Weaver explained that the holder of the central franchise had run into legal problems and was unable to continue and wanted to sell to Mr. George Lack. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus		Worley
Foxworth		
Ryan		
Barnard		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

Resolution R-26-05 amending R-110-04 adopted by Horry County, SC, on August 17, 2004, to authorize Horry County, SC, to undertake certain expenditures prior to the issuance of its general obligation bonds. Mr. Prince **moved to approve**, seconded by Mr. Barnard. Mr. Knight briefed Council on the issue of needing \$1.75 million in additional funding for the new Conway Library in which they would borrow from the upcoming project of the new Health Department and replace the money in the upcoming budget. Mr. Frazier called the question. The motion to approve passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus		Worley
Foxworth		
Ryan		
Barnard		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

Chairman Gilland called at recess at 7:10 p.m. The meeting reconvened at 7:22 p.m.

READING OF ORDINANCES:

Reconsideration of Third reading of Ordinance 12-05 An ordinance to amend Appendix B, Zoning Ordinance, of the Horry County Code or Ordinances allowing non-commercial personal use buildings on properties as a principal structure. Mr. Frazier **moved to approve**, seconded by Mr. Boyd. Ms. Carter stated an amendment would need to be made that changed CFA to say “**any use permitted in LFA and FA except noncommercial personal use buildings.**” Mr. Barnard **moved to amend**, seconded by Mr. Frazier. The motion to amend passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus		Worley
Foxworth		
Ryan		
Barnard		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

Mr. Hardee **moved to approve the main motion as amended**, seconded by Mr. Ryan. The main motion as amended passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus		Worley
Foxworth		
Ryan		
Barnard		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

Second reading and public review of **Ordinance 19-05** to approve the request of Tonya Morton, agent for Carl, Benjamin, Leo & Becky Vereen to amend the official zoning maps. Mr. Ryan **moved to approve**, seconded by Mr. Prince. Mr. Charlie Thompson came forward during the public review to state he was representing Ms. Morton and would answer any questions they might have. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus		Worley
Foxworth		
Ryan		
Barnard		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

Second reading and public review of the following ordinances to approve the request to amend the official zoning maps: **135-04** Larry Williams and **15-05** Dean Mayer. Mr. Grabowski **moved to approve**, seconded by Mr. Frazier. Mr. Dan Damingo came forward during public review to state his opposition to Ordinance 135-04. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus		Worley
Foxworth		
Ryan		
Barnard		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

Second reading and public review of **Ordinance 140-04** to enact an updated personnel policy and to repeal the existing personnel policy. Mr. Foxworth **moved to approve**, seconded by Mr. Prince. There was no public review. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus		Worley
Foxworth		
Ryan		
Barnard		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

First reading of **Ordinance 27-05** to amend the zoning ordinance pertaining to temporary vending permits in the South Strand area. Mr. Ryan **moved to approve**, seconded by Mr. Barnard. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposition</u>	<u>Not Present</u>
Lazarus		Worley
Foxworth		
Ryan		
Barnard		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

First reading of **Ordinance 35-05** to approve amendments to Myrtle Grove Plantation, Myrtle Grove PDD. Mr. Frazier **moved to approve**, seconded by Mr. Boyd. Mr. Grabowski **recused himself from discussion and voting**. Ms. Carter explained the project. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus		Worley
Foxworth		Grabowski
Ryan		
Barnard		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

First reading of **Ordinance 36-05** to approve amendments to Jon Taylor, Agent for Dusenbury PDD. Mr. Frazier **moved to approve**, seconded by Mr. Boyd. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus		Worley
Foxworth		Grabowski
Ryan		
Barnard		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

First reading of **Ordinance 37-05** to approve amendments to Hackney Parker, agent for J. Charley Ray, Seaside Mulch PDD. Mr. Frazier **moved to approve**, seconded by Mr. Boyd. Mr. Boyd asked about the operation and the fact that there was not a sign on the property. Mr. Boyd **moved to defer to the next meeting**, seconded by Mr. Ryan. The motion to defer passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus		Worley
Foxworth		Grabowski
Ryan		
Barnard		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

OLD/NEW BUSINESS:

Reassessment. Mr. Mincey spoke on the reassessment and the process for appeal. Mr. Sawyer spoke on the vehicle tax and real property tax.

Mr. Hardee left the meeting at 7:45 p.m.

State Newspaper Article: Learning to Love the Property Tax. Chairman Gilland spoke on the article from *The State* newspaper.

HC Zoning. Chairman Gilland suggested a 3-month moratorium on building commercial businesses next to already constructed homes. Mr. Ryan **moved to approve**, seconded by Mr. Barnard. Mr. Barnard suggested they do the same regarding commercial property already established. Mr. Schwartzkopf suggested they discuss the issue at the retreat, forward the recommendations and discussion at the I&R meeting March 3rd and have the I&R Committee prepare the statement for Council for the March 15th Council meeting. Mr. Ryan withdrew his motion. Mr. Barnard withdrew his second.

ADJOURNMENT: Mr. Lazarus **moved to adjourn**, seconded by Mr. Barnard. The motion passed unanimously. The meeting adjourned at 8:20 p.m.

